

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

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

RECEIVED
FEB 14 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
PD 45-2377C ²	PD 45-4041 ²	—	_____	_____	—
PD 45-2605 ²	PD 45-7439A ²	—	_____	_____	—
PD 45-2392 ²	_____	—	_____	_____	—
PD 45-2504 ²	_____	—	_____	_____	—
PD 45-2605 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 usually attached to your deed or on file with the county).

OR

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 **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**.

Name and Address of Former Owner/Claimant(s) Howard R. Adams and Sons, Inc. an Idaho corporation
2058 Overland Avenue, Burley, ID 83318

New Owner/Claimant(s) Lambert Produce, Inc. an Idaho corporation
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address P.O. Box 793

City, State and ZIP Code Blackfoot, ID 83221

New Telephone Number () _____

Date you acquired the property February 13, 2008

SUPPORT DATA

IN FILE # 45-2377C

5. Date you acquired the property _____

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.

7. **Signature(s) of New Owner(s) or Claimant(s)** Lambert Produce, Inc. an Idaho corporation
 (title if applicable)

 (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 2/15/08
 Date 2/15/08
 Date _____

Receipt Amt. \$175
 Receipt No. 5030011
 WR _____ Date _____

WARRANTY DEED

#43673

For Value Received

Howard R. Adams and Sons, Inc., an Idaho corporation also appearing of record as Howard R. Adams & Sons, Inc. an Idaho corporation

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

Lambert Produce, Inc., an Idaho corporation

**Address: P.O. Box 793
Blackfoot, ID 83221**

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

PARCEL NO. 1:

TOWNSHIP 12 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 8: ALL, EXCEPT THE following described tracts:

Tract No. 1:

Part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 8, more particularly described as follows:

Beginning at the Southeast corner of said Section 8, said corner marked by an Idaho Department of Transportation iron pipe with brass cap which shall be the Point of Beginning;
Thence North 89°47'35" West along the South line of Section 8 for a distance of 190.13 feet to a ½ inch rebar;
Thence North 01°13'59" West for a distance of 541.57 feet to a ½ inch rebar;
Thence North 33°16'07" East for a distance of 364.29 feet to a ½ inch rebar on the East line of Section 8;
Thence South 00°07'54" East along section line for a distance of 846.72 feet to the Point of Beginning.

Tract No. 2:

Part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 8, more particularly described as follows:

Beginning at the West ¼ section corner of said Section 8, said corner marked by a 5/8 inch rebar with 3 inch cap on top which shall be the Point of Beginning;
Thence North 00°14'33" West along the West line of Section 8 for a distance of 221.55 feet to a ½ inch rebar;
Thence South 88°18'26" East for a distance of 230.02 feet to a ½ inch rebar;
Thence South 00°27'33" East for a distance of 214.28 feet to a ½ inch rebar;
Thence South 00°27'33" East for a distance of 1.11 feet to the South line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$;
Thence North 89°50'41" West along the South line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ for a distance of 230.71 feet to the Point of Beginning.

CASSIA COUNTY
RECORDED FOR:
LAND TITLE AND ESCROW
10:07:15 am 02-13-2008
2008-001024
NO. PAGES: 4 FEE: \$12.00
LARRY A. NICKELSEN
COUNTY CLERK
DEPUTY: WLMARR

PARCEL NO. 2:

TOWNSHIP 12 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 8: Part of the SE¼SE¼ of said Section 8, more particularly described as follows:

Beginning at the Southeast corner of said Section 8, said corner marked by an Idaho Department of Transportation iron pipe with brass cap which shall be the Point of Beginning;
Thence North 89°47'35" West along the South line of Section 8 for a distance of 190.13 feet to a ½ inch rebar;
Thence North 01°13'59" West for a distance of 541.57 feet to a ½ inch rebar;
Thence North 33°16'07" East for a distance of 364.29 feet to a ½ inch rebar on the East line of Section 8;
Thence South 00°07'54" East along section line for a distance of 846.72 feet to the Point of Beginning.

PARCEL NO. 3:

TOWNSHIP 12 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 7: NW¼SE¼, E½SE¼

PARCEL NO. 4:

TOWNSHIP 12 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 9: That part of the W½N½S½N½, S½S½N½ and the S½ lying West of the Union Pacific Railroad right-of-way, SAVE AND EXCEPT the following described tracts:

Tract No. 1:

Part of the SW¼ of said Section 9, more particularly described as follows:

Beginning at the Southwest corner of the SW¼ of said Section 9; Thence South 89°35' East along the South Section line of said Section 9 for 2048.02 feet to a point on the Westerly right-of-way of the Oregon Short Line Railroad; Thence North 21°49' East along the Westerly right-of-way 690.63 feet to a point, which shall be the True Point of Beginning;
Thence North 21°49' East 1217.17 feet along said railroad right-of-way to a point;
Thence North 68°11' West 200 feet to a point;
Thence South 29° West 682.35 feet to a point;
Thence South 21°49' West 1120 feet, more or less, to a point which intersects Henery Farm Sales Property Line;
Thence Northeasterly along a 5°37' curve and has a radius of 1019.5 feet to the left 637.95 feet, more or less, to a point;
Thence South 68°11' East 77.26 feet to the True Point of Beginning.

Tract No. 2:

Beginning at a point on Section line 1323.74 feet, South 89°35' East from the Southwest corner of the SW¼ of said Section 9, which shall be the True Point of Beginning;
Thence North 1°22' East for 45.17 feet to a point;
Thence on a 5°37' curve to the left (Northeasterly) for 1215.89 feet to a point. Said curve having a central angle of 68°20' and a radius of 1019.5 feet, with a long chord which bears North 57°12' East for 1145.11 feet;
Thence South 67°00' East for 77.26 feet to a point on the Northwest right-of-way of the Oregon Short Line Railroad;

Thence South 21°49' West for 690.63 feet along said railroad right-of-way to a point on section line;
Thence North 89°35' West for 777.98 feet along said section line to the True Point of Beginning.

Tract No. 3:

Beginning at the Southwest corner of said Section 9;
Thence East 720 feet along the South Boundary Line of said Section 9;
Thence Northwesterly to a point on the West boundary line of said Section 9, which point is 720 feet North of the Point of Beginning;
Thence South 720 feet to the Point of Beginning.

Tract No. 4:

Beginning at the Northeast corner of said Section 9, said corner marked by a U.S. General Land Office pipe with brass cap; Thence North 89°43'53" West along Section line for 1308.61 feet to a point on the Westerly right of way of the Union Pacific Railroad which shall be the Point of Beginning;
Thence South 21°44'01" West along said railroad right of way for 2952.27 feet to a point;
Thence on a curve to the right for 1221.98 feet, said curve having a central angle of 41°14'00" with a radius of 1697.99 feet with a long chord bearing of South 62°44'03" West for a distance of 1195.78 feet;
Thence North 77°03'28" West for 1138.70 feet to a point;
Thence on a curve to the right for 1217.84 feet, said curve having a central angle of 41°05'38" with a radius of 1697.99 feet with a long chord bearing of North 36°55'10" West for a distance of 1191.90 feet, said point lying on the West line of Section 9;
Thence North 0°07'54" West along Section line for 949.78 feet to a point;
Thence on a curve to the right for 1664.00 feet; said curve having a central angle of 56°08'56" with a radius of 1697.99 feet with a long chord bearing of North 44°11'01" East for a distance of 1598.21 feet, said point lying on the North line of Section 9;
Thence South 89°43'36" East along Section line for 1531.10 feet to the North ¼ Section corner of Section 9, said corner marked by a 5/8 inch rebar with a county cap on top
Thence South 89°43'53" East along Section line for 1339.09 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 Nos. 45-2377C, 45-2605, 45-2392, 45-2504, 45-2605, 45-4041 and 45-7439A.

SUBJECT TO:

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

Taxes for 2008 and subsequent years.

Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.

Power Line Easement from Kenyon Farms, Inc., to Idaho Power Company, dated January 4, 1956, and recorded July 11, 1957, as Instrument No. 194116 in Book 15 of Miscellaneous, Pages 483 and 484, records of Cassia County, Idaho, over and across the SW¼NW¼ of Section 8, Township 12 South, Range 22 East of the Boise Meridian.

Power Line Easement from Kenyon Farms, Inc., to Idaho Power Company, recorded May 8, 1958, as Instrument No. 197159 in Book 15 of Miscellaneous, Page 569, records of Cassia County, Idaho, over and across the NE¼SW¼ of Section 8, Township 12 South, Range 22 East of the Boise Meridian.

Power Line Easement from Kenyon Farms, Inc., to Idaho Power Company, dated July 29, 1959, and recorded February 17, 1960, as Instrument No. 205198 in Book 16 of Miscellaneous, Page 218, records of Cassia County, Idaho, over and across the N½SW¼ and NW¼SE¼ of Section 8, Township 12 South, Range 22 East of the Boise Meridian.

Pipe Line Agreement between Oregon Short Line Railroad Company, a corporation, and its Lessee, Union Pacific Railroad Company, a corporation, parties of the first part, and Michael Cranney, an individual, party of the second part, dated June 1, 1972, and recorded October 13, 1972, as Instrument No. 65709 on Film No. 78, records of Cassia County, Idaho.

Power Line Easement from Howard Adams & Sons, a corporation, to Idaho Power Company, a corporation, dated December 17, 1974, and recorded February 5, 1976, as Instrument No. 88278 on Film No. 99, records of Cassia County, Idaho, granting to said corporation the right to erect, operate and maintain a transmission line over and across the NW¼SW¼ of Section 9, Township 12 South, Range 22 East, Boise Meridian.

Underground Power Line Easement from Howard R. Adams & Sons Inc., Grantors, to Idaho Power Company, a corporation, dated May 30, 1996, recorded December 6, 1996, as Instrument No. 246451, 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.

Pipeline and Right-of-Way Easement, from Howard R. Adams & Sons, Inc., Grantor, to Cranney Farms, a partnership, and its successors and assigns, Grantee, dated January 8, 2008 and recorded January 18, 2008 as Instrument No. 2008-000581, records of Cassia County, Idaho.

Dated: February 12th, 2008

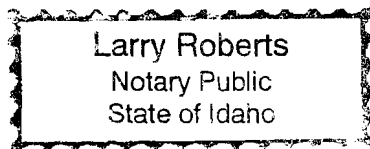
Howard R. Adams and Sons, Inc. an Idaho corporation

BY: Scott Adams
Scott Adams, President

BY: Lisa Higley
Lisa Higley, Secretary

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 12th day of February, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Scott Adams and Lisa Higley, known or identified to me to be the President and Secretary of Howard R. Adams and Sons, Inc. the corporation that executed the instrument or the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



[Signature]
Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-09