

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

AUG 01 2016

DEPARTMENT OF
WATER RESOURCES

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?
37-21811	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21813	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21815	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21817	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: EMB-Hailey, LP, a California Limited Partnership
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): West of First, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 9533 West Pico Boulevard, 2nd Floor Los Angeles CA 90035
Mailing address City State ZIP
- 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: July 5, 2016
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.
 - ☐ \$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 #

37-21811

8. Signature: [Signature] Mark Caplow, Member 7/27/2016
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ _____ _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 8-1-16 Receipt No. C102322 Receipt Amt. 100.00

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 [Signature] Date 8-1-16

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

**Fritz X. Haemmerle
HAEMMERLE LAW, P.L.L.C.
P.O. Box 1800
Hailey, ID 83333**

(space above line for Recorder's use)

QUITCLAIM DEED

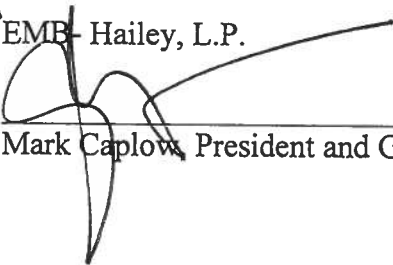
INSTRUMENT No. _____

FOR VALUE RECEIVED, EMB-Hailey, L.P. a California LTD Partnership (Grantor) does hereby convey, release, remise and forever quit claim unto West of First, LLC, 9533 West Pico Boulevard, 2nd Floor, Los Angeles, CA 90035 (Grantee), all interest in any appurtenant water including, but not limited to, 37-21811, 37-21813, 37-21815 and 37-21817.

All according to the official records of the State of Idaho.

DATED this 5 day of July, 2016.

EMB-Hailey, L.P.



Mark Caplow, President and General Partner

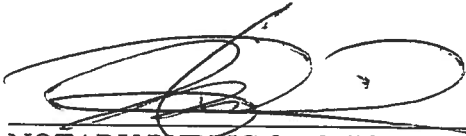
STATE OF CALIFORNIA)
)ss.
County of Los Angeles)

On this 5TH day of June, 2016, before me,
Lorenzo Jolon, the undersigned, a notary public in and for the State of
California, personally appeared Mark Caplow, President and General Partner of EMB-Hailey, L.P.,
a California Limited Partnership, 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 is 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 is true and correct.

WITNESS my hand and official seal.





NOTARY PUBLIC for California
Residing at Los Angeles
Commission expires Jan 16, 2018



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

August 1, 2016

WEST OF FIRST LLC
9533 W PICO BLVD 2ND FLOOR
LOS ANGELES CA 90035

Re: Change of Ownership for Water Right/Permit No(s): 37-21811, 37-21813, 37-21815 and 37-21817

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 § 42-222 and §42-223, Idaho Code.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

A handwritten signature in black ink that reads "Jean Hersley". The signature is fluid and cursive, with the first name "Jean" being more prominent than the last name "Hersley".

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Haemmerle Law PLLC

HAEMMERLE LAW, P.L.L.C

Attorney & Counselor at Law

Fritz X. Haemmerle
fxh@haemlaw.com

P.O. Box 1800
Hailey, ID 83333

400 South Main Street, Suite 102
Tel: (208) 578-0520
Fax: (208) 578-0564

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DEPARTMENT OF
WATER RESOURCES

July 12, 2016

Idaho Dept. of Water Resources
c/o Water Bank
P.O. Box 83720
Boise, ID 83720-0098

*Re: Request to Water Bank 37-21811, 37-21813, 37-21815 and 37-21817
Applicant: West of First, LLC.*

To Whom It May Concern:

Please find enclosed my client's Application to Lease Water to Water Bank, for the aforementioned water rights along with a Name Change. There are also two checks included: (1) \$100 for the Name Change; and (2) \$500 for the Water Bank Applications

If you require any further information, please advise.

Sincerely,

HAEMMERLE LAW, P.L.L.C.



Fritz X. Haemmerle

FXH: fxh
Encl.
cc: client