

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
FEB 16 2006
Department of Water Resources
Southern Region

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed, 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
43-2448A					
43-2447A					

RECEIVED
FEB 22 2006
DEPARTMENT OF WATER RESOURCES

The following REQUIRED information must be submitted with this form:

- The appropriate FILING FEE. See instructions for fee amounts.
- 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.
- 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.

Name and Address of Former Owner/Claimant(s)	<u>Joseph Hill</u>
	<u>290 N Angel Kaysville, UT 84037-9733</u>
New Owner/Claimant(s)	<u>P Bar S Company, L. L. C.</u>
	Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	<u>2025 S Hwy 21</u>
City, State and ZIP Code	<u>Malta, ID 83342</u>
New Telephone Number	<u>(208) 645-2361</u>
Date you acquired the property	<u>December 28, 2005</u>

SUPPORT DATA

IN FILE # 43-2447A

* PETER GRUSH
SYLVIA GRUSH

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	_____	_____

P BAR S COMPANY, L. L. C.

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

By: Peter Grush
Peter Grush

By: Sylvia Grush
Sylvia Grush

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 2/16/06 Fee 50.00
 Receipted by [Signature] Date 2/17/06 Receipt No. 5028408
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

#41256

305913

For Value Received

JOSEPH F. HILL, General Partner for the JOSEPH F. and ROZANNA S. HILL FAMILY PARTNERSHIP, a Utah Limited Partnership and RICHARD F. HILL, General Partner for the RICHARD F. HILL FAMILY LIMITED PARTNERSHIP, a Utah Limited Partnership,

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

PETER GRUSH and SYLVIA GRUSH, husband and wife
Address: 2025 S Hwy 81, Malta, ID 83342

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

See Attached Exhibit "A"

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to No. 43-2448A and No. 43-2447A.

SUBJECT TO:

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

Taxes subsequent to the year 2005.

Grant of Easement from Lester Thompson to Intermountain Gas Company, a corporation, dated February 23, 1966 and recorded July 22, 1966 as Instrument No. 30838 on Film No. 43, records of Cassia County, Idaho, over and across a portion of Section 15, Township 13 South, Range 27 East.

Agreement For Purchase of Power between Raft River Rural Electric Cooperative, Inc., the Seller, and Nick Thompson, as Consumer, dated April 9, 1970, and recorded June 19, 1970, as Instrument No. 51660 on Film No. 65, records of Cassia County, Idaho, covering the S½ of Section 15, Township 13 South, Range 27 East, Boise Meridian.

Easement creating right-of-way between Joseph Hill, a married man whose wife's name is Rozanna S. Hill, and Richard Hill, a married man whose wife's name is Arlene Hill, both doing business as Hill Brothers, a co-partnership, and Hal T. Anderson and Brooke R. Anderson, husband and wife, and Jack A. Rampton and Alice B. Rampton, husband and wife, dated February 12, 1982, and recorded February 16, 1982 as Instrument No. 141131 on Film No. 147, records of Cassia County, Idaho, described as follows: A thirty foot right-of-way running along the existing roadway commencing at the Southwest corner of said Section 15, Township 13 South, Range 27 East, Boise Meridian; thence North to the point of the Northwest corner of the SW¼ of said Section 15; thence East along the half section line to the East boundary of said Section 15 at the point of the Northeast corner of the SE¼ of said Section.

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW
2005 DEC 28 PM 3 06
FEE 17.80
DEPUTY
CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER

305913

Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller, and Hill Brothers, Consumer, dated March 18, 1996 and recorded March 28, 1996, as Instrument No. 241903 on Film No. 275, re-recorded April 3, 1996 as Instrument No. 242001 on Film No. 275, records of Cassia County, Idaho.

Agreement For Electric Service between Raft River Rural Electric Cooperative, Inc., an Idaho rural electric Cooperative of Malta, Seller, and Hill Brothers, Consumer, dated March 18, 1996 and recorded March 28, 1996, as Instrument No. 241904 on Film No. 275, re-recorded April 3, 1996 as Instrument No. 242000 on Film No. 275, records of Cassia County, Idaho. (Covers additional property not included herein)

Conditions contained in Cassia County Planning and Zoning Commission Resolution No. 2004-09-02 granting a Confined Animal Feeding Operation Permit, dated September 16, 2004 and recorded September 20, 2004 as Instrument No. 298038, records of Cassia County, Idaho.

Mortgage to secure an original indebtedness of \$2,780,000.00, and any other amounts and/or obligations secured thereby.

Dated: November 18, 2005
Recorded: November 21, 2005, as Instrument No. 305292, records of Cassia County, Idaho
Mortgagor: P Bar S Company, L.L.C., a limited liability company
Mortgagee: Northwest Farm Credit Services, FLCA

Mortgage to secure an original indebtedness of \$750,000.00 and \$2,000,000.00, and any other amounts and/or obligations secured thereby.

Dated: November 18, 2005
Recorded: November 21, 2005, as Instrument No. 305293, records of Cassia County, Idaho
Mortgagor: P Bar S Company, L.L.C., a limited liability company
Mortgagee: Northwest Farm Credit Services, PCA

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: December 20, 2005

JOSEPH F. and ROZANNA S. HILL FAMILY LIMITED PARTNERSHIP, a Utah Limited Partnership

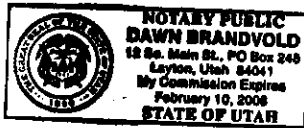
BY: Joseph F. Hill Gen. Partner
JOSEPH F. HILL, Managing General Partner

RICHARD F. HILL FAMILY LIMITED PARTNERSHIP, a Utah Limited Partnership

BY: Richard F. Hill Gen. Partner
RICHARD F. HILL, Managing General Partner

STATE OF UTAH)
) ss.
COUNTY OF DAVIS)

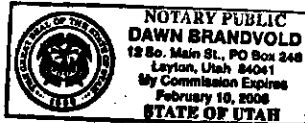
On this 23 day of December, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Joseph F. Hill, known or identified to me to be the General partner in the Partnership of the Joseph F. and Rozanna S. Hill Family Partnership, and the partner or one of the partners who subscribed said Partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said Partnership name.



Dawn Brandvold
Notary Public
Residing at: Layton
My Commission expires: 02/10/06

STATE OF UTAH)
) ss.
COUNTY OF DAVIS)

On this 23 day of December, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared Richard F. Hill, known or identified to me to be the General partner in the Partnership of the Richard F. Hill 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 he executed the same in said Partnership name.



Dawn Brandvold
Notary Public
Residing at: Layton
My Commission expires: 02/10/06

EXHIBIT "A"

TOWNSHIP 13 SOUTH, RANGE 27 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 15: All

Section 14: Beginning at the place where the mid-section line joins the West boundary line
of Section 14, being the Northwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said
Section 14;
Thence proceeding East 100 feet;
Thence South 100 feet;
Thence West 100 feet;
Thence North 100 feet to THE PLACE OF BEGINNING.