

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

SEP 05 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-8907 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-14042 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: USA Fertilizer

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Rocky Mountain Agronomics

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or1912 W Main StBurleyID83318

Mailing address

City

State

Zip

208-677-4230ap@rockymountainag.com

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 12/16/2021
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- ☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. This form must be signed and submitted with the following **REQUIRED** items:

- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- ☐ \$25 per *undivided* water right.
- ☐ \$100 per *split* water right.
- ☐ No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 35-8907

8. Signature: [Signature] CFO

Signature of new owner/claimant

Title, if applicable

7/11/23

Date

Devin Peterson

Print name

- Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by M. Pottier Date 9-5-23 For IDWR Office Use Only: E049518 Receipt No. E049464 Receipt Amt. \$25.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by JB Processed by JB Date 10/3/2023

OCT 03 2023

AFTER RECORDING MAIL TO:

Rocky Mountain Agronomics, Inc
86 North 550 West
Blackfoot, ID 83221

Instrument # 728060

BINGHAM COUNTY, IDAHO
2021-02-09 11:25:02 AM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy JPulley
Index To: QUIT CLAIM DEED
Electronically Recorded by Simplifile

QUITCLAIM DEED

File No.: 953772-B (jcm)

Date: February 08, 2021

For Value Received, **Rocky Mountain Agronomics, Inc, successor by merger to USA Fertilizer, Inc.**, do(es) hereby convey, release, remise, and forever quit claim unto **Rocky Mountain Agronomics, Inc, an Idaho corporation**, whose address is **86 N 550 W, Blackfoot, ID 83221**, herein after called the Grantee, the following described premises situated in **Bingham County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

together with its appurtenances.

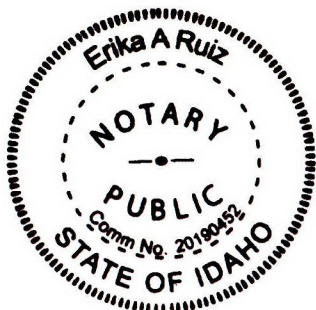
Dated: 2/8/2021

Rocky Mountain Agronomics, Inc

By: [Signature]
Devin Peterson, Chief Financial Officer

STATE OF Idaho)
COUNTY OF Bingham)

On this **February 8, 2021**, before me, a Notary Public in and for said State, personally appeared **Devin Peterson**, known or identified to me, to be the **Chief Financial Officer** of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.



[Signature]
Notary Public of Idaho
Residing at: Burley, ID
Commission Expires: March 2, 2025

SCANNED

OCT 03 2023

EXHIBIT A

A portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 31, Township 2 South, Range 35 E.B.M., Bingham County, Idaho, more particularly described as follows:

Commencing at a point that is S. 0°04' W. 30 feet from the N $\frac{1}{4}$ corner of said Section 31, and running thence N. 89°55' W. 505 feet; thence S. 0°04' W. to the Northerly right of way line of the Mackay Branch Railroad; thence S. 73°28'30" E. along said Northerly line of the Mackay Branch Railroad to the East line of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 31; thence North along said section line to the Point of Beginning. EXCEPT County Road.

ALSO EXCEPT: Beginning at a point on the South line of a county road that is S. 0°04' W. 30 feet from the N $\frac{1}{4}$ corner of said Section 31; and running thence N. 89°55' W. parallel with the North line of said section 505 feet; thence S. 0°04' W. 258 feet; thence S. 89°55' E. 505 feet to the North-South centerline of said section; thence N. 0°04' E. 258 feet along said North-South centerline to the Point of Beginning.



Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 03, 2023

ROCKY MOUNTAIN AGRONOMICS INC
1912 W MAIN ST
BURLEY ID 83318-1611

Re: Change in Ownership for Water Right No(s): 35-8907, 35-14042

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 120
BINGHAM GROUND WATER DISTRICT

SCANNED

OCT 03 2023

From: Baily, Jonie
To: "ap@rockymountainag.com"
Subject: Ownership Change for 35-8907, 35-14042
Date: Thursday, September 28, 2023 10:08:00 AM

RE: Change in Ownership Water Right No. 35-8907, 35-14042

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. On September 5, 2023, the department received an ownership change from USA Fertilizer to Rocky Mountain Agronomics. the department talked to Devin Peterson requesting an additional filing fee on September 12, 2023. The information required is indicated below:

**** **Filing Fee:** The filing fee for an ownership change application that will not result in a split is \$25.00 per water right. Your application is for 2 water rights therefore the fee will be \$50.00. The department received \$25.00. There fore an additional \$25.00 is required to update your application.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. **If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.**

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

 IDAHO DEPARTMENT OF
WATER RESOURCES
Jonie Baily | Technical Records Specialist
900 N Skyline Drive Ste. A, Idaho Falls, ID 83402
Phone number: (208) 525-7161
Fax number: (208) 525-7177
Email: jonie.baily@idwr.idaho.gov
Website: www.idwr.idaho.gov

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OCT 03 2023

SEP 28 2023