

**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  
 APR 4 2006  
 DEPARTMENT OF WATER RESOURCES  
 SOUTHERN REGION  
 MAR 31 2006

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

| Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split | Water<br>Right No(s) | Adjudication<br>Claim No(s) | Split |
|----------------------|-----------------------------|-------|----------------------|-----------------------------|-------|
| 45-2353C             |                             |       | 45-2533C             |                             |       |
| 45-2357C             |                             |       | 45-2534E             |                             |       |
| 45-2377G             |                             |       | 45-2606E             |                             |       |
| 45-2378C             |                             |       | 45-2702C             |                             |       |
| 45-2423C             |                             |       | 45-13807             |                             |       |
| 45-4076C             |                             |       | 45-13808             |                             |       |
| 45-2424C             |                             |       | 45-13811             |                             |       |
| 45-2475C             |                             |       |                      |                             |       |
|                      |                             |       |                      |                             |       |

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**.

3. Name and Address of Former Owner/Claimant(s) Bruce Bean Farms, Inc. 872 South 400 West, Burley, ID 83318
4. New Owner/Claimant(s) Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints  
a Utah Corporation (Check one) ☐ and ☐ or ☐ and/or  
 New Mailing Address 50 East North Temple Street  
 City, State and ZIP Code Salt Lake City, UT 84150  
 New Telephone Number (801) 350-7686
5. Date you acquired the property December 15, 2005

**SUPPORT DATA**

IN FILE # 45-02353C

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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<br>(If the right(s) will not be split, skip this area and proceed to item 7) |                                                                            |                                                               |
|-------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|---------------------------------------------------------------|
| Water Right and/or Adjudication Claim Number _____                                                                      |                                                                            |                                                               |
| Water Use                                                                                                               | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, horses, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                         |
| Stock                                                                                                                   | _____                                                                      | _____                                                         |
| Domestic                                                                                                                | _____                                                                      | _____                                                         |
| Other _____                                                                                                             | _____                                                                      | _____                                                         |
| Total                                                                                                                   | _____                                                                      | _____                                                         |

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

7. Signature of New Owner(s) or Claimant(s) Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-Day Saints  
(include title if applicable) BY: [Signature] **AUTHORIZED AGENT** GSC

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.

For Office Use Only  
 Received by [Signature] Date 4/3/06 Fee 375.00  
 Received by [Signature] Date 4/3/06 Receipt No. 5028523  
 Processed by AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

305691

#40778

When recorded return to:  
Eric Robinson  
Kirton & McConkie  
60 East South Temple Suite 1800  
Salt Lake City, Utah 84145-0120

**305691**

CASSIA COUNTY, IDAHO  
LARRY A. MICKELSEN  
RECORDER  
FEE 21.00 DEPUTY lm

2005 DEC 15 PM 4 18

With a copy to:  
LDS Church Tax Administration  
Attn: Prop. No. 507-6544  
50 E. North Temple St.  
Salt Lake City, Utah 84150

RECORDED AT THE REQUEST OF  
\_\_\_\_\_  
LAND TITLE & ESCROW

(Space above for Recorder's use only)

**WARRANTY DEED**

For value received BRUCE BEAN FARMS, INC., an Idaho corporation, as to Parcel No. 1 defined below; BRUCE BEAN LAND HOLDING, LLC, an Idaho limited liability company, as to Parcel Nos. 1, 2, and 2A defined below; and BRUCE BEAN AND BARBARA BEAN as to Parcel No. 3 defined below, collectively Grantor, hereby grant, bargain, sell, and convey unto CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS, a Utah corporation sole, Grantee, whose address is 50 East North Temple Street, Salt Lake City, Utah 84150, the following described premises situated in Cassia County, Idaho, to wit:

See Exhibit "A" annexed hereto and incorporated by this reference.

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining to the property, including all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, which includes but is not limited to the following water right nos. 1) 45-2353C, (2) 45-2357C, (3) 45-2377G, (4) 45-2378C, (5) 45-2423C, (6) 45-2424C, (7) 45-2475C, (8) 45-2533C, (9) 45-2534E, (10) 45-2606E, (11) 45-2702C, (12) 45-4076C, (13) 45-13807 (14) 45-13808, (15) 45-13811, and (16) 45-11868.

TOGETHER WITH all apparatus provided or currently owned by Grantor for the receipt or delivery of water provided by the Southwest Irrigation District from the Third Lift Canal.

TOGETHER WITH all rights and privileges held by Grantor, either appurtenant to the land conveyed hereunder or otherwise, in Southwest Irrigation District or Burley Irrigation District or both.

SUBJECT TO:

All reservations in patents.

Taxes for 2005 and subsequent years.

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

Mineral Deed from Mrs. Gennie Buttars, a widow, to Fred Foss recorded June 6, 1952, as Instrument No. 175767 in Book 54 of Deeds, on Pages 546 and 547 in the office of the Recorder of Cassia County, Idaho, conveying an undivided one-half interest in and to all of the oil, gas and other minerals on all of Section 3, Township 12 South, Range 22 East of the Boise Meridian. (Interests in this deed have been conveyed to various persons.) (Affects Parcel No. 1 and additional property not included herein).

Powerline Easement from Kenyon Farms, Inc., to Idaho Power Company, a corporation, dated August 4, 1955 and recorded July 13, 1956 as Instrument No. 190522 in Book 15 of Miscellaneous on Pages 368 and 369 in the office of the Recorder of Cassia County, Idaho, over and across the NW1/4NW1/4 of Section 3, Township 12 South, Range 22 East of the Boise Meridian.

Power Line Easement from Kenyon Farms, Inc., to Idaho Power Company, dated April 12, 1965 and recorded May 4, 1965 as Instrument No. 23976, records of Cassia County, Idaho, over and across the NW1/4NW1/4 of Section 4, Township 12 South, Range 22 East of the Boise Meridian.

Contract between Oregon Short Line Railroad Company, Union Pacific Railroad Company, and Kenyon Farms, Inc., for private roadway and across the right of way tract of the Railroad Company, dated July 1, 1965 and recorded December 14, 1965 as Instrument No. 27262, records of Cassia County, Idaho, in Section 4, Township 12 South, Range 22 East of the Boise Meridian.

County road right-of-way as disclosed by Corporate Deed from Bean Farms, Inc., an Idaho Corporation to Bruce Bean Farms, Inc., an Idaho Corporation, and Roland Bean Farms, Inc., an Idaho Corporation, dated September 10, 1987 and recorded September 11, 1987 as Instrument No. 190749 on Film No. 193, records of Cassia County, Idaho, which reads as follows: "SUBJECT TO a 25 foot wide county road right-of-way along the West side." (Affects Parcel No. 1)

Underground Power Line Easement executed by Bruce Bean Farms, Inc., Grantor to Idaho Power Company, a corporation, Grantee, dated August 17, 1987 and recorded February 18, 1988 as Instrument No. 193717 on Film No. 196, records of Cassia County, Idaho. (Part of the NW1/4NW1/4 of Section 3, Township 12 South, Range 22 East of the Boise Meridian) (Affects Parcel No. 1)

Power Line Easement executed by Bruce Bean Farms, Inc., Grantor to Idaho Power Company, a corporation, Grantee, dated August 17, 1987 and recorded February 18, 1988 as Instrument No. 193718 on Film No. 196, records of Cassia County, Idaho. (Part of the NW1/4NW1/4 of Section 3, Township 12 South, Range 22 East of the Boise Meridian) (Affects Parcel No. 1 and additional property not included herein)

Agreement for Mainline Easement by and between Bruce Bean Land Holding, LLC, an Idaho limited liability company and Bean Farms, Inc., an Idaho corporation, dated March 6, 1998 and recorded March 10, 1998 as Instrument No. 254166 on Film No. 297, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances, rights, and privileges, unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantors do hereby covenant to and with the said Grantee, that the Grantors are the owner in fee simple of said premises; that the Grantors have good right to convey the same; that Grantors guarantee the Grantee its successor and assigns the quiet possession thereof; and that said premises is free from all encumbrances except as above described and that Grantors, its heirs, successors, and personal representatives will forever warrant and defend the same from all lawful claims whatsoever.

DATED: this 15<sup>th</sup> day of December, 2005

BRUCE BEAN FARMS, INC.,  
an Idaho corporation •

By: Bruce Bean  
Name (Print): Bruce Bean  
Its: President

BRUCE BEAN LAND HOLDING, LLC,  
an Idaho limited liability company

By: Bruce Bean  
Name (Print): Bruce Bean  
Its: Manager

Bruce Bean  
BRUCE BEAN, individual

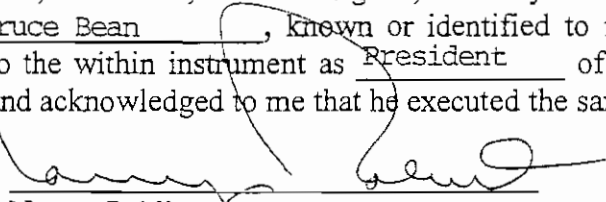
Barbara Bean  
BARBARA BEAN, individual

*[acknowledgments on following page]*

STATE OF IDAHO                    )  
                                          ) ss.  
COUNTY OF CASSIA                )

On this 15<sup>th</sup> day of December, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Bruce Bean, known or identified to me to be the person whose name is subscribed to the within instrument as President of **Bruce Bean Farms, Inc.**, an Idaho corporation, and acknowledged to me that he executed the same as such.

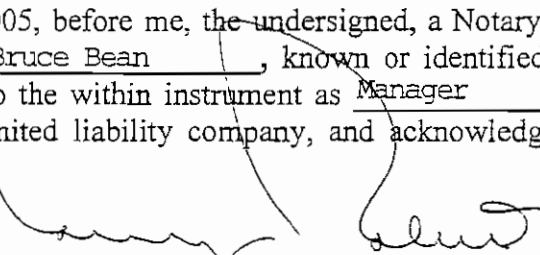
Larry Roberts  
Notary Public  
State of Idaho

  
Notary Public  
Residing at: Burley, Idaho  
My Commission expires: 6-30-09

STATE OF IDAHO                    )  
                                          ) ss.  
COUNTY OF CASSIA                )

On this 15<sup>th</sup> day of December, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Bruce Bean, known or identified to me to be the person whose name is subscribed to the within instrument as Manager of **Bruce Bean Land Holding, LLC**, an Idaho limited liability company, and acknowledged to me that he executed the same as such.

Larry Roberts  
Notary Public  
State of Idaho

  
Notary Public  
Residing at: Burley, Idaho  
My Commission expires: 6-30-09

STATE OF IDAHO                    )  
                                          ) ss.  
COUNTY OF CASSIA                )

On this 15<sup>th</sup> day of December, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared **Bruce Bean and Barbara Bean**, 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.

Larry Roberts  
Notary Public  
State of Idaho

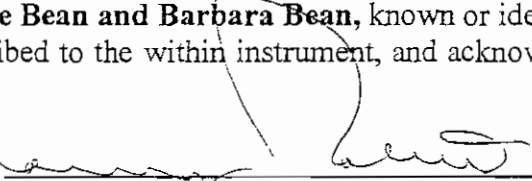
  
Notary Public  
Residing at: Burley, Idaho  
My Commission expires: 6-30-09

EXHIBIT A  
(Legal Description)

Real Property situated in the County of Cassia, State of Idaho, specifically described as:

PARCEL NO. 1

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

Section 3:                      Part of Lot 4 and part of the SW¼ NW¼ of said Section 3, more particularly described as follows:

Beginning at the West quarter section corner of said Section 3, said corner marked by a 3 inch Cassia County survey cap; thence North 0°13'38" East (N 0°11'27" E, rec.) along section line for 676.97 feet (677.56', rec.) to a ½ inch rebar which shall be the Point of Beginning;

Thence North 0°13'38" East (N 0°11'27" E, rec.) along section line for 800.29 feet to a ½ inch rebar;

Thence North 21°42'02" East (N 21°40'01" E, rec.) for 839.47 feet to a ½ inch rebar;

Thence South 68°17'58" East (S 68°19'59" E, rec.) for 292.96 feet (293.00', rec.) to a ½ inch rebar on the Westerly right-of-way of the Union Pacific Railroad;

Thence South 21°42'02" West (S 21°40'01" W, rec.) along said railroad right-of-way for 1584.21 feet (1584.20', rec.) to the Point of Beginning.

PARCEL NO. 2

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

Section 4:                      Beginning at the SE corner of Section 4 of T.12 S., R.22 E., B.M. said corner marked by a 5/8" rebar with a 3" cap on top which shall be the Point of Beginning;

Thence North 89 degrees 46 minutes 07 seconds West along the south line of Section 4 for a distance of 1201.24 feet to the easterly right of way of the Eastern Idaho Railroad;

Thence North 21 degrees 42 minutes 02 seconds East along said railroad right of way for a distance of 3280.39 feet to the east line of Section 4;

Thence South 00 degrees 13 minutes 38 seconds West along the east line of Section 4 for a distance of 403.79 feet to a 5/8" rebar at the East ¼ section corner of Section 4;

Thence South 00 degrees 13 minutes 08 seconds West along the east line of Section 4 for a distance of 1115.80 feet;

Thence North 89 degrees 48 minutes 04 seconds West (West, rec.) for a distance of 208.70 feet;

Thence South 00 degrees 13 minutes 08 seconds West (South, rec.) for a distance of 208.70 feet;

Thence South 89 degrees 48 minutes 04 seconds East (East, rec.) for a distance of 208.70 feet to the SE corner of the NE¼SE¼;

Thence South 00 degrees 13 minutes 08 seconds West along the east line of Section 4 for a distance of 1324.50 feet to the Point of Beginning.

PARCEL NO. 2A

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

Section 4: Beginning at the NW corner of Section 4 of T.12 S., R.22 E., B.M. said corner marked by a USGLO iron pipe with brass cap on top which shall be the Point of Beginning;

Thence North 89 degrees 57 minutes 29 seconds East for a distance of 2646.69 feet to the North ¼ section corner of Section 4;

Thence North 89 degrees 55 minutes 07 seconds East along the north line of Section 4 for a distance of 2644.74 feet to a 5/8" rebar with a 3" cap on top at the NE corner of Section 4;

Thence South 00 degrees 13 minutes 38 seconds West along the east line of Section 4 for a distance of 1970.51 feet to the westerly right of way of the Eastern Idaho Railroad;

Thence South 21 degrees 42 minutes 02 seconds West along said railroad right of way for a distance of 3573.93 feet to the south line of Section 4;

Thence North 89 degrees 46 minutes 07 seconds West along the south line of Section 4 for a distance of 1339.15 feet to a 5/8" rebar with a 3" cap on top at the South ¼ section corner of Section 4;

Thence North 89 degrees 45 minutes 54 seconds West along the south line of Section 4 for a distance of 590.22 feet;

Thence North 00 degrees 14 minutes 06 seconds East (N 00°12'29" E, rec.) for a distance of 68.62 feet;

Thence North 89 degrees 45 minutes 54 seconds West (N 89°47'31" W, rec.) for a distance of 50.00 feet;

Thence South 00 degrees 14 minutes 06 seconds West (S 00°12'29" W, rec.) for a distance of 68.62 feet to the south line of Section 4;

Thence North 89 degrees 45 minutes 54 seconds West along the south line of Section 4 for a distance of 2007.55 feet to a USGLO iron pipe with brass cap at the SW corner of Section 4;

Thence North 00 degrees 16 minutes 16 seconds East along the west line of Section 4 for a distance of 2642.80 feet to a 5/8" rebar with a 3" cap on top at the West ¼ section corner of Section 4;

Thence North 00 degrees 16 minutes 03 seconds East along the west line of Section 4 for a distance of 2626.43 feet to the Point of Beginning.

PARCEL NO. 3

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

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

Beginning at the Southeast corner of the NE $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 4;

Thence N 89°48'04"W (West, rec.) for a distance of 208.7 feet;

Thence N 0°13'08" E (North, rec.) for a distance of 208.7 feet;

Thence S 89°48'04" E (East, rec.) for a distance of 208.7 feet;

Thence S 0°13'08" W (South, rec.) for a distance of 208.7 feet to the Point of  
Beginning.

864519/02