

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED ✓

OCT 13 2020

## Notice of Change in Water Right Ownership

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-10483 *	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
37-10479	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
*Returned	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Wild West, Inc.

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Bootjack Dairy M&D, LLC

New owner(s) as listed on the conveyance document

Name connector

☐ and ☐ or ☐ and/orPO Box 856

Mailing address

Shoshone

City

TO

State

83352

ZIP

208-308-7562

Telephone

bootjackdairy1@gmail.com

Email

4. If the water rights and/or adjudication claims were split, how did the division occur? N/A

☐ 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: 9/30/2020

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):o \$25 per *undivided* water right.  $\times 2 = \$50$ o \$100 per *split* water right.

o No fee is required for pending adjudication claims.

SUPPORT DATA

IN FILE # 36-10479N/A ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.N/A ☐ 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: Mark Kenna

Signature of new owner/claimant

Vice President

Title, if applicable

10-8-2020

Date

Signature: \_\_\_\_\_

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by SGDate 10/13/20Receipt No. 5038198Receipt Amt. \$5000Active 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 [Signature]Date 10-27-2020

# **Sun Valley Title**

 A TitleOne Company

Order No.: 20378017

## **Corporation Warranty Deed**

For value received,

**Wild West Inc. an Idaho Corporation**

the grantor, does hereby grant, bargain, sell, and convey unto

**Bootjack Dairy M & D, LLC, an Idaho limited liability company**

whose current address is PO Box 856 Shoshone, ID 83352

the grantee, the following described premises, in Lincoln County, Idaho, to wit:

**TOWNSHIP 5 SOUTH, RANGE 18 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO**

**Section 7: NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Government Lots 1 and 2**

**TOGETHER WITH** an easement for the irrigation pipeline along the West line of Sky High II Subdivision, and also as shown and located on the map for Sky High IV and III Subdivisions, described as follows:

An Easement for the use and maintenance of a buried irrigation pipeline and appurtenances, said Easement being located in the W $\frac{1}{2}$  of Section 6, Township 5 South, Range 18 East Boise Meridian, Lincoln County, Idaho, and more particularly described as follows:

Said Easement being on, over, under and across a 15.0 foot wide strip of land that is centered on the following described line:

Commencing at the Northwest corner of said Section 6, from which the West One Quarter (W $\frac{1}{4}$ ) corner of said Section 6 bears South 00°20'05" East, 2662.21 feet;

Order No.: 20378017

Warranty Deed (Corporation) - Page 1 of 3

Thence South 00°20'05" East along the West boundary of the NW¼ of said Section 6 for a distance of 665.55 feet to the Northwest corner of Sky High Estates III Subdivision;

Thence South 89°38'39" East along the North boundary of Sky High Estates III Subdivision for a distance of 797.41 feet to THE TRUE POINT OF BEGINNING;

Thence along the center of the 15.0 foot wide Easement on the following courses:

South 33°21'49" East, 20.47 feet;

South 60°46'59" East, 9.77 feet to an irrigation pump;

South 26°54'38" East, 190.31 feet;

South 20°49'06" East, 224.79 feet;

South 21°48'23" East, 163.13 feet;

South 21°25'54" East, 127.68 feet to a point on the South boundary of Sky High Estates III Subdivision and North boundary of Sky High Estates IV Subdivision;

South 21°25'54" East, 3.48 feet;

South 21°48'12" East, 110.68 feet;

South 20°11'08" East, 126.32 feet;

South 19°34'24" East, 109.15 feet;

South 16°34'35" East, 99.16 feet;

South 15°33'58" East, 69.96 feet;

South 12°53'44" East, 85.90 feet;

South 16°26'03" East, 94.66 feet;

South 09°03'15" East, 92.24 feet;

South 00°55'20" West, 64.44 feet;

South 03°46'57" East, 86.67 feet;

South 09°09'46" East, 80.93 feet;

South 07°20'59" East, 79.91 feet;

South 15°23'44" East, 76.81 feet;

South 07°32'01" East, 102.39 feet;

South 01°05'58" East, 90.07 feet to a point on the South boundary of Sky High Estates IV Subdivision and North boundary of the Sky High Estates II Subdivision;

South 00°50'54" East, 2660.10 feet to a point on the South boundary of Sky High Estates II Subdivision and being the Terminus Point of said Easement.

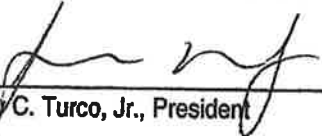
To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those 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.

In witness whereof, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed.

Remainder of this page intentionally left blank.

Dated: September 11, 2020

Wild West Inc. an Idaho Corporation

  
\_\_\_\_\_  
Jerry C. Turco, Jr., President

State of \_\_\_\_\_, County of \_\_\_\_\_, ss.

On this \_\_\_\_\_ day of \_\_\_\_\_ in the year of \_\_\_\_\_, before me, the undersigned, a Notary Public in and for said State, personally appeared \_\_\_\_\_ known or identified to me to be the \_\_\_\_\_ of 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.

\_\_\_\_\_  
Notary Public  
Residing In:  
My Commission Expires:  
(seal)

Please see attached

## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

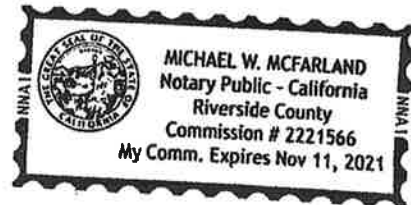
State of California  
County of Riverside

} §

On September 17, 2020, before me, Michael W. McFarland, Notary Public, personally appeared Jerry C. Turco, Jr., an individual, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature

A handwritten signature in dark ink, appearing to read "Michael W. McFarland", written over a horizontal line.

(Seal)



File # 20378017

### **Quitclaim Deed**

For value received, WILD WEST INC., an Idaho Corporation

Does hereby convey, release, remise, and forever quit claim unto

**Bootjack Dairy M & D, LLC, an Idaho limited liability company,**

whose current address is PO Box 856, Shoshone ID 83352

the following described premises:

Big Wood Canal water certificate # 12094 located at:

**TOWNSHIP 5 SOUTH, RANGE 18 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO**

**Section 7: NE¼NW¼, Government Lots 1 and 2**

TOGETHER WITH an easement for the irrigation pipeline along the West line of Sky High II Subdivision, and also as shown and located on the map for Sky High IV and III Subdivisions, described as follows:

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Said Easement being on, over, under and across a 15.0 foot wide strip of land that is centered on the following described line:

Commencing at the Northwest corner of said Section 6, from which the West One Quarter (W¼) corner of said Section 6 bears South 00°20'05" East, 2662.21 feet;

Thence South 00°20'05" East along the West boundary of the NW¼ of said Section 6 for a distance of 665.55 feet to the Northwest corner of Sky High Estates III Subdivision;

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South 21°48'23" East, 163.13 feet;

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South 15°23'44" East, 76.81 feet;

South 07°32'01" East, 102.39 feet;

South 01°05'58" East, 90.07 feet to a point on the South boundary of Sky High Estates IV Subdivision and North boundary of the Sky High Estates II Subdivision;

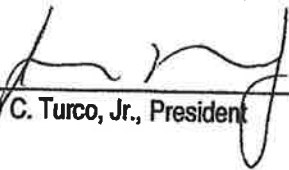
South 00°50'54" East, 2660.10 feet to a point on the South boundary of Sky High Estates II Subdivision and being the Terminus Point of said Easement.

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Remainder of this page intentionally left blank.

Date: 09/11/2020

Wild West Inc. an Idaho Corporation

  
\_\_\_\_\_  
Jerry C. Turco, Jr., President

State of \_\_\_\_\_, County of \_\_\_\_\_, ss.

On this \_\_\_\_\_ day of September in the year of 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry C. Turco, Jr. known or identified to me to be the President of 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.

\_\_\_\_\_, Notary Public  
Residing at: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_  
(seal)

**Please see attached**



## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California                    }  
County of Riverside                } §

On September 17, 2020, before me, Michael W. McFarland, Notary Public, personally appeared Jerry C. Turco, Jr., an individual, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

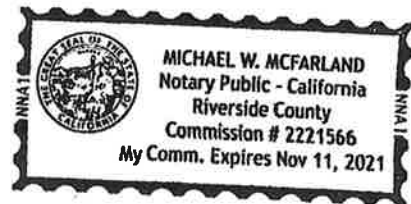
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature



(Seal)



AFFIDAVIT OF LOST CERTIFICATE

STATE OF Cal. Fresno

COUNTY OF Riverside

KNOW ALL MEN BY THESE PRESENTS, That I am the record title owner of

TWP 5 Sec 5 Range 18

together with 110.65 shares of the Capital Stock of the Big Wood Canal Company,  
evidence by certificate # 12094, dated 6-2003. I do here by state upon my solemn oath  
that I do not possess said Certificate # 12094, that it has been lost and after diligent search and  
inquiry cannot be found, and in the event that the officers of the Big Wood Canal Company will  
issue to me a new certificate for these 110.65 shares without actual surrender of old  
certificate # 12094, I nor my heirs, will or shall have or claim any right, title or interest in  
and to said certificate # 12094 and will hold the Company free and harmless by reason  
thereof. It is further certified that in event the said Certificate # 12094 is found it will be  
submitted to the Big Wood Canal Company for cancellation.

Water shares to go with Warranty Deed Dated \_\_\_\_\_, recorded as instrument # \_\_\_\_\_,  
records of \_\_\_\_\_ county.

Subscribed and sworn to before me, a Notary Public, this 17 day

of Sept 1 2020

[Signature]  
Stockholder

Please see attached

\_\_\_\_\_  
Notary Public,

\_\_\_\_\_  
Residing at

\_\_\_\_\_  
My Commission expires

SEAL

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

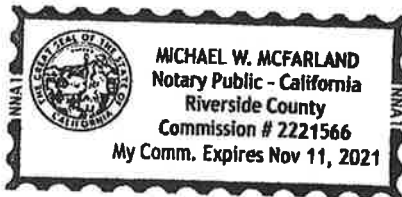
State of California  
County of Riverside

Subscribed and sworn to (or affirmed) before me on this 17th  
day of September, 2020, by Jerry C. Turco, Jr.,  
an individual

proved to me on the basis of satisfactory evidence to be the  
person who appeared before me.

(Seal)

Signature



**Sun Valley Title**  
271 1st Avenue North  
PO Box 2365  
Ketchum, ID 83340  
(208)726-9341

File Number: 20378017  
Sales Price:  
Close Date: 9/30/2020  
Disbursement Date: 9/30/2020

**BUYER(S) CLOSING STATEMENT**

Type: Purchase  
Property: 488 N 150 E  
SHOSHONE, ID 83352 (LINCOLN)

Buyer(s): BOOTJACK DAIRY M & D, LLC  
PO Box 856  
Shoshone, ID 83352

Description	P.O.C.	Debit	Credit
<b>Deposits, Credits, Debits</b>			
Sale Price of Property			
Deposit			
Transfer fee to Big Wood Canal Co.			
<b>Prorations</b>			
County Taxes 1/1/2020 to 9/30/2020 @ \$1,311.20/Year			
<b>Title Charges</b>			
Title - Settlement or closing fee to Sun Valley Title \$1,100.00			
Title - Miscellaneous Title Charges - E-Recording Fee to Sun Valley Title			
<b>Government Recording and Transfer Charges</b>			
Recording fees: Deed \$30.00			
<b>Totals</b>			

Balance Due FROM Buyer:

**APPROVED AND ACCEPTED**

**BUYER(S)**

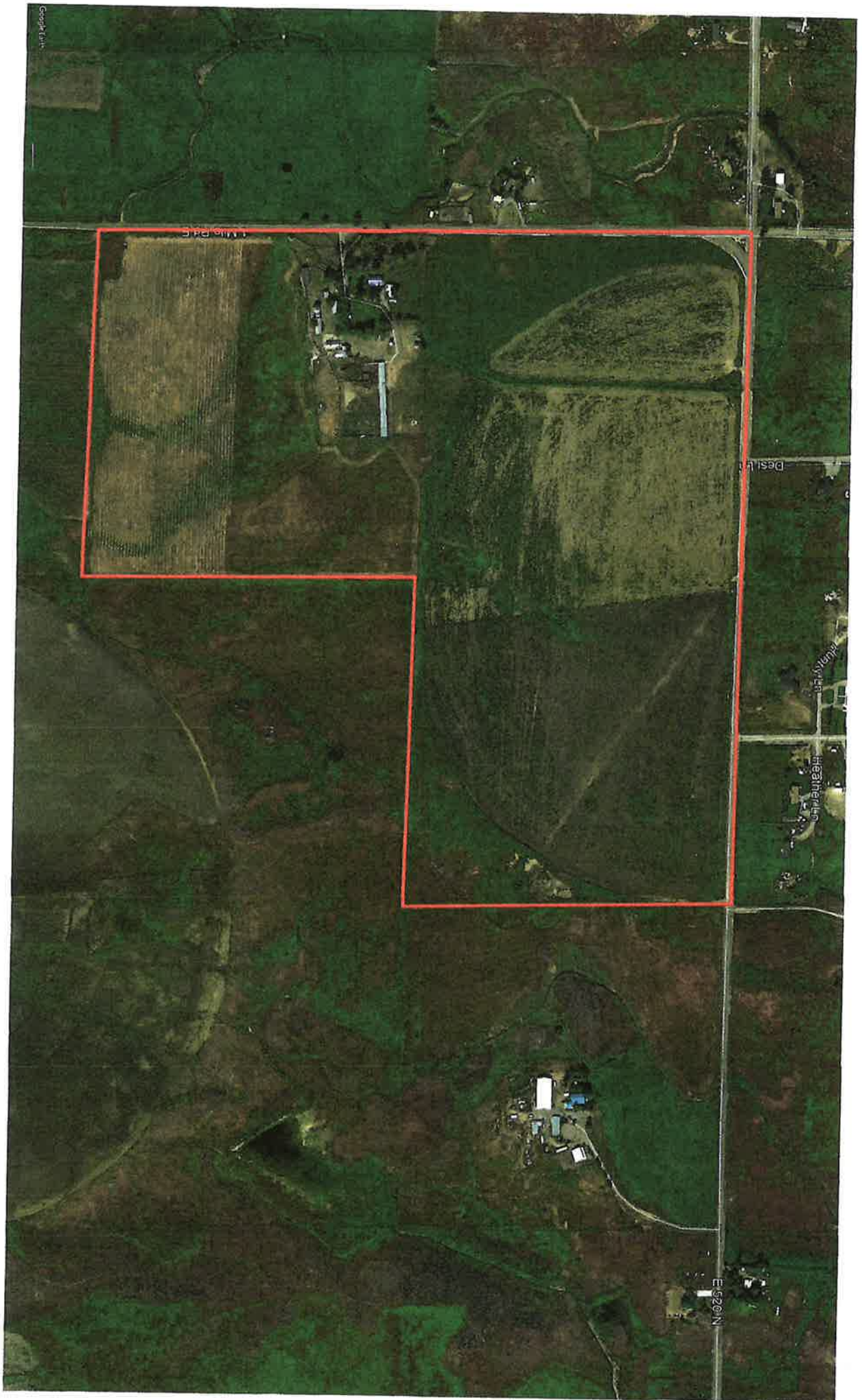
BootJack Dairy, M & D, LLC, an Idaho limited liability company

By: Douglas Kemer  
Douglas Kemer, manager

By: Mark Kemer  
Mark Kemer, manager

**SETTLEMENT COORDINATOR**

Carolyn Baird  
Carolyn Baird





State of Idaho

## DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

October 27, 2020

BOOTJACK DAIRY M & D LLC  
PO BOX 856  
SHOSHONE ID 83352-0856

Re: Change in Ownership for Water Right No: 37-10479

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right 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) 736-3033.

Sincerely,

Bill Mills

Water Resource Agent, Senior

Enclosure





State of Idaho

## DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

October 27, 2020

BOOTJACK DAIRY M & D LLC  
PO BOX 856  
SHOSHONE ID 83352-0856

RE: Water Right No: 37-10483,  
Change in Ownership

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) for the above referenced water rights. The Notice could not be processed because no conveyance document for the water right was provided.

This letter is notification that the ownership change for water right 37-10483 could not be processed. A refund of \$25.00 has been requested and will be mailed to Bootjack Dairy, Inc. under separate cover from the Idaho State Controller's Office.

If you have any questions regarding this matter, please contact me at (208) 736-3033.

Sincerely,

Bill Mills  
Water Resource Agent, Senior