

DE 100-V

RECEIVED
MAY 17 2007

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

Department of Water Resources
Eastern 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)
PP 25-7003					

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) Arlenco Inc

2965 S 2000 W; Rexburg ID 83440

4. New Owner/Claimant(s) FOSTER LAND and CATTLE Co.

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address P.O. Box 40

City, State and ZIP Code Ririe, ID 83443

New Telephone Number (208) 538-5172

5. Date you acquired the property

3-16-07

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)

Brad Foster
Bill Foster

(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 _____
 Received by *jc*
 Processed by _____ AJ

Date _____
 Date *5-17-07*
 Date _____

Receipt Amt. *\$25-*
 Receipt No. *E032900*
 WR _____ Date _____

BONNEVILLE COUNTY RECORDER
1256340 MAR 15 07 AM 11:40**SPECIAL WARRANTY DEED**

For Value Received Exchange 06-3545 LLC, an Idaho Limited Liability Company

Hereinafter called Grantor, hereby grants, bargains, sells and conveys unto Foster Land & Cattle Co., an Idaho general partnership & The Foster Company, an Idaho general partnership Purchaser

whose address is: P.O. Box 308, Rigby, ID 83422

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

See attached Exhibit "A" attached hereto

Grantor does hereby covenant with Grantee, his heirs, successors and assigns, that Grantor will warrant and defend the said granted premises against the lawful claims and demands of all persons claiming by, through and under Grantor, but against no other claims and no other persons, including predecessors in title.

Dated: March 5, 2007

Exchange 06-3545, LLC., an Idaho Limited Liability Company

Exchange Services, Inc., Member

Misty PetersonBy: Misty Peterson
It's: Vice President

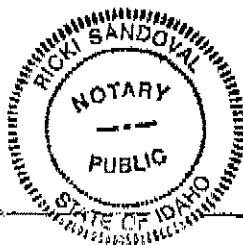
INSTRUMENT NO.	1256340
DATE	3-15-07
INST. CODE	35
IMAGED FOR	35
FEE	4.00
STATE OF IDAHO	
COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<u>[Signature]</u>
Deputy	
Request of	ATEC

STATE OF IDAHO

:SS

COUNTY OF Bingham

On this 5th day of March, 2007, before me, the undersigned personally appeared Misty Peterson, known or identified to me to be the Vice President of the corporation who executed the instrument on behalf of said corporation as member of Exchange 06-3545, LLC., an Idaho Limited Liability Company, and acknowledged to me that she executed the same as Vice President of the corporation, as member of Exchange 06-3545, LLC., an Idaho Limited Liability Company.



Ricki Sandoval
Notary Public for Idaho
Residing at Blackfoot
Commission Expires 12/15/2005

Alliance Title & Escrow Corp.
1070 Riverwalk Dr., Ste. 100
P.O. Box 50642
Idaho Falls, ID 83405-0642

JB 307/5238

Tract I:

Township 3 North, Range 40 East of the Boise Meridian, County, .

Section 14: Southwest $\frac{1}{4}$ Southwest $\frac{1}{4}$

**Section 15: South $\frac{1}{4}$ Southeast $\frac{1}{4}$
Southeast $\frac{1}{4}$ Southwest $\frac{1}{4}$**

EXCEPTING THEREFROM: All of the Following Described Property:

That certain property conveyed to the United States of America for roadway purposes by those certain Deeds recorded as Instrument No. 398383 and 531747, records of Bonneville County, Idaho

**Section 22: North $\frac{1}{4}$ Northeast $\frac{1}{4}$
The North 200 feet of the Southwest $\frac{1}{4}$ Northeast $\frac{1}{4}$**

EXCEPTING THEREFROM: All of the Following Described Property:

All that portion thereof lying Westerly of the Westerly line of the Right-of-Way of the County Road.

Section 23: Northwest $\frac{1}{4}$ Northwest $\frac{1}{4}$

Tract II:

Together with that certain well and easement referred to in Instrument Nos. 383614 and 417950 records of Bonneville County, described as follows:

To construct, maintain and repair and underground main 14 inch irrigation pipe line approximately 5 feet deep from a point 100 feet East and 50 feet South of the West Quarter corner of Section 15, Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho, and thence running Southeasterly through the West half of the Southwest Quarter (West $\frac{1}{2}$ Southwest $\frac{1}{4}$) of said Section 15 to the Southeast Quarter of the Southwest Quarter of said Section 15, Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho, together with the right of excavate and refill the ditch or trench for the location of said main irrigation line, and the further right to remove trees, bushes, undergrowth, and other obstructions interfering with the location, construction, and maintenance of said main line.

Tract III: Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho.

Section 22: Northeast $\frac{1}{4}$ Northwest $\frac{1}{4}$ lying North and East of the existing county road right of way.

Excepting Therefrom: Any highway or county road right of way.