



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 18, 2002

MICKELSEN PROPERTIES LLC
1050 W RIVERVIEW DR
IDAHO FALLS ID 83401

RE: CHANGE IN OWNERSHIP FOR A27-7303A, A27-2012,
A27-07139, A27-7141, A27-7262, A27-7263 AND A27-7264

Dear Sir or Madam:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

A handwritten signature in cursive script that reads "Cheri Vandermeulen".

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

OK JC 1-17-02
RECEIVED
JAN 22 2002

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List 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
<u>27-7263</u>	<u>27-7263</u>	___	<u>27-2012</u>	<u>27-2012</u>	___
<u>27-7262</u>	<u>27-7262</u>	___	_____	_____	___
<u>27-7264</u>	<u>27-7264</u>	___	_____	_____	___
<u>27-7141</u>	<u>27-7141</u>	___	_____	_____	___
<u>27-7139</u>	<u>27-7139</u>	___	_____	_____	___

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. 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**.
- C. 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.

- | | | |
|----|--|---|
| 3. | Name and Address of Former Owner/Claimant(s) | <u>Winding Brook Corporation c/o Rodney Moore</u>
<u>P. O. Box 53, Nampa, Idaho, 83653</u> |
| 4. | New Owner/Claimant(s) | <u>Mickelsen Properties, LLC</u>
<small>Name Connector (Check one): ☐ and, ☐ or, ☐ and/or</small>
<u>c/o Mark Mickelsen, 1050 West Riverview Drive</u> |
| | New Mailing Address | <u>Idaho Falls, Idaho, 83401</u> |
| | City, State and ZIP Code | <u>208 524-1295</u> |
| | New Telephone Number | |
| 5. | Date you acquired the property | |

6. 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	_____	_____

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

Snake River Properties LLC
Blair McKelvey Jan 02 2002

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 Kew Date 1/2/2002 Fee \$150.00
 Received by Kew Date 1/2/2002 Receipt No. E 027360
 Processed by _____ AJ Date _____ WR _____ Date _____

*requested
refund
JC
1-17-02*

B44752

SPECIAL WARRANTY DEED

THIS INDENTURE, made this 4th day of December, 2001, by and between WINDING BROOK CORPORATION, a Massachusetts corporation, Grantor, and MICKELSEN PROPERTIES, LLC, an Idaho Limited Liability Company, Grantee, whose address is c/o Mark Mickelsen, 1050 West Riverview Drive, Idaho Falls, Idaho, 83401.

WITNESSETH:

The Grantor for good and valuable consideration does by these presents grant, bargain, sell and convey unto the Grantee, its successors and assigns, all of that certain tract and parcel of land situated in the County of Bingham, State of Idaho, more particularly described as follows, to-wit:

See Exhibit "A" attached hereto.

The Grantor warrants that previous to the time of the execution of this deed the Grantor has not conveyed the same estate, or any right, title or interest therein, to any person. That such estate is at the time of the execution of the deed free from encumbrances done, made or suffered by the Grantor, or any person claiming under it.

IN WITNESS WHEREOF, the Grantor has caused these presents to be executed by it the day and year first above written.

WINDING BROOK CORPORATION



JAMES B. McCANDLESS, President

STATE OF CONNECTICUT)

) ss.

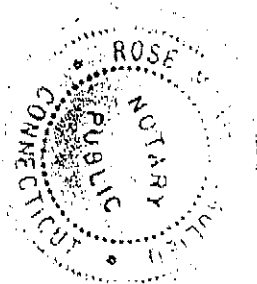
County of Hartford)

On this 4th day of December, 2001, before me, the undersigned, a

Notary Public in and for said County and State, personally appeared JAMES B. McCANDLESS,
known to me to be the President of Winding Brook Corporation, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal

the day and year in this certificate first above written.



Rose Marie Beaulieu
NOTARY PUBLIC
Residing at: West Hartford, CT
My Commission Expires: 10-31-02

Township 2 South, Range 36 E.B.M., Bingham County, Idaho
Section 13: W $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{4}$ SW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying West of the right-of-way line of the
Reservation Canal.

Section 14: E $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SE $\frac{1}{4}$

EXCEPTING THEREFROM THE FOLLOWING THREE PARCELS:

Parcel 1:

Part of the NW $\frac{1}{4}$ of Section 13, Township 2 South, Range 36 E.B.M., Bingham County, Idaho,
described as: Beginning at a point that is S. 00°29'22" E. 1054.93 feet along the section line from the
NW corner of said Section 13, and running thence S. 47°42'25" E. 572.22 feet; thence S. 31°07'35" W.
334.25 feet; thence N. 87°15'33" W. 245.14 feet to the section line; thence N. 00°29'22" W. 659.48
feet along the section line to the point of beginning. Parcel is attached to the following 50 foot
ACCESS EASEMENT: Beginning at a point that is N. 89°58'33" E. 50.00 feet along the section line
from the NW corner of said Section 13, and running thence S. 00°29'22" E. 1100.79 feet parallel with
the section line; thence N. 47°42'25" W. 68.12 feet to the section line; thence N. 00°29'22" W. 1054.94
feet along the section line to the point of beginning.

Parcel 2:

Part of the NW $\frac{1}{4}$ of Section 13, Township 2 South, Range 36 E.B.M., Bingham County, Idaho,
described as: Beginning at a point that is N. 89°58'33" E. 1283.30 feet along the section line from the
NW corner of said Section 13, and running thence N. 89°58'33" E. 587.48 feet along the section line;
thence S. 00°01'39" E. 27.25 feet; thence along an existing fence the following six (6) courses (1) S.
49°41'46" W. 170.48 feet; (2) thence S. 26°39'33" W. 318.31 feet; (3) thence S. 43°37'04" W. 133.85
feet; (4) thence S. 88°25'35" W. 74.38 feet; (5) thence N. 27°44'32" W. 361.72 feet; (6) thence N.
05°54'40" E. 201.23 feet to the point of beginning. Subject to a 25 foot county road right-of-way along
the North side.

Parcel 3:

Part of the NE $\frac{1}{4}$ of Section 13, Township 2 South, Range 36 E.B.M., Bingham County, Idaho,
described as: Beginning at a point that is S. 89°58'33" W. 1519.37 feet along the section line to a
point on the W. bank of the Reservation Canal from the NE corner of said Section 13, and running
thence along said W. bank the following three (3) courses (1) S. 36°45'33" W. 1261.09 feet; (2) thence
S. 26°53'42" W. 152.05 feet; (3) thence S. 12°51'41" W. 174.84 feet to the S. line of the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of
said Section 13; thence S. 89°58'52" W. 270.05 feet along the S. line to the SW corner of said
NW $\frac{1}{4}$ NE $\frac{1}{4}$; thence N. 31°23'13" E. 727.46 feet along an existing fence line; thence N. 17°06'38" W.
727.24 feet along said fence line to the section line; thence N. 89°58'33" E. 967.54 feet along the
section line to the point of beginning.

EXHIBIT A