

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
JUN 08 2023
DEPT OF WATER RESOURCES
SOUTHERN 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?
See Attached Exhibit A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Over The Moon Farms, LLC

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): L & S Land Holdings, LLC, an Idaho limited liability company

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

2930 S 2300 E

Mailing address

(208) 536-6148

Telephone

Wendell

City

ID

State

83355

Zip

onaindiarick@yahoo.com

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: May 30, 2023
6. Do you own the land identified as the water right place of use? Yes ☐ No ☐
- o 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):
- o \$25 per *undivided* water right.
- o \$100 per *split* water right.
- o 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.

8. Signature: [Signature]

Signature of new owner/claimant

Luis M. Bettecourt

Print name

Authorized Signer 5/30/2023

Title, if applicable

Date

Signature: _____

Signature of new owner/claimant

Print name

Title, if applicable

Date

Received by SG Date 6/8/2023

For IDWR Office Use Only:

Receipt No. 5039806

Receipt Amt. \$275.00

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 _____

Processed by KA

Date 07-14-2023

SUPPORT DATA

IN FILE # 36-14077

SCANNED
AUG 22 2023

EXHIBIT 'A'

TO NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

36-14077
36-14421
36-15666
36-15668
36-15670
36-15690
36-15692
36-15694
36-15702
36-15704
36-15706

Instrument # 2301984
JEROME COUNTY, JEROME, IDAHO
05-31-2023 10:27:19 AM No. of Pages: 6
Recorded for: TITLEONE - BURLEY
MICHELLE EMERSON Fee: \$15.00
Ex-Officio Recorder Deputy: LA
Electronically Recorded by Simplifile

**ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT**



Order Number: 23477323

Warranty Deed

For Value Received,

Over The Moon Farms LLC, an Idaho limited liability company, the Grantor, does hereby grant, bargain sell and convey unto, **L & S Land Holdings, LLC, an Idaho limited liability company**, whose current address is **2930 S 2300 E, Wendell, ID 83355**, the Grantee, the following described premises, in **Jerome County, Idaho**, To Wit:

See Exhibit A, attached hereto and incorporated herein.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of this page intentionally left blank.

Dated: May 30, 2023

Over The Moon Farms LLC

BY: Ryan Mallett
Ryan Mallett, Authorized Member

State of Texas, County of Johnson, ss.

On this 30th day of May 2023, before me, the undersigned, a Notary Public in and for said State, personally appeared Ryan Mallett, known or identified to me to be an Authorized Member of Over The Moon Farms LLC the limited liability company that executed the within instrument and acknowledged to me that he executed the same for and on behalf of said limited liability company and that such limited liability company executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Samuel Perry

Notary Public for Texas
Residing In: Johnson County, Texas
My Commission Expires: 12/21/2024
(seal)

Notarized online using audio-video communication

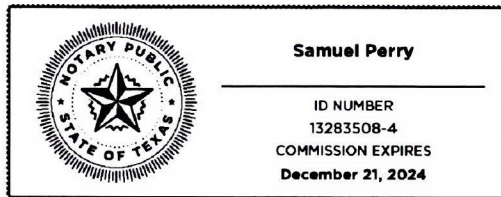


EXHIBIT A
LEGAL DESCRIPTION OF THE PREMISES

TRACT 1

PARCEL NO. 1:
TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 9: Part of Tract H, more particularly described as follows:

Commencing at Tract H Corner No. 5, said corner also being Tract G Corner No. 10 as shown on that certain Record of Survey recorded August 24, 2016 as Instrument No. 2163320, in the office of the County Recorder of Jerome County;

Thence North 89°56'48" East, 297.11 feet along the North boundary of said Tract H and being the **REAL POINT OF BEGINNING**;

Thence leaving said North boundary, South 03°26'05" East, 413.39 feet;

Thence South 89°58'47" East, 42.00 feet;

Thence North 65°49'36" East, 136.70 feet;

Thence North 40°43'39" East, 75.07 feet;

Thence North 01°32'37" West, 300.12 feet to a point on said North boundary of Tract H;

Thence South 89°56'48" West, 232.38 feet along said North boundary of Tract H to said **REAL POINT OF BEGINNING**.

PARCEL NO. 2:
TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 9: Part of Tract H, more particularly described as follows:

Beginning at Tract H Corner No. 5, said corner also being Tract G Corner No. 10 as shown on that certain Record of Survey recorded August 24, 2016 as Instrument No. 2163320, in the office of the County Recorder of Jerome County, which shall be the **REAL POINT OF BEGINNING**;

Thence North 89°56'48" East, 297.11 feet along the North boundary of said Tract H;

Thence leaving said North boundary, South 03°26'05" East, 413.39 feet;

Thence South 89°58'47" East, 42.00 feet;

Thence North 65°49'36" East, 136.70 feet;

Thence North 40°43'39" East, 75.07 feet;

Thence North 01°32'37" West, 300.12 feet to a point on said North boundary of Tract H;

Thence North 89°56'48" East, 723.43 feet along said North boundary of Tract H;

Thence leaving said North boundary, South 01°18'30" East, 1065.04 feet;

Thence South 89°32'27" West, 1277.66 feet to Tract H Corner No. 6, said corner also being a point on the West boundary of said Section 9;

Thence North 00°01'13" East, 1073.83 feet along said West boundary of Section 9 to said **REAL POINT OF BEGINNING**.

PARCEL NO. 3:
TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 8: That part of Lot 1, more particularly described as follows:

Commencing at the Northeast corner of said Section 8; Thence South 0°02' East along the East boundary of said Section 8, 247.83 feet, more or less, to the Northeast corner of Lot 1, said point being the TRUE POINT OF BEGINNING;

Thence South 89°39' West along the North boundary of Lot 1, 661.98 feet;

Thence South parallel to the East boundary of said Section 8, 1073.16 feet more or less to a point on the South boundary of said Lot 1;

Thence North 89°41' East along the South boundary of said Lot 1, 661.98 feet, more or less, to the Southeast corner of said Lot 1;

Thence North 0°02' West along the East boundary of said Lot 1, 1073.16 feet more or less to the TRUE POINT OF BEGINNING.

TRACT 2

PARCEL NO. 1:
TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 3: S½SW¼SW¼SW¼

Section 4: Farm Unit "B", Tract "B"

PARCEL NO. 2:
TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO.

Section 4: Lot 7; S½NW¼SE¼; SW¼NE¼SE¼

Sections 4, 5, 8 and 9: Tract G SAVE AND EXCEPT the following described from Section 4:

Beginning at Corner G-15 as shown on the plat of the survey made by James J. Skiles, from February 20, 1950 to February 9, 1951 in the records of the Bureau of Land Management;

Thence North 0°03' West, 237.68 feet;

Thence South 89°51' West, 777.06 feet;

Thence South 0°03' East, 734.64 feet to Corner G-13 of the above mentioned survey;

Thence North 89°52' East, 583.11 feet to Corner G-14 of said survey;

Thence North 21°15' East, 533.94 feet to Corner G-15, THE POINT OF BEGINNING.

PARCEL NO. 3:
TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 4: Part of Tract G, more particularly described as follows:

Beginning at Corner G-15 as shown on the plat of the survey made by James J. Skiles, from February 20, 1950 to February 9, 1951 in the records of the Bureau of Land Management;
Thence North 0°03' West, 237.68 feet;
Thence South 89°51' West, 777.06 feet;
Thence South 0°03' East 734.64 feet to Corner G-13 of the above mentioned survey;
Thence North 89°52' East, 583.11 feet to Corner G-14 of said survey;
Thence North 21°15' East, 533.94 feet to Corner G-15, THE POINT OF BEGINNING.

PARCEL NO. 4:
TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 8: Part of Government Lot 1, more particularly described as follows:

Beginning at the Southwest corner for Government Tract G-1 marked with a Bureau of Land Management brass cap stamped "Corner 9;" Thence North 0°03' West 80.34 feet along the Westerly boundary of said Tract G-1 to the center of a County Road known as "400 South" and the TRUE POINT OF BEGINNING;
Thence North 0°03' West 170.78 feet along said Westerly boundary to the Northeast corner of Government Lot 1 and the Northerly boundary of Section 8;
Thence South 89°47'51" West 107.65 feet along the Northerly boundary of Government Lot 1 and the Northerly boundary of said Section 8;
Thence South 0°03' East 146.33 feet to the center of County Road "400 South;"
Thence South 77°23'54" East 110.33 feet along the center of said County Road to the TRUE POINT OF BEGINNING.

PARCEL NO. 5:
TOWNSHIP 9 SOUTH, RANGE 20 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Sections 8 and 9: Tract H

Section 9: Lot 6

EXCEPTING THEREFROM that portion of Tract H, more particularly described as follows:

Beginning at Tract H Corner No. 5, said corner also being Tract G Corner No. 10 as shown on that certain Record of Survey recorded August 24, 2016 as Instrument No. 2163320, in the office of the County Recorder of Jerome County, which shall be the REAL POINT OF BEGINNING;
Thence North 89°56'48" East, 297.11 feet along the North boundary of said Tract H;
Thence leaving said North boundary, South 03°26'05" East, 413.39 feet;
Thence South 89°58'47" East, 42.00 feet;
Thence North 65°49'36" East, 136.70 feet;
Thence North 40°43'39" East, 75.07 feet;
Thence North 01°32'37" West, 300.12 feet to a point on said North boundary of Tract H;
Thence North 89°56'48" East, 723.43 feet along said North boundary of Tract H;
Thence leaving said North boundary, South 01°18'30" East, 1065.04 feet;
Thence South 89°32'27" West, 1277.66 feet to Tract H Corner No. 6, said corner also being a point on the West boundary of said Section 9;
Thence North 00°01'13" East, 1073.83 feet along said West boundary of Section 9 to said REAL POINT OF BEGINNING.

AND EXCEPTING THEREFROM that portion of Tract H, more particularly described as follows:

Commencing at Tract H Corner No. 5, said corner also being Tract G Corner No. 10 as shown on that certain Record of Survey recorded August 24, 2016 as Instrument No. 2163320, in the office of the County Recorder of Jerome County;

Thence North 89°56'48" East, 297.11 feet along the North boundary of said Tract H and being THE REAL POINT OF BEGINNING;

Thence leaving said North boundary, South 03°26'05" East, 413.39 feet;

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Thence North 65°49'36" East, 136.70 feet;

Thence North 40°43'39" East, 75.07 feet;

Thence North 01°32'37" West, 300.12 feet to a point on said North boundary of Tract H;

Thence South 89°56'48" West, 232.38 feet along said North boundary of Tract H to said REAL POINT OF BEGINNING.



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

July 14, 2023

L & S LAND HOLDINGS LLC
2930 S 2300 E
WENDELL ID 83355-3150

Re: Change in Ownership for Water Right No(s): 36-14077, 36-14421, 36-15666, 36-15668, 36-15670, 36-15690, 36-15692, 36-15694, 36-15702, 36-15704, and 36-15706

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) 293-9916.

Sincerely,

Kent Aasa
Water Resource Agent, Senior

Enclosure(s)

c: TitleOne (File #23477323)
Water District 130



TitleOne
a title & escrow co.

ID Dept. of Water Resources
650 Addison Ave. West, Ste. 500
Twin Falls, ID 83301

RECEIVED

JUN 08 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

237 N. Lincoln Ave.
Jerome, ID 83338
Ph. (208) 324-5613
Fx. (866) 310-3443
www.titleonecorp.com

Date: 06/07/2023

Escrow No. 23477323 - L & S Land Holdings, LLC/Over The Moon Farms LLC

Dear Clerk:

Enclosed with this letter please find the following documents in connection with the above referred to transaction:

- The original executed Notice of Change In Water Right Ownership
- A copy of the recorded Warranty Deed
- TitleOne check no. 47231 made payable to Idaho Department of Water Resources in the amount of \$275.00

Please make the necessary changes in the records to indicate the new Owner for future water assessments and notices. Please send a receipted copy to this office.

Should you have any questions, please do not hesitate to contact Ashley Martinkus at 208-878-3524.

Best regards,
TITLEONE

Nancy Garrett
Ag Escrow Assistant

AR/nrg
Enc.
FedEx