

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

RECEIVED

APR 20 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.

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
36-7291D					
36-15095					
36-10321					
36-10320					
36-10319					
36-7291-C					

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) Edward Hubbard and Geneva Hubbard
1591 E Bob Barton Hwy, Wendell, ID 83355
4. New Owner/Claimant(s) Box Canyon Dairy
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
P. O. Box 140
 New Mailing Address _____
Wendell, ID 83355
 City, State and ZIP Code _____
 New Telephone Number () _____
5. Date you acquired the property April 14, 2006

SUPPORT DATA

IN FILE # 36-7291C

6.

If the change in ownership affects the entire 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 or 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)
(include title if applicable)

BOX CANYON DAIRY

by Frans Aardema, Partner by Tom Heida, Partner

by Jeremy Craig, Partner by Jeannie Wolverton, Partner

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 <u>CB</u>	Date <u>4/20/06</u>	Fee <u>\$150.00</u>
Received by _____	Date _____	Receipt No. <u>C081020</u>
Processed by _____	Date _____	WR _____ Date _____

WARRANTY DEED

Instrument # 215836

GOODING, GOODING, IDAHO

2006-04-14

01:56:56

No. of Pages: 2

Recorded for : LAND TITLE

DENISE M. GILL

Fee: 6.00

Ex-Officio Recorder Deputy

For Value Received

REC'D
#GG-07218A
APR 14 2006
DEPARTMENT OF
WATER RESOURCES

Edward Hubbard and Geneva Hubbard, husband and wife and THE HUBBARD FAMILY LIMITED PARTNERSHIP, a partnership consisting of Edward E. Hubbard and Geneva J. Hubbard

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

Box Canyon Dairy, a partnership
Address: P. O. Box 140, Wendell, ID 83355

F, A SC TH
GB

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

Parcel No. 8:

TOWNSHIP 8 SOUTH, RANGE 14 EAST, OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 35: SE $\frac{1}{4}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ NE $\frac{1}{4}$ excepting NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$

Parcel No. 9:

TOWNSHIP 8 SOUTH, RANGE 14 EAST, OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 35: NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 60 shares of Capital Stock in North Side Canal Company, also including any licensed domestic or irrigation water rights, licenses with the State of Idaho, including but not limited to State of Idaho Department of Water Right No. 36-07291D, and 36-7291C, 36-15095, 36-10321, 36-10320, and 36-10319.

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.

Assessments of the North Side Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of the North Side Canal Company, Ltd.

Assessments of the North Snake Ground Water District and the rights and powers of said District as by law provided.

Power Line Easement given by J.W. Newbrough, a widower to Idaho Power Company, a corporation, dated January 3, 1940, recorded March 6, 1940 in Book 4 Page 389 as Instrument Number 76325, Gooding County records, affecting the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35, Township 8 South, Range 14 East, of the Boise Meridian.

Power Line Easement given by W.D. Fife and Leda Fife, his wife and Everett Copenbarger and Joyce Copenbarger his wife to Idaho Power Company, a corporation, dated May 18, 1972, recorded October 12, 1972 as Instrument Number 042268, Gooding County records, affecting the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35, Township 8 South, Range 14 East, of the Boise Meridian.

Power Line Easement given by Edward E. Hubbard and Geneva J. Hubbard, his wife to Idaho Power Company, a corporation, dated May 25, 1979, recorded December 14, 1979 as Instrument Number 80275, Gooding County records, affecting the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35, Township 8 South, Range 14 East, of the Boise Meridian.

Power Line Easement given by Edward E. Hubbard and Geneva Jo Hubbard, his wife to Idaho Power Company, a corporation, dated December 10, 1991, recorded April 13, 1992 as Instrument Number 148310, Gooding County records, affecting NE¼NE¼ of Section 35, Township 8 South, Range 14 East, of the Boise Meridian.

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: April 14, 2006

Edward E. Hubbard
Edward Hubbard

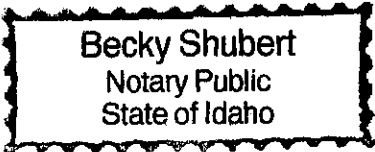
Geneva Hubbard
Geneva Hubbard

The Hubbard Family Limited Partnership
Edward E. Hubbard
by Edward E. Hubbard, General Partner
Geneva J. Hubbard
by Geneva J. Hubbard, General Partner

STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 12th day of April, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Edward Hubbard and Geneva Hubbard, 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.

Becky Shubert
Notary Public
Residing at: Gooding ID
My Commission expires: 02-23-2011



STATE OF IDAHO)
) ss.
COUNTY OF Gooding)

On this 12th day of April, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Edward E. Hubbard and Geneva J. Hubbard, known or identified to me to be the partner or one of the partners in the Partnership of The Hubbard Family Limited Partnership, and the partner or one of the partners who subscribed said Partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said Partnership name.

Becky Shubert
Notary Public
Residing at: Gooding ID
My Commission expires: 02-23-2011

