

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 08 2025

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPARTMENT 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?
36-7317A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-7317B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-8061	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-8260	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Derosa Farms, LLC

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Crossbred Dairy, a general partnership

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or

2930 S 2300 E

Wendell

ID

83355

Mailing address

City

State

Zip

(208) 536-6418

onaindiarick@bettencourtdairy.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: December 17, 2024
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 # 36-7317A

8. Signature: [Signature] Manager 12/16/2024
- Signature of new owner/claimant Title, if applicable Date
- Frick Oneinda
- Print name
- Signature: [Signature] Manager 12/16/2024
- Signature of new owner/claimant Title, if applicable Date
- Luis M Bettencourt
- Print name

Received by SG Date 1-8-2025 For IDWR Office Use Only: Receipt No. 5040471 Receipt Amt. \$100 -

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 Jm Date 3/4/2025

22449412

WARRANTY DEED

FOR VALUE RECEIVED,

DAROSA FARMS, LLC, an Idaho limited liability company, the "Grantor", does hereby grant, bargain, sell and convey unto **CROSSBRED DAIRY**, an Idaho general partnership, whose address is 2930 S. 2300 E., Wendell, Idaho the "Grantee", the following described premises located in Jerome County, Idaho, to wit:

PARCEL NO. 1:
TOWNSHIP 8 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 33: That part of the NW $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northwest corner of said Section 33, which point shall be known as THE TRUE POINT OF BEGINNING;
Thence South 89°35'17" East along the North boundary of the NW $\frac{1}{4}$, said Section 33, 1413.82 feet to a point that lies North 89°35'17" West, 1227.00 feet from the Northeast corner of the NW $\frac{1}{4}$, said Section 33;
Thence South 0°02'03" East, 72.00 feet;
Thence North 89°35'17" West, 65.25 feet;
Thence South 0°02'03" East, 1280.33 feet;
Thence South 89°36'56" East, 1292.24 feet to the Easterly boundary of the NW $\frac{1}{4}$, said Section 33, said point lies South 0°02'03" East, 1351.71 feet from the Northeast corner of the NW $\frac{1}{4}$, said Section 33;
Thence South 0°02'03" East along the Easterly boundary of the NW $\frac{1}{4}$, 1291.71 feet, more or less, to the Southeast corner of the NW $\frac{1}{4}$;
Thence North 89°38'35" West along the South boundary of the NW $\frac{1}{4}$, 2642.40 feet to the Southwest corner of the NW $\frac{1}{4}$;
Thence North along the West boundary of the NW $\frac{1}{4}$, 2645.96 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 2:
TOWNSHIP 8 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 33: That part of the E $\frac{1}{2}$ NW $\frac{1}{4}$, more particularly described as follows:

Beginning at the North $\frac{1}{4}$ Corner of Section 33; Thence North 89°35'17" West, 320.00 feet along the Northerly boundary of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ to THE TRUE POINT OF BEGINNING;

Thence North 89°35'17" West, 907.00 feet along the Northerly boundary of the NE¼NW¼;
Thence South 0°02'03" East, 72.00 feet;
Thence North 89°35'17" West, 65.25 feet;
Thence South 0°02'03" East, 1280.33 feet;
Thence South 89°36'56" East, 1292.24 feet to the Easterly boundary of E½NW¼;
Thence North 0°02'04" West, 636.71 feet along said Easterly boundary;
Thence North 89°35'17" West, 201.07 feet;
Thence Northwesterly 211.60 feet along the arc of a curve left, having a radius of 1286.65 and a long chord of North 34°16'28" West, 211.36 feet and being approximately parallel and 3.0 feet Easterly of a pivot sprinkler;
Thence North 0°02'04" West, 541.20 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 3:

TOWNSHIP 8 SOUTH, RANGE 16 EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 33: NE¼SW¼ and the NW¼SE¼, SAVE AND EXCEPT the following described:

Commencing at the East ¼ corner of said Section 33; Thence North 89°38'34" West, 1321.11 feet along the Northerly boundary of the Southeast quarter of said Section 33 to the Northeast corner of said NW¼SE¼; Thence South 0°03'11" East, 50.30 feet along the Easterly boundary of said NW¼SE¼ to the center of the Northside Canal Company "N 7" Lateral and THE TRUE POINT OF BEGINNING;
Thence South 0°03'11" East along the East boundary of the NW¼SE¼, 1270.79 feet to the Southeast corner of said NW¼SE¼;
Thence North 89°40'16" West, 262.01 feet along the Southerly boundary of said NW¼SE¼ to the center of said "N 7" Lateral;
Thence along the center of said "N 7" Lateral the following courses and distances:
North 17°12'47" East, 70.78 feet;
Thence North 39°09'06" West, 311.97 feet;
Thence North 12°30'58" West, 181.12 feet;
Thence North 40°03'05" East, 149.07 feet;
Thence North 24°44'37" West, 188.44 feet;
Thence North 16°58'03" East, 352.30 feet;
Thence North 51°12'30" East, 173.25 feet;
Thence North 76°43'29" East, 227.27 feet to THE TRUE POINT OF BEGINNING.

Together with all water rights appurtenant thereto, including but not limited to, sixty-nine (69) shares of stock of the North Side Canal Co., Ltd., and Water Rights Nos.:

36-7317A
36-7317B
36-8061
36-8260

TO HAVE AND TO HOLD the premises, with their appurtenances unto the Grantee, its successors and assigns forever. The Grantor does hereby covenant to and with the Grantee, that it is the owner of the premises; that it will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided, and the specific exceptions listed below:

1. Taxes and assessments for 2022 and subsequent years.
2. The land described herein is located within the district boundaries of the North Side Canal Company, Ltd. and is subject to any assessments levied thereby.
3. The land described herein is located within the boundaries of the North Snake Ground Water District and is subject to any assessments levied thereby.
4. Right of way for ditches, tunnels, telephone, and distribution lines constructed by authority of the United States, as granted to the United States under the provisions of Section 58-604 Idaho Code.
5. Subject to Right of Way of Bob Barton Road.
6. Right of Way of N-7 Lateral.
7. Right-of-way for roads, canals, laterals and waste ditches and the right of access thereto for maintenance of said ditches, dated August 21, 1907, recorded in Book 15 Page 589, records of Jerome County, Idaho.
8. An easement for the purpose shown below and rights incidental thereto as set forth in a/an Right of Way Easement.
Granted to: India Stillwell
Purpose: right of way
Recorded: May 21, 1934 in Book 107 Page 24
Instrument No.: 56846, records of Jerome County, Idaho.
9. An easement for the purpose shown below and rights incidental thereto as set forth in a document.
Granted to: Idaho Power Company, a corporation
Purpose: Public Utilities
Recorded: October 23, 1944
Book 128 at Page(s) 420
Instrument No.: 90782, records of Jerome County, Idaho
10. An easement for the purpose shown below and rights incidental thereto as set forth in a/an Right of Way Deed.
Granted to: Glee R. Starr, Henry A. Silvers, James A. Lenon and A.D. Owen
Purpose: pipeline
Recorded: March 15, 1951 in Book 141 Page 375
Instrument No.: 112223, records of Jerome County, Idaho.
11. An easement for the purpose shown below and rights incidental thereto as set forth in a document.
Granted to Idaho Power Company, a corporation
Purpose: Public Utilities
Recorded: July 3, 1961
Book 168 at Page(s) 105
Instrument No.: 147341, records of Jerome County, Idaho

12. An easement for the purpose shown below and rights incidental thereto as set forth in a document.
Granted to Idaho Power Company
Purpose: Public Utilities
Recorded: March 11, 1965
Book 168 at Page(s) 454
Instrument No.: 162732, records of Jerome County, Idaho
13. An easement for the purpose shown below and rights incidental thereto as set forth in a document.
Granted to Idaho Power Company, a corporation
Purpose: Public Utilities
Recorded: November 5, 1980
Instrument No.: 253274, records of Jerome County, Idaho
14. Easement for irrigation pipeline granted to Zippora Stahl, a single woman, recorded July 28, 1981 as Instrument No. 259294.
15. Easement for steel pipeline as disclosed in Deed granted to Zippora Stahl, a single woman, recorded February 3, 1982 as Instrument No. 262688.
16. An easement for the purpose shown below and rights incidental thereto as set forth in a document.
Granted to Idaho Power Company
Purpose: Public Utilities
Recorded: May 19, 1982
Instrument No.: 265216, records of Jerome County, Idaho
17. Order of the North Snake Ground Water District (Long View Dairy – Blue Sky Ranch) dated June 18, 2002, recorded July 18, 2002 as Instrument Number 2023779, Jerome County Records.

DATED THIS 17th Day of December 2024.

“GRANTOR”
DAROSA FARMS, LLC
An Idaho limited liability company



EDWARD M. ROSA, Manager

STATE OF IDAHO)

SS:

County of Terome)

On this 16, day of December 2024, before me, the undersigned, a Notary Public in and for said County and State, personally appeared EDWARD M. ROSA, as Manager of DAROSA FARMS, LLC, an Idaho limited liability company known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same in such capacity.

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



Randy Lamb
NOTARY PUBLIC for Idaho
Residing at: Idaho, ID
Commission Expires: 04/03/2028



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 Mathew Weaver

March 4, 2025

CROSSBRED DAIRY
2930 S 2300 E
WENDELL ID 83355-3150

Re: Change in Ownership & Notice of Security Interest for Water Right No(s): 36-2474A, 36-2474B, 36-7317A, 36-7317B, 36-8061, 36-8260, 36-8481, 36-8530, 36-8539, 36-10082A, 36-10082B, 36-14685 & 36-14687; Application for Permit No. 36-8705

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 also acknowledges receipt of correspondence adding security interest of the above-referenced water right(s) to Conterra Agricultural Capital LLC. Computer generated reports are enclosed for your records. *The Department has also removed the 2019 Security Interest filed on behalf of the previous water right holder(s), DeKruyf, et al. If this is not correct and should be left on the water right records, please contact the department and we can correct our records accordingly.*

While processing these notices, it was noted that water right no. 36-14687 was listed twice on the Notice of Security Interest form, resulting in an overpayment of \$25.00. This fee has been applied to adding security interest to Application for Permit No. 36-8705, as it is included on Exhibit A, Tract C on the mortgage documents.

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) 293-9908.

Sincerely,

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Conterra Agricultural Capital LLC
TitleOne, Burley, ID (File #'s 19330331, 22449412, 24525143)
Water District 130



RECEIVED

JAN 08 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

211 W. 13th St.
Burley, ID 83318
Ph. (208) 881-0087
Fx. (866) 582-7546
www.titleonecorp.com

Idaho Department of Water Resources
650 Addison Avenue West
Suite 500
Twin Falls, ID 83301

Date: January 6, 2025

Escrow No. 22449412

Greetings,

Enclosed please find the following:

- TitleOne check No. 55241 in the amount of \$100.00
- Original executed Assignment of Application for Permit
- Original executed Notice of Change in Water Right Ownership
- Copy of original executed Warranty Deed recorded on 12/17/24 as Instrument No. 2404583, records of Jerome County, ID

Please make the necessary changes to reflect new ownership and send a receipted copy to TitleOne, P.O. Box 177 Burley, ID 83318. Please feel free to contact us at the number above should you have any questions.

Best Regards,
TITLEONE

Balvina Castaneda

AR/bc
Enc.
FedEx