Form 42-248/42-1409(6) Rev. 1/15

RECEIVED
JUL 06 2021
WATER RESOURCES WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
57-2165 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
57-2192 ✓	NO Yes ☒	Yes ☐		Yes ☐	Yes ☐
57-11574 ✓	NO Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: JACQUELINE L MCKEE BENSON THOMAS EDWARD BENSON
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): BIO HUMA NETICS INC
New owner(s) as listed on the conveyance document — Name connector ☐ and ☐ or ☐ and/or

1331 WEST HOUSTON AVE — Mailing address
GILBERT — City
AZ — State
85233 — ZIP

1-480-236-4219 — Telephone
lyndon@bhn.us — Email

SUPPORT DATA
IN FILE # 57-2165

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: 04/20/2015.

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

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. 25
     - $100 per *split* water right. x 2 200
     - No fee is required for pending adjudication claims.

     * 225 total
   - ☐ 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: Lyndon W. Smith — Signature of new owner/claimant
President, CEO — Title, if applicable
6/15/21 — Date

Signature: _____ Signature of new owner/claimant
Title, if applicable
Date

For IDWR Office Use Only:

Receipted by LE Date 07/06/2021 Receipt No. W049558 Receipt Amt. $225.00

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 DM Date 8-27-24

PioneerTitleCo.
GOING BEYOND

100 10th Avenue South
Nampa, ID 83651

ELECTRONICALLY RECORDED-DO NOT REMOVE THE COUNTY STAMPED FIRST PAGE AS IT IS NOW INCORPORATED AS PART OF THE ORIGINAL DOCUMENT

Instrument # 286500
MURPHY, OWYHEE, IDAHO
2015-04-21 10:24:16 No. of Pages: 2
Recorded for: PIONEER TITLE CANYON - CALDWEL
ANGELA BARKELL Fee: $13.00
Ex-Officio Recorder Deputy: map
Index To: DEED
Electronically Recorded by Simplifile

File No. 570905 BA/TG

WARRANTY DEED

For Value Received

Thomas E. Benson and Jacqueline L. Benson, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

1WD

Bio Huma Netics, Inc., an Arizona Corporation

hereinafter referred to as Grantee, whose current address is 1331West Houston Avenue, Gilbert, AZ 85233

The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: April 20, 2015

Thomas E. Benson

Thomas E. Benson

Jacqueline L. Benson

Jacqueline L. Benson

State of Idaho, County of Canyon

On this 20th day of April in the year of 2015, before me, the undersigned, a Notary Public in and for said State, personally appeared Thomas E. Benson and Jacqueline L. Benson known or identified to me to be the person/persons whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Residing at: Blanca E. Acosta
Commission Expires: Residing in Nampa, Idaho
My Commission Expires 9/16/2017

BLANCA E. ACOSTA NOTARY PUBLIC STATE OF IDAHO

EXHIBIT A

A parcel of land being a portion of the Southwest Quarter of Section 14, Township 2 South, Range 4 West, Boise Meridian, Owyhee County, Idaho. Being further described as follows:

BASIS OF BEARINGS: The West line of the Southwest Quarter of Section 14, Township 2 South, Range 4 West, Boise Meridian, derived from found monuments and taken as North 00°22'10" East.

BEGINNING at the Southwest corner of Section 14, Township 2 South, Range 4 West, Boise Meridian, Owyhee County, Idaho; thence along the West line of the Southwest Quarter of said Section 14,

North 00°22'10" East to the West Quarter corner of said Section 14, a distance of 2,637.52 feet; thence leaving said West line and along the North line of said Southwest Quarter,

North 89°43'21" East to the Center Quarter corner of said Section 14, a distance of 2,655.42 feet; thence leaving said North line and along the East line of said Southwest Quarter

South 00°34'08" West a distance of 709.93 feet; thence leaving said East line

South 89°43'21" West a distance of 487.03 feet; thence

South 00°34'08" West a distance of 893.87 feet; thence

South 89°52'17" West a distance of 1,189.39 feet; thence

South 00°34'08" West a distance of 1,039.44 feet to a point on the South line of the Southwest Quarter of said Section 14; thence along the South line of said Southwest Quarter

South 89°52'17" West a distance of 969.74 feet to the POINT OF BEGINNING.

WD
JB
TEB

EXHIBIT A

A parcel of land being a portion of the Southwest Quarter of Section 14, Township 2 South, Range 4 West, Boise Meridian, Owyhee County, Idaho. Being further described as follows:

BASIS OF BEARINGS: The West line of the Southwest Quarter of Section 14, Township 2 South, Range 4 West, Boise Meridian, derived from found monuments and taken as North 00°22'10" East.

BEGINNING at the Southwest corner of Section 14, Township 2 South, Range 4 West, Boise Meridian, Owyhee County, Idaho; thence along the West line of the Southwest Quarter of said Section 14,

North 00°22'10" East to the West Quarter corner of said Section 14, a distance of 2,637.52 feet; thence leaving said West line and along the North line of said Southwest Quarter,

North 89°43'21" East to the Center Quarter corner of said Section 14, a distance of 2,655.42 feet; thence leaving said North line and along the East line of said Southwest Quarter

South 00°34'08" West a distance of 709.93 feet; thence leaving said East line

South 89°43'21" West a distance of 487.03 feet; thence

South 00°34'08" West a distance of 893.87 feet; thence

South 89°52'17" West a distance of 1,189.39 feet; thence

South 00°34'08" West a distance of 1,039.44 feet to a point on the South line of the Southwest Quarter of said Section 14; thence along the South line of said Southwest Quarter

South 89°52'17" West a distance of 969.74 feet to the POINT OF BEGINNING.

TWD
JB
TEB

Instrument # 292464
MURPHY, OWYHEE, IDAHO
4-11-2017 11:39:25 AM No. of Pages: 3
Recorded for : DEFORD LAW, PC
ANGELA BARKELL Fee: 16.00
Ex-Officio Recorder Deputy
Index to: DEED, QUIT-CLAIM

QUITCLAIM DEED
With Reservation of Life Estate

For value received, **THOMAS E. BENSON AND JACQUELINE L. BENSON,** husband and wife, hereinafter called the first party, does by these presents remise, release and forever QUITCLAIM unto **TODD MATTHEW CALDWELL,** a married man, as his sole and separate property, hereinafter called the second party, of 80361 Banks Lane, Hermiston, OR 97838, and to his heirs and assigns, their interest, right, title and privilege to the following described real property, situated in Owyhee County, State of Idaho, to wit:

See **Exhibit A**, attached hereto and incorporated herein by reference.

Subject to and Reserving:

A life estate in the lives of **THOMAS E. BENSON AND JACQUELINE L. BENSON** which life estate is granted for the purpose of allowing **THOMAS E. BENSON AND JACQUELINE L. BENSON** to inhabit, use and benefit from the above described real property during their natural lifetimes. Upon the death of both **THOMAS E. BENSON AND JACQUELINE L. BENSON** *the above-described real property shall* revert to **TODD MATTHEW CALDWELL.**

Also subject to:
Any encumbrances of record

Together with all water, water rights, ditches and rights of way for ditches thereunto belonging or in anywise appertaining.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the second party, and to her heirs and assigns forever.

IN WITNESS WHEREOF, The said first party has hereunto set their hand and seal.

Date this 28 day of March, 2017.

Thomas E. Benson
THOMAS E. BENSON

Jacqueline L. Benson
JACQUELINE L. BENSON

STATE OF Idaho)
: s
County of Canyon)

On this 28 day of March, 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared, **THOMAS E. BENSON AND JACQUELINE L. BENSON**, husband and wife, and proved to me by sufficient evidence to be the persons who executed the foregoing document and acknowledged to me that they executed the same.

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

(Seal)

JULIE ADAMS DeFORD NOTARY PUBLIC STATE OF IDAHO

Notary Public for: Idaho
Residing at: Nampa, Idaho
My commission expires: 8/11/2022

LEGAL DESCRIPTION
FOR
ADJUSTED PARCEL 1

A parcel of land located in the Southeast 1/4 and the Southwest 1/4 of Section 14, Township 2 South, Range 4 West, Boise Meridian, Owyhee County, Idaho. Being further described as follows:

BASIS OF BEARINGS:
The West line of Section 14, Township 2 South, Range 4 West, Boise Meridian, derived from found monuments and taken as North 00°22'10" East and distance between found monuments to be 2637.52 feet.

BEGINNING at a point on the East line of the Southwest 1/4 of said Section 14, Township 2 South, Range 4 West, Boise Meridian, from which the Center 1/4 of said Section 14 bears North 00°34'08" East a distance of 709.93 feet also from which the Southwest Section corner bears South 53°56'41" West a distance of 3296.86 feet;
thence along said East line South 00°34'08" West a distance of 398.66 feet to a point from which the South 1/4 corner of said Section 14 bears South 00°34'08" West a distance of 1535.92 feet;
thence leaving said East line along a line on the West side of Salmon Creek Road the following two (2) courses:
South 12°50'00" East a distance of 425.00 feet;
South 18°24'00" East a distance of 86.19 feet;
thence leaving said West line South 89°52'17" West a distance of 613.55 feet;
thence North 00°34'08" East a distance of 893.87 feet;
thence North 89°43'21" East a distance of 487.03 feet to the
POINT OF BEGINNING.

Said Parcel containing 465,231 square feet or 10.68 acres, more or less and is subject to all existing easements and rights-of-ways of record or implied.

END OF DESCRIPTION

Russell Badgley, PLS 12458
Timberline Surveying
847 Park Centre Way, Suite 3
Nampa, Idaho 83651
(208) 465-5687

PROFESSIONAL LAND SURVEYOR REGISTERED 12458 STATE OF IDAHO RUSSELL E BADGLEY

EXHIBIT A

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little Director Mathew Weaver

August 28, 2024

BIO HUMA NETICS INC
1331 W HOUSTON AVE
GILBERT AZ 85233-1816

Re: Change in Ownership for Water Right No(s): **57-2165, 57-2192, 57-11574**

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.

Please note that water rights 57-2192 & 57-11574 did not require splitting to update the ownership to you. A refund of $150.00 has been requested and will be mailed to BIO HUMA NETICS INC under separate cover from the State Controller's Office.

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)287-4800.

Sincerely,

Debra Mansfield

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

Mansfield, Debra

From: Mansfield, Debra
Sent: Tuesday, August 27, 2024 9:55 AM
To: IdwrPayable
Subject: REFUND: Bio Huma Netics Inc

TO: Sascha Marston, Susan Steed

FROM: Debra Mansfield

DATE: August 27, 2024

RE: Refund: Ownership Change

BIO HUMA NETICS submitted a change in ownership for water rights 57-2192 & 57-11574 on 07/06/2021. They submitted the ownership change as a split for these rights along with the full split fees, but these rights did not require splits to complete the ownership change process.

Please issue a refund of $150.00 to:

BIO HUMA NETICS INC
1331 W HOUSTON AVE
GILBERT AZ 85233-1816

RECEIPT #

W049558

Thank you,

Debra Mansfield | Technical Records Specialist 1
IDWR – State Office
322 E Front St, Boise ID 83702-7371
(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov

Proof Report

Water Right 57-2165

Owner Type	Name and Address
Current Owner	BIO HUMA NETICS INC 1331 W HOUSTON AVE GILBERT, AZ 85233-1816 (480) 236-4219
Original Owner	ARTHUR L DAVIS MURPHY, ID 83650
Previous Owner	ANN E MC KEE 812 14TH AVE S NAMPA, ID 83651 (208) 466-3749
Previous Owner	THOMAS EDWARD BENSON 10943 SALMON CREEK RD MURPHY, ID 83650
Previous Owner	JACQUELINE L MCKEE BENSON 10943 SALMON CREEK RD MURPHY, ID 83650 (208) 340-1006

Priority Date: 9/24/1932
Basis: Decreed
Status: Active

Source	Tributary
COTTLE CREEK	MACKS CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.040 CFS	
		Total Diversion	0.040 CFS	

Source and Point(s) of Diversion:

COTTLE CREEK	NESWSE	Sec. 15, Twp 02S, Rge 04W, OWYHEE County
COTTLE CREEK	NWSW	Sec. 14, Twp 02S, Rge 04W, OWYHEE County

Place Of Use:

IRRIGATION within OWYHEE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02S	04W	14											3.0						3.0

POU Total Acres: 3.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Dates and Other Information:
Decreed Date: 12/5/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: And
Water District Number: 57R
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
SubCaseNumber: 57-2165
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed:
Objection Status:

Water Supply Bank:

N/A

Proof Report

Water Right 57-2192

Owner Type	Name and Address
Current Owner	BIO HUMA NETICS INC 1331 W HOUSTON AVE GILBERT, AZ 85233-1816 (480) 236-4219
Original Owner	EDWARD MC KEE 103 22ND AVE S NAMPA, ID 83651
Original Owner	ANN E MC KEE 812 14TH AVE S NAMPA, ID 83651 (208) 466-3749
Previous Owner	THOMAS EDWARD BENSON 10943 SALMON CREEK RD MURPHY, ID 83650
Previous Owner	JACQUELINE L MCKEE BENSON 10943 SALMON CREEK RD MURPHY, ID 83650 (208) 340-1006

Priority Date: 9/1/1948
Basis: Decreed
Status: Active

Source	Tributary
COTTLE CREEK	MACKS CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.200 CFS	
		Total Diversion	0.200 CFS	

Source and Point(s) of Diversion:

COTTLE CREEK	NESWSE	Sec. 15, Twp 02S, Rge 04W, OWYHEE County
COTTLE CREEK	NWSW	Sec. 14, Twp 02S, Rge 04W, OWYHEE County

Place Of Use:

IRRIGATION within OWYHEE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02S	04W	14									12.0	3.0	17.0	2.0					34.0

POU Total Acres: 34.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Dates and Other Information:
Decreed Date: 12/5/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: And
Water District Number: 57R
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
SubCaseNumber: 57-2192
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed:
Objection Status:

Water Supply Bank:

N/A

Proof Report

Water Right 57-11574

Owner Type	Name and Address
Current Owner	BIO HUMA NETICS INC 1331 W HOUSTON AVE GILBERT, AZ 85233-1816 (480) 236-4219
Original Owner	THOMAS E BENSON HC 88 BOX 1050 MURPHY, ID 83650-9601 (208) 340-1006
Original Owner	JACQUELINE L MCKEE BENSON 10943 SALMON CREEK RD MURPHY, ID 83650 (208) 340-1006

Priority Date: 9/1/1948
Basis: Decreed
Status: Active

Source	Tributary
COTTLE CREEK	MACKS CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	02/15	07/15	3.020 CFS	
		Total Diversion	3.020 CFS	

Source and Point(s) of Diversion:

COTTLE CREEK	SENWSW	Sec. 14, Twp 02S, Rge 04W, OWYHEE County
COTTLE CREEK	NESWSE	Sec. 15, Twp 02S, Rge 04W, OWYHEE County

Place Of Use:

IRRIGATION within OWYHEE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02S	04W	14									12.0	3.0	27.0	9.0					51.0

POU Total Acres: 51.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE

EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

2. THIS RIGHT SHALL NOT BE DELIVERED IF THE FLOW AT THE UPPER BASIN TOLLGATE WEIR (T03S, R04W, S24, SESW) IS AT OR LESS THAN 37 CFS, OR THE FLOW AT THE OUTLET WEIR (T02S, R04W, S12, NESE) IS AT OR LESS THAN 57 CFS.

3. THE USE OF WATER UNDER THIS RIGHT BEFORE MARCH 15 IS SUBORDINATE TO WATER RIGHTS 57-2325 AND 57-7040.

Dates and Other Information:
Decreed Date: 12/5/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: Or
Water District Number: 57R
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
SubCaseNumber: 57-11574
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim:
Date Filed: 6/22/2001
Objection Status: Active

Water Supply Bank:

N/A