



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 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 21, 2006

TOM MUIR
BLACKFOOT FARMS LLC
500 HUNTSMAN WAY
SALT LAKE CITY UT 84108

RE: NOTICE(S) OF CHANGE OF WATER RIGHT OWNERSHIP
NOTICE(S) OF CLAIM TO A WATER RIGHT 22-461, 22-7043, 22-
11943

Dear Mr. Muir:

The request for Change of Water Right Ownership concerning the above-referenced Notice(s) of Claim has been processed and the Department's records updated to reflect you as the new claimant.

The enclosed report shows this change along with listing the elements of the water right being claimed. Please review this report and contact this office if there are corrections or questions.

Respectfully yours,

Jennifer Crabtree
Technical Records Specialist

Enclosure

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

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

OK
 JC
 3-20-06

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
22-7043-11					

RECEIVED

MAR 01 2006

Department of Water Resources
 Eastern Region

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)

James W Price MA RENT, Virginia P

Price Brothers
 Oak Ridge

See A/T of address.

4. New Owner/Claimant(s)

Blackfoot Farm

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

500 Hustonway

City, State and ZIP Code

Salt Lake City, Utah 84108

New Telephone Number

801 584/5864 or 208/504/3254
 TOWN MANOR HARVEY WALKER

5. Date you acquired the property

Jan 14 2005

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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
A2207043					

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):
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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)

Dale / Virginia Price, James / Marlene Price, Price &
23 Harper Box 563, Driggs, ID 83422

4. New Owner/Claimant(s)

James W. and Marlene T. Price

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

Box 212

City, State and ZIP Code

Driggs, Idaho 83422

New Telephone Number

208 354-2381

5. Date you acquired the property

28 Oct 1992

27 Sept. 2004

Allen Ruberry

IOWA EASTERN REGION

900 N Skyline DR SUITE A

Idaho Falls Idaho 83402-1768

Ref: WATER RIGHT
A2207043

NY 411
COPY
27 21

Enclosed please find items listed below as requested.

- ① Notice of change of water right ownership
- ② Copy of notice of claim A22-07043 (Groundwater)
- ③ Copy of warranty deed for ownership purpose
- ④ Location of well (photo)
- ⑤ Copy of water right license 1 dated 19 Aug 1974.

We appreciate your help in this matter, also,
the help of Dee O'Brien. If you have any questions
please let us know.

Thanks

Dan & Marlene
Price

RECEIVED

OCT 30 1992

Virginia P. Price
James & MarleneTETON Co. Id.
Clerk Recorder

WARRANTY DEED

THIS INDENTURE, Made this 28th day of October, 1992, between VIRGINIA P. PRICE, of 73 E. Harper Ave., POB 563, Driggs, ID 83422; LINDA BINGHAM, of 3032 W. 3000 S., Weston, ID 83286; MARILYN ANDERSON, of 125 E. 2nd N., Rexburg, ID 83440; DALE K. PRICE, JR., of 18631 SE 277th Place, Kent, WA 98042; KENNETH P. PRICE of Box 51, Driggs, ID 83422, and R. VANDES PRICE, of 970 W. 450 S., Layton, UT 84041, the parties of the first part, and JAMES W. PRICE and MARLENE PRICE, husband and wife, of 410 N. 1 E., Driggs, ID 83422, the parties of the second part,

This deed shall be simultaneously executed and delivered in two or more counterparts, each of which shall be deemed to be an original, and all shall constitute but one and the same instrument.

WITNESSETH, That the said parties of the first part, in consideration of the transfer by the parties of the second part to the parties of the first part of like property with like value, and in furtherance of a division of partnership assets (Price Brothers, of Driggs, Idaho), do hereby grant, convey and confirm unto the said parties of the second part their one-half interest in and to the following described real estate, situated in Teton County,

State of Idaho, to-wit:

Below Town
Price - Boise

111393

FILED

AT THE REQUEST OF

First American

35 MINUTES PAST 12 PM

DATE October 30, 1992

Ass. J. Drake

CLERK OF RECORDER

BY Bonnie Seese

TRACT 1: Township 5 North, Range 45 East, Boise Meridian, Teton County, Idaho.

Section 26: SW1/4NW1/4
NW1/4SW1/4

ALSO TAX NO. 841 being described as follows: beginning at the NW Corner of the SE1/4NW1/4 of Section 26, Township 5 North, Range 45 East, Boise Meridian, Teton County, Idaho, and running thence South 80 rods; thence East 581.4 feet to the Railroad Right-of-way; thence North 80 rods along the Railroad Right-

of-way; thence West 560 feet to the point of beginning.

ALSO TAX NO. 146 being described as follows: Beginning at the SW Corner of the NE1/4SW1/4 of Section 26, Township 5 North, Range 45 East, Boise Meridian, Teton County, Idaho, and running thence East 578 feet; thence North 1320 feet; thence West 581 feet, thence South 1320 feet to the point of beginning.

ALSO TAX NO. 514 being described as follows: Beginning at a point 313.5 feet West of the SE corner of the NW1/4 of Section 26, Township 5 North, Range 45 East, Boise Meridian, Teton County, Idaho, and running thence North 880 feet; thence West 326.5 feet; thence South 880 feet; thence East 326.5 feet to the point of beginning.

ALSO DEED NO. 101400 being described as follows: All of that certain strip of land heretofore acquired by Yellowstone Park Railroad Company (predecessor to Oregon Short Line Railroad Company) from Pratt Rge. Company, etal., by Warranty Deed dated May 12, 1910, filed for record December 3, 1912, in Book 10 of Deeds at Page 569 of the records of Fremont County, Idaho, being described in said deed as follows:

A strip of land 100 feet wide, being 50 feet in width on each side of the center line of main tract of the Teton Basin Branch of the Yellowstone Park Railroad as located across the SE1/4NW1/4 of Section 26, Township 5 North, Range 45 East of the Boise Meridian.

The course of said center line of main track being more particularly described as follows to wit: Beginning at a point in the north line of the S1/2NW1/4 of Section 26 and 1953.2 feet, more or less, easterly from the northwest corner thereof; thence southerly along a spiralled curve to the right with a radius of 1910.1 feet for a distance of 575 feet, more or less; thence S. 0 degrees 7'W, 765 feet to a point in the south line of said SE1/4NW1/4 of said Section 26 and 1977.7 feet easterly from the southwest corner of said NW1/4 of said Section 26.

Danby Area

Well situated AS
to attached photo

TRACT 2: Township 4 North, Range 45 East, Boise
Meridian, Teton County Idaho.
Section 1: S1/2NW1/4

TOGETHER WITH a 30 foot Easement for
ingress and egress along the West side of
the SW1/4 of Section 1, Township 4 North,
Range 45 East Boise Meridian, Teton
County, Idaho.

Section 2: SE1/4SE1/4
N1/2SE1/4
S1/2NE1/4

LESS: Railroad and State Highway Right-of-
ways

LAGNES
HOUSE
1 acre

ALSO LESS: Commencing at a point 540 feet
West of the NE corner of the SW1/4NE1/4 of
Section 2, Township 4 North, Range 45 East,
Boise Meridian, and running thence South 300
feet; thence West 290 feet; thence North 300
feet; thence East 290 feet to the point of
beginning.

SARAP
RANCH

TRACT 3: Township 5 North, Range 45 East, Boise
Meridian, Teton County, Idaho.
Section 34: SW1/4

ALSO: That portion of the NW1/4NW1/4 (Lot 4)
of Section 3, Township 4 North, Range 45 East,
Boise Meridian, Teton County, Idaho, lying
North of the South Bates Road being described
as follows:

Beginning at the Northwest Corner of said
Section 3 and running thence South 82.22 feet
more or less to the right-of-way line of the
South Bates Road; and running thence
Northeasterly along said right-of-way line 183
feet, more or less, to the North Section Line
of said Section 3; running thence West 164
feet, more or less, along the North Section
line of said Section 3 to the point of
beginning.

TOGETHER with all and singular the tenements,
hereditaments and appurtenances thereunto belonging and all estate,

right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, all and singular, the above mentioned and described premises together with the appurtenances unto the said parties of the second part, and to their heirs and assigns forever. And the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said parties of the second part, their heirs and assigns, against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Virginia P. Price
Virginia P. Price

Linda Bingham
Linda Bingham

Marilyn Anderson
Marilyn Anderson

Dale K. Price, Jr.
Dale K. Price, Jr.

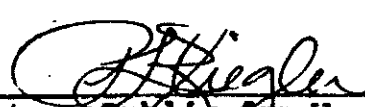
Kenneth P. Price
Kenneth P. Price

R. Vandes Price

STATE OF WASHINGTON,)
) ss.
 County of KING)

On this 28th day of October, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared DALE K. PRICE, JR., known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

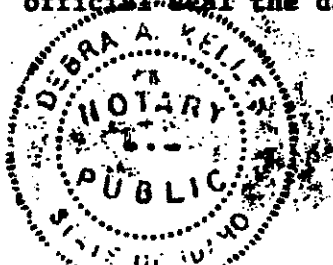
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


 Notary Public for Washington
 Residing at ORRUM, Washington
 My Commission Expires: SEP 28 1993

STATE OF IDAHO,)
) ss.
 County of Madison.)

On this 30th day of October, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared VIRGINIA P. PRICE; LINDA BINGHAM; MARILYN ANDERSON; AND KENNETH P. PRICE, known to me to be the persons whose names are subscribed to the within instrument 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.




 Notary Public for Idaho
 Residing at Rexburg, Idaho
 My Commission Expires: 11-15-93

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
81 North Main Street/P.O. Box 42
Driggs, ID 83422

170064

RECORDED

AUG 8 2005

TETON CO. CLERK
CLERK RECORDED

Instrument # 170064

DRIGGS, TETON, IDAHO

2005-08-08 03:14:22 No. of Pages: 3

Recorded for : FIRST AMERICAN TITLE

NOLAN G. BOYLE

Ex-Officio Recorder Deputy Fee: 9.00

Index to: DEED, WARRANTY

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **T12731 (tm)**

Date: **August 08, 2005**

For Value Received, **James W. Price and Marlene T. Price**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Blackfoot Farms, L.C., a Utah Limited Liability Company**, hereinafter called the Grantee, whose current address is **500 Huntsman Way, Salt Lake City, UT 84108**, the following described premises, situated in **Teton County, Idaho**, to-wit:

Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.

TOGETHER WITH all appurtenant water rights

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, including all water rights, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions and easements of record and that Grantor will warrant and defend the same from all claims whatsoever.

170064

EXHIBIT A

Township 4 North, Range 45 East, Boise Meridian, Teton County, Idaho

Section 1: S1/2NW1/4; Together with a 30 foot Easement for ingress and egress along the West side of the SW1/4 of Section 1, Township 4 North, Range 45 East, Boise Meridian, Teton County, Idaho.

Section 2: SE1/4SE1/4, LESS AND EXCEPTING THEREFROM the existing county road along the South boundary of the above described property.

Section 2: N1/2SE1/4, LESS AND EXCEPTING THEREFROM the existing right-of-way for State Highway 33 and Railroad right-of-way along the West boundary.

Section 2: S1/2NE1/4, LESS AND EXCEPTING THEREFROM the existing right-of-way for State Highway 33 and Railroad right-of-way along the West boundary, ALSO less and excepting therefrom: Beginning at the NW Corner of the SW1/4NE1/4 of Section 2, Township 4 North, Range 45 East, Boise Meridian, Teton County, Idaho, and running thence South 661 feet; running thence East 530 feet to the true point of beginning; running thence North 208 feet; running thence East 208 feet; running thence South 208 feet; running thence West 208 feet to the true point of beginning.

TOGETHER WITH an easement for ingress and egress 15 feet on each side of the following described middle line; beginning at a NW Corner of the SW1/4NE1/4 of Section 2, Township 4 North, Range 45 East, Boise Meridian, Teton County, Idaho, and running thence South 676 feet; thence East 180 feet more or less to the East line of the State Highway, the true point of beginning; thence East 558 feet.

ALSO LESS AND EXCEPTING THEREFROM: Commencing at a point 540 feet West of the NE corner of the SW1/4NE1/4 of Section 2, Township 4 North, Range 45 East, Boise Meridian, Teton County, Idaho, and running thence South 300 feet; thence West 290 feet; thence North 300 feet; thence East 290 feet to the point of beginning.

Date: 08/04/2005

Warranty Deed
- continued

File No.: T12731 (tm)

Marlene T. Price
Marlene T. Price

James W. Price
James W. Price

STATE OF Idaho)
COUNTY OF Teton)
ss.

On this 8th day of August, 2005, before me, a Notary Public in and for said State, personally appeared **James W. Price and Marlene T. Price**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Teresa K. Mangum
Notary Public for the State of Idaho
Residing at: Driggs, Idaho
My Commission Expires: 07-24-09