

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
MAY 16 2008
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
PD 43-13307					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).

OR

- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)	<u>Tony L. Allen</u>
	<u>2595 East 300 South Declo, ID 83323</u>
4. New Owner/Claimant(s)	<u>East Valley Cattle, LLC, an Idaho limited liability</u>
	Name Connector (Check one): ☐ and, ☐ or, ☐ and/or <u>company</u>
New Mailing Address	<u>471 North 300 West</u>
City, State and ZIP Code	<u>Jerome, ID 83338</u>
New Telephone Number	<u>(208) 324.2350</u>

5. Date you acquired the property May, 2008

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

East Valley Cattle, LLC, an Idaho limited liability company

7. Signature(s) of New Owner(s) or Claimant(s) Luis Bettencourt
 Luis Bettencourt, Member (title if applicable)
William Millenkamp
 William Millenkamp, Member (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by [Signature]
 Received by [Signature]
 Processed by AJ

Date 5/19/08
 Date 5/21/08
 Date _____

Receipt Amt. \$25
 Receipt No. 5030201
 WR _____ Date _____

Copy

For Value Received

WARRANTY DEED

#44385

**Tony L. Allen and Cindy G. Allen, husband and wife AND Tony L. Allen and Cindy Allen, Trustees
of the Tony L. Allen and Cindy Allen Revocable Trust dated July 27, 2005**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

**East Valley Cattle, LLC, an Idaho limited liability company
Address: 471 North 300 West
Jerome, ID 83338**

CASSIA COUNTY
RECORDED FOR:
LAND TITLE AND ESCROW
11:42:56 am 05-15-2008
2008-003030
NO. PAGES: 3 FEE: \$9.00
LARRY A. MICKELSEN
COUNTY CLERK
DEPUTY: VIKI

Hereinafter called the Grantee, the following described premises situated in **Cassia County, Idaho**, to-wit:

PARCEL NO. 1:

TOWNSHIP 11 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 10: Part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northwest corner of the NE $\frac{1}{4}$ of said Section 10; Thence South 89°55' West along section line of said Section 10 for 208.72 feet to a point; Thence South 0°05' East for 52.0 feet to the True Point of Beginning;
Thence South 0°05' East for 290.4 feet to a point;
Thence South 89°55' West for a 150.0 feet to a point;
Thence North 0°05' West for 290.4 feet to a point;
Thence North 89°55' East for 150.0 feet to the True Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 11 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 10: Part of the N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, more particularly described as follows:

Beginning at the N $\frac{1}{4}$ section corner of said Section 10, said corner marked by a U.S. GLO iron pipe with brass cap which shall be the Point of Beginning;
Thence South 00°07'39" East along the East line of the NW $\frac{1}{4}$ for a distance of 660.78 feet to a $\frac{1}{2}$ inch rebar at the Southeast corner of the N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$;
Thence South 89°55'40" West along the South line of the N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ for a distance of 418.04 feet to a $\frac{1}{2}$ inch rebar;
Thence North 00°07'39" West for a distance of 607.86 feet to a $\frac{1}{2}$ inch rebar;
Thence North 00°07'39" West for a distance of 52.97 feet to the North line of Section 10;
Thence North 89°56'00" East along said line for a distance of 418.04 feet to the Point of Beginning;

EXCEPTING THEREFROM, the following described parcel:

Beginning at the N $\frac{1}{4}$ corner of said Section 10; Thence South 89°56'00" West (South 89°55' West, rec.) along the North section line for a distance of 208.72 feet; Thence South 00°04'00" East (South 00°05' East, rec.) for a distance of 52.00 feet to a point which shall be the Point of Beginning;
Thence South 00°04'00" East (South 00°05' East, rec.) for a distance of 290.40 feet;
Thence South 89°56'00" West (South 89°55' West, rec.) for a distance of 150.00 feet;

Thence North 00°04'00" West (North 00°05' West, rec.) for a distance of 290.40 feet;
Thence North 89°56'00" East (North 89°55' East, rec.) for a distance of 150.00 feet to the
Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water Resources Water Right No. 43-13307.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2008 and subsequent years.

Easement and Right-of-Way Contract from Jess T. Keeler and Margaret Keeler to the Intermountain Gas Company, dated March 5, 1962 and recorded April 27, 1962 as Instrument No. 6610 on Film No. 13, records of Cassia County, Idaho. N½ Sec. 10, Twp. 11 S., Rge. 27, E.B.M.

Easement and Right-of-Way Contract between Floyd Bonge and Laura Bonge, as Grantors, to Intermountain Gas Company, dated March 20, 1962, and recorded April 27, 1962, as Instrument No. 6616 on Film No. 13, records of Cassia County, Idaho, covering an easement and right-of-way over and across the N½N½NW¼ of Section 10, Township 11 South, Range 27 East of the Boise Meridian.

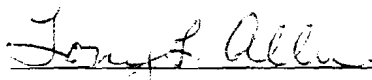
Right of Way Deed from Floyd Bonge and Ruth Bonge, husband and wife, to the Burley Highway District, a quasi municipal corporation, dated October 8, 1965, and recorded November 9, 1965, as Instrument No. 26774 on Film No. 37, records of Cassia County, Idaho, covering a 50 foot strip of land over and across a portion of the SW¼ of Section 3, Township 11 South, Range 27 East of the Boise Meridian, and over the NW¼ of Section 10, Township 11 South, Range 27 East of the Boise Meridian.

Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller and Preston Allen, Consumer, dated April 2, 1997 and recorded April 25, 1997 as Instrument No. 248681 on Film No. 286, records of Cassia County, Idaho. NE¼NW¼, Sec. 10, Township 11 South, Range 27 East of the Boise Meridian.

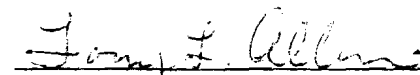
ASSUMPTION OF AGREEMENT FOR ELECTRIC SERVICE CONSUMER'S INTEREST, dated March 25, 2008 and recorded April 11, 2008 as Instrument No. 2008-002324, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

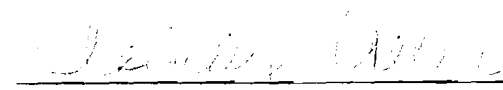
Dated: May 15, 2008


Tony L. Allen

The Tony L. Allen and Cindy Allen
Revocable Trust dated July 27, 2005

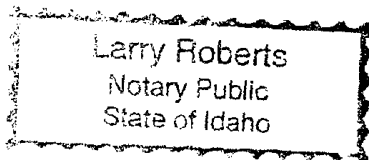

Tony L. Allen, trustee

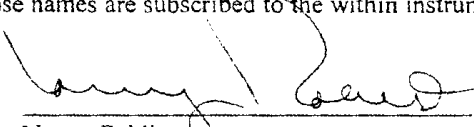

Cindy G. Allen


Cindy Allen, trustee

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 15th day of May, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Tony L. Allen and Cindy Allen, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

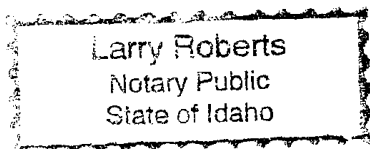


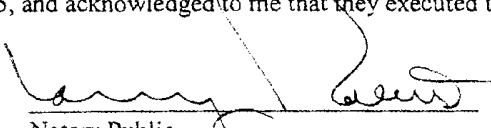


Notary Public
Residing at: Burley, Idaho
My Commission expires: 06-30-2009

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 15th day of May, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Tony L. Allen and Cindy Allen, known or identified to me to be the persons whose names are subscribed to the within instrument as Trustees of the Tony L. Allen and Cindy Allen Revocable Trust dated July 27, 2005, and acknowledged to me that they executed the same as such Trustees.





Notary Public
Residing at: Burley, Idaho
My Commission expires: 06-30-2009