

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

RECEIVED

JUL 12 2006

DEPARTMENT OF
WATER RESOURCES

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 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
36-14935					

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) Watts Manufacturing Co., Inc.
P. O. Box 462 Jerome, ID 83338
4. New Owner/Claimant(s) J. R. Simplot Company
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
P. O. Box 27
Boise, ID 83707
206 389-7359
 New Mailing Address
 City, State and ZIP Code
 New Telephone Number
5. Date you acquired the property July 7, 2006

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 (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 (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (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 (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) *Lawrence S. Hlobik*
(include title if applicable) Lawrence S. Hlobik, President & CEO

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 *AMB* Date *7-12-06* Fee *25.00*
 Received by *AMB* Date *7-12-06* Receipt No. *0081659*
 Processed by _____ AJ Date _____ WR _____ Date _____

#J-35706

WARRANTY DEED

COPY

Instrument # 2064049

JEROME COUNTY, JEROME, IDAHO
2006-07-07 11:23:38 No. of Pages: 4
Recorded for : LAND TITLE & ESCROW
CHERYL WATTS Fee: 12.00
Ex-Officio Recorder Deputy *C. Bench*

For Value Received

WATTS PROPERTY, LLC, an Idaho Limited Liability Company,

RECEIVED

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

JUL 12 2006

J. R. SIMPLOT COMPANY, a Nevada corporation
Address: P. O. Box 27, Boise, ID 83707

DEPARTMENT OF
DELIVERED BY
WATER RESOURCES

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

SEE EXHIBIT "A" ATTACHED HERETO:

SUBJECT TO:

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

Taxes for 2006 and subsequent years, taxes are an accruing lien, not yet due or payable.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho, and the Twin Falls North Side Land and Water Company, dated August 21, 1907, recorded in Book 15 Page 589, Jerome County records.

Conditions and restrictions contained in Warranty Deed given by Mary K. Nutsch, a widow, to the State of Idaho, dated November 17, 1955, recorded December 28, 1955 in Book 159 Page 212 as Instrument No. 127738, Jerome County records, wherein there is granted hereby an easement adjacent to a portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 14, Township 8 South, Range 16, East Boise Meridian.

Construction Easement given by Mary K. Nutsch, a widow, to the State of Idaho, dated November 17, 1955, recorded December 28, 1955 in Book 2 Page 262 as Instrument No. 127742, Jerome County records.

Points of access as set forth in Exchange Deed (Access) by and between The State Of Idaho, acting by and through its Idaho Transportation Board for the Division of Highways and Eugene Nutsch and Carolyn Nutsch, husband and wife, and the Watts Manufacturing Co., Inc. dated December 2, 1976, recorded December 16, 1976 in Book 197, Page 3241 as Instrument No. 222039, records of Jerome County, Idaho.

Exceptions and reservations as set forth in Quitclaim Deed given by Union Pacific Railroad Company, a Utah corporation to Watts Mfg. Co., Inc., an Idaho corporation dated October 31, 1997, recorded November 18, 1997 as Instrument No. 975234, records of Jerome County, Idaho, which states as follows:

EXCEPTING THEREFROM this quitclaim all fiber optic cable and appurtenances located on the Property and reserving unto the Grantor, its successors, assigns and licensees, a Perpetual Easement to construct, use, maintain, renew, reconstruct, repair and relocate fiber optic cable and fiber optic facilities and appurtenances on, along, across and under the South 150.00 feet of the property.

FURTHER EXCEPTING THEREFROM this quitclaim and further reserving unto Grantor, its successors and assigns, forever, all minerals and all mineral rights of every kind and character now known to exist or hereafter discovered underlying the Property, including without limiting the generality of the foregoing, oil and gas and rights thereto, together with the sole, exclusive and perpetual rights to explore for, remove and dispose of said minerals by any means or methods suitable to the Grantor, its successors and assigns, but without entering upon or using the surface of the Property, and in such manner as not to damage the surface of the property, or to interfere with the use thereof by the Grantee, its successors and assigns.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to WATER RIGHT No. 36-14935.

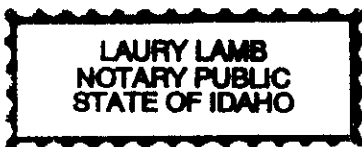
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all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

Dated: July 6, 2006

Bonnie McDowell
WATTS PROPERTY, LLC, an Idaho
Limited Liability Company

STATE OF IDAHO)
)ss.
COUNTY OF Jerome)

On this 6 day of July, 2006, before me, the undersigned, a Notary Public, personally appeared Bonnie McDowell known or identified to me to be (the managing member) of Watts Property, LLC the limited liability company that executed the foregoing instrument, and acknowledged to me that such limited liability company executed the same.



Laurie Lamb
Notary Public
Residing at: Jerome
My Commission Expires: 4/2/2010

EXHIBIT "A"

Order Number: J-35706

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 14: An irregular shaped parcel or strip of land situated in the S½SE¼, being that sixth and seventh excepted parcels in Quitclaim Deed dated November 11, 1993 whereby Union Pacific Railroad Company conveyed the Northside Branch right of way, trackage and appurtenances to the Eastern Idaho Railroad, Inc., said strip being more particularly described as follows:

Beginning at a point on the South line of the SE¼ of Section 14, Township 8 South, Range 16 East, Boise Meridian, said point being 200.00 feet distant Northeasterly, as measured radially, from the centerline of the main track of the Northside Branch of Eastern Idaho Railroad, Inc.;

Thence Northwesterly concentric with and 200.00 feet distant Northeasterly, as measured radially, from said centerline a distance of 1792 feet, more or less, to a point in the North line of the SW¼ of said SE¼;

Thence West along said North line of said SW¼ of said SE¼ a distance of 241.2 feet to a point 50.00 feet distant Northeasterly, as measured radially, from said centerline;

Thence Southeasterly concentric with and 50.00 feet distant Northeasterly, as measured radially, from said centerline to a point 8.50 feet distant Northerly, as measured radially, from the centerline of the most Northeasterly track (Track No. 2) of said Eastern Idaho Railroad, Inc.;

Thence continuing Southeasterly concentric with and 8.50 feet distant Northeasterly, as measured radially and/or normally, from said centerline to a point in the South line of aforesaid Section 14;

Thence Easterly along said South line of said section a distance of 150.00 feet, more or less, to POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 14: That part of the SE¼SE¼, more particularly described as follows:

Commencing at the Southeast corner of Section 14;

Thence North 89°41' West, 710.74 feet along section line;

Thence North 0°06' East, 38.38 feet to the TRUE POINT OF BEGINNING, being the Northerly right-of-way of State Highway 25, Project No: F-2441(4) on file in the State of Idaho Division of Highways;

Thence North 0°06' East, 600.00 feet;

Thence North 89°54' West 569.15 feet to a point on the Easterly Right-of-way of the Union Pacific Railroad;

Thence along the Easterly railroad right-of-way 0°45' curve with the following curve data L.C. - South 39°56' East, 783.57 feet; (Centerline mainline curve Data is as follows: Delta - 45°10', D - 0°45', T - 3,177.38, L - 6,022.2, and H - 7,639.44), to a point on Northerly right-of-way of said State Highway 25;

Thence South 89°54' East, 65.00 feet along the Northerly right-of-way of said State Highway 25 to the TRUE POINT OF BEGINNING.

TOGETHER WITH a permanent roadway easement for egress and ingress to be used jointly with the adjoining parcel to the East, described as follows:

Commencing at the Southeast corner Section 14;

Thence North 89°41' West, 710.74 feet along section line;

Thence North 0°06' East, 38.38 feet to a point on the Northerly boundary of State Highway 25 right-of-way being the TRUE POINT OF BEGINNING;

Thence South 89°54' East, 20.00 feet along said right-of-way;

-Continued-

CONTINUATION

EXHIBIT "A"

Order Number: J-35706

Thence North 11°26' West, 100.00 feet;
Thence South 11°38' West, 100.00 feet;
Thence South 89°54' East 20.00 feet along said Northerly highway right-of-way to the TRUE POINT
OF BEGINNING;

SUBJECT TO a 10 foot wide irrigation pipeline easement, described as follows

Commencing at the Southeast corner of Section 14;
Thence North 89°41' West, 710.74 feet along section line;
Thence North 0°06' East, 345.88 feet to the TRUE POINT OF BEGINNING of 10 foot irrigation
pipeline easement described along centerline of said easement the following bearing and
distance:
North 78°24' West, 398.0 feet to a point along the Easterly right-of-way of Union Pacific Railroad
which intersects an existing irrigation ditch which parallels said Easterly railroad right-of-
way.

End of Exhibit "A"