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SEP 26 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**Notice of Security Interest in a Water Right****And Request for Notification of a Change in Ownership or Any Proposed
Or Final Action to Amend, Transfer, or Otherwise Modify a Water Right**Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 47-2306B; 47-11139; 47-11140; 47-12419; 47-2306A
Adjudication Claim No(s): N/A
2. The following **REQUIRED** information must be submitted with this form:
 - A) Evidence of the security interest. This may be a copy of a **DEED of TRUST, MORTGAGE, CONTRACT OF SALE** or other legal document indicating your interest in the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - B) A **FEE** of **\$25.00 per water right** or adjudication claim.
3. Name and Mailing Address of Person or Company holding Security Interest
Hartford Accident & Indemnity Company
c/o HIMCO
5260 N. Palm Avenue, Suite 205
Fresno CA 93704
4. Name of Water Right Owner/Claimant(s) *See Attachment 4*
5. Expiration Date of Notification Period September 1, 2027
6. Is this a Renewal of Request for Notification? ☐ YES ☒ NO
HARTFORD ACCIDENT INDEMNITY COMPANY
7. Signature(s) of Security Interest holder(s) By Hartford Investment Management Co.
 (and title if applicable) Its Agent and Attorney In Fact
By David E. Dunlap
David E. Dunlap
Senior Vice President

For Office Use Only
 Received by [Signature] Date 10/2/07
 Received by [Signature] Date 10/3/07
 Processed by AJ Date

 Fee \$125
 Receipt No. 5629758
 WR Date
SUPPORT DATA
IN FILE # 47-2306A

ATTACHMENT 4

1. Water right No. 47-2306A: Current Owner: Henry C. Hafliger;
2. Water right No. 47-2306B: Current Owner: Henry C. Hafliger;
3. Water right No. 47-11139; Current Owners: Henry C. Hafliger, Jr. , and Antoinette Hafliger;
4. Water right No. 47-11140; Current Owners: Henry C. Hafliger, Jr., and Antoinette Hafliger; and
5. Water right No. 47-12419; Current Owners: Henry C. Hafliger (recently acquired from: Dey Farm Co.)

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

**RECORDING REQUESTED BY AND WHEN
RECORDED MAIL TO:**

Drew K. Theophilus
BAIRD HOLM LLP
1500 Woodmen Tower
Omaha, Nebraska 68102

Loan No. BHM02S0A2

(For Recorder's use only)

TWIN FALLS COUNTY

RECORDED FOR:

TITLEFACT

2:44:30 pm 09-25-2007

2007-023735

NO. PAGES: 16

FEE: \$48.00

KRISTINA GLASCOCK

COUNTY CLERK

DEPUTY: BHUNTER

57042 sm

**MORTGAGE, SECURITY AGREEMENT, ASSIGNMENT
OF RENTS AND FIXTURE FILING**

THIS INSTRUMENT IS INTENDED AS A MORTGAGE AND AS A
FIXTURE FILING UNDER THE IDAHO UNIFORM COMMERCIAL CODE.
THIS INSTRUMENT IS TO BE FILED AND INDEXED AS
BOTH A MORTGAGE AND AS A FIXTURE FILING

This MORTGAGE, SECURITY AGREEMENT, ASSIGNMENT OF RENTS AND FIXTURE FILING (this "**Mortgage**") is made as of September 20, 2007 by and among **ANTOINETTE HELENE HAFLIGER** aka Toni Hafliger, having an address for notice under this Mortgage of 3765 N. 2300 East, Filer, Idaho 83328; **HENRY CALVIN HAFLIGER, JR.** aka Hank Hafliger, having an address for notice under this Mortgage of 2175 E. 2300 N., Filer, Idaho 83328; and **DESERT ROSE FARMS, LLP**, an Idaho limited liability partnership, having an address for notice under this Mortgage of 2175 E. 2300 N., Filer, Idaho 83328 (jointly and severally, "**Mortgagor**") and **HARTFORD ACCIDENT AND INDEMNITY COMPANY**, a Connecticut corporation, having an address for notice under this Mortgage of 5260 North Palm Avenue, Suite 205, Fresno, California 93704, Attn: Loan Administration ("**Mortgagee**").

FOR GOOD AND VALUABLE CONSIDERATION, including the indebtedness evidenced by the Note (as defined below), the receipt of which is hereby acknowledged, Mortgagor hereby irrevocably grants, bargains, sells, transfers and conveys to and for the benefit and security of Mortgagee, under and subject to the conditions set forth in this Mortgage, all of Mortgagor's right, title and interest now owned or hereafter acquired in and to the following (collectively with the Personal Property, as defined in Paragraph 9, the "**Collateral**");

A. The real property situated in Twin Falls County, Idaho, more particularly described on Exhibit "A" (the "**Property**");

B. All rents, reimbursements and any other amounts paid or payable by any tenant, licensee, concessionaire, occupant or other user of all or any portion of the Property, whether pursuant to a written lease or otherwise (collectively, "**Tenants**"), all awards hereafter made to Mortgagor in any bankruptcy, insolvency or reorganization case or proceeding with respect to any Lease (as defined below), and all royalties, issues, profits, revenues, income and other money and benefits paid or payable by Tenants or arising in connection with any Lease (collectively, the "**Rents**");

C. All leases, subleases, licenses, concessions, occupancy agreements or other agreements (written or oral, now or at any time in effect) which grant a possessory interest in, or right to use or occupy, all or any part of the Property (individually a "**Lease**" and collectively, the "**Leases**"), and all right, title and interest of Mortgagor under all Leases;

D. All oil, gas and mineral rights and profits pertaining to the Property;

EXHIBIT 'A'

PARCEL NO. 1

Township 11 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho

Section 5: Lot 4 and a parcel of land located in the Northwest corner of Lot 3 more particularly described as follows:

BEGINNING at the Northwest corner of Lot 3;

THENCE South on the West boundary line of Lot 3 a distance of 347 feet;

THENCE East 60 feet;

THENCE North along a line parallel with the West boundary line of Lot 3 a distance of 347 feet to the North boundary line of Lot 3;

THENCE West along the North boundary line of Lot 3 to the POINT OF BEGINNING.

AND

Section 5: SW $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$

SUBJECT TO Highway District right of way

EXCEPT a parcel of land located in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ more particularly described as follows:

BEGINNING on the South line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ at a point 362 feet West from the Southeast corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE North 56°36' West 202.5 feet;

THENCE South 37°44' West 139.5 feet to the South line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$;

THENCE East 254 feet on the South line of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ to the POINT OF BEGINNING.

PARCEL NO. 2

Township 11 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho

Section 6: Lot 5 and the SE $\frac{1}{4}$ NW $\frac{1}{4}$; Lots 3 and 4

SUBJECT TO Highway District right of way.

EXCEPT a parcel of land located in Lots 3 and 4 being more particularly described as follows:

COMMENCING at the Northeast section corner of said Section 6;

THENCE West 3746.13 feet along the North boundary line of said Section 6;

THENCE South 2°04'34" West 25.02 feet to the REAL POINT OF BEGINNING;

THENCE continuing South 2°04'34" West 272.25 feet;

THENCE West 320.00 feet along a line parallel to the North boundary line of said Section 6;

THENCE North 2°04'34" East 272.25 feet;

THENCE East 320.00 feet along a line parallel to and 25.00 feet South of the North boundary line of said Section 6 to the REAL POINT OF BEGINNING.

PARCEL NO. 3

Township 11 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho

Section 5: S $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$

SUBJECT TO Highway District right of way.

PARCEL NO. 4

Township 11 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho

Section 6:

Lot 1: SE $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$

Lot 2: SW $\frac{1}{4}$ NE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$
SUBJECT TO Highway District right of way.

PARCEL NO. 5

Township 11 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho

Section 7: N $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SE $\frac{1}{4}$

SUBJECT TO a 25.00-foot-wide roadway easement parallel with and adjoining the North, South, and East boundaries of the above-described parcel.

ALSO SUBJECT TO railroad right of way.

PARCEL NO. 6

Township 11 South, Range 16 East, Boise Meridian, Twin Falls County, Idaho

Section 8: W $\frac{1}{2}$; W $\frac{1}{2}$ E $\frac{1}{2}$

SUBJECT TO a 25.00-foot-wide roadway easement parallel with and adjoining the North, South, and East boundaries of the above-described parcel.

ALSO SUBJECT TO railroad right of way.