

RECEIVED

JUN 29 2015

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESDEPARTMENT OF  
WATER RESOURCES

## Notice of Change in Water Right Ownership

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 61-2216               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 61-7238               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 61-11969              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 61-11971              | 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: MPD Holding, LLC  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Edward Oppedyk and Drusilla Oppedyk as trustees of the Edward  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 399 Mountain Home ID 83647-0399  
Mailing address City State ZIP
- (208) 599-5520 and drusilla@starband.net  
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: April 10, 2015
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 # 61-2216

8. Signature: [Signature] Trustee April 10, 2015  
Signature of new owner/claimant Title, if applicable Date
- Signature: Drusilla Oppedyk Trustee April 10, 2015  
Signature of new owner/claimant Title, if applicable Date

## For IDWR Office Use Only:

Received by dj Date 6-29-15 Receipt No. 0100680 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 9-1-15

Instrument # 0000447118  
ELMORE COUNTY, ID  
04:06:29 PM Apr 10, 2015  
For ALLIANCE TITLE - MTN. HOME OI  
No. of Pages: 5 Fee: \$22.00  
BARBARA STEELE, Recorder  
DE, Deputy  
Electronically Recorded by Simplifile

### SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, MPD Holding, LLC, an Idaho limited liability company ("Grantor"), does hereby sell and convey unto Edward Oppedyk and Drusilla Oppedyk, as trustees of the Edward and Drusilla Oppedyk Family Trust dated February 15, 2002 whose current address is P.O. Box 399 Mountain Home, Idaho 83647 ("Grantee"), that certain real property located in Elmore County, State of Idaho, more particularly described on Exhibit A attached hereto, together with all and singular the rights, privileges, interests, easements, hereditaments and appurtenances thereto and buildings, structures and improvements located thereon including, without limitation, all of Grantor's right, title and interest, if any, in and to Water Right No. 61-2216, Water Right No. 61-7238, Water Right No. 61-11969, and Water Right No. 61-11971 ("Property").

SUBJECT TO all existing patent reservations, zoning ordinances, and applicable building codes, laws and regulations, all matters which would be revealed or disclosed by a physical inspection or survey of the Property, and general taxes and assessments, including irrigation and utility assessments for the current year, which are not due and payable.

Grantor, for itself and for its successors in interest, by this provision expressly limits the warranties and covenants of this deed to those herein expressed, and excludes all warranties and covenants arising or to arise by statutory or other implication. Subject to the exceptions and limitations contained in this deed, Grantor covenants to warrant and defend Grantee against all lawful claims and interest in the above described Property arising, by through or under Grantor, but not otherwise.

By acceptance and recordation of this deed, Grantee acknowledges and agrees that (i) Grantee is not relying on any representation, warranty, written information, data, reports or statement of Grantor or any of its agents with respect to any aspect, feature or condition of the Property and (ii) delivery of the Property is in "AS IS" condition with all faults including both latent and patent defects. Grantee agrees by acceptance and recordation of this deed that all disclaimers of warranties shall be construed liberally in favor of Grantor.

DATED: 4/10/15

GRANTOR:

MPD Holding, LLC,  
an Idaho limited liability company

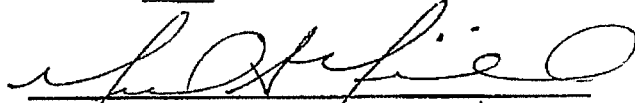
By: [Signature]

Its: [Signature]

STATE OF IDAHO )

County of BANNOCK ) ss.

On this 10<sup>th</sup> day of APRIL, 2015, before me, a Notary Public in and for said State, personally appeared ~~DARREN~~ DARYL J. KLASSEN, known or identified to me to be a member [manager] of MPD Holding, LLC, a limited liability company, the member [manager] or one of the members [managers] who subscribed said limited liability company name to the foregoing instrument, and acknowledged to me that HE executed the same in said limited liability company name.



Notary Public for the State of IDAHO

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

My Commission expires: RESIDES IN POCATELLO  
EXP 03-03-17

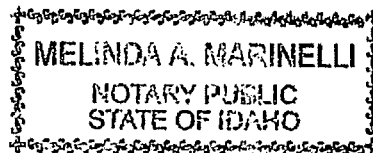


EXHIBIT "A"

Real property located in Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho:

Section 6: U.S. Government Lots 3, 4, 5 and southeast quarter northwest quarter

SAVE & EXCEPT: a portion of U.S. Government Lot 4 more particularly described as follows:

Commencing at the northwest corner of U.S. Government Lot 4, said point being the corner common to Section 35, Township 4 South, Range 5 East, Section 31, Township 4 South, Range 6 East, Section 6, Township 5 South, Range 6 East and Section 1, Township 5 South, Range 5 East, said point also being the POINT OF BEGINNING; thence

South 89°13'25" East (formerly South 89°12' East) 339.78 feet along the North line of said U.S. Government Lot 4 to an iron pin (X"); thence

South 0°18'35" West 467.94 feet to an iron pin (X"); thence

North 89°13'25" West 339.78 feet to an iron pin (X") on the West line of said U.S. Government Lot 4; thence

North 0°18'35" East 467.94 feet along the said West Line of U.S. Government Lot 4 to the POINT OF BEGINNING.

Township 4 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 31: Southeast quarter

Section 32: Northwest quarter and (Well Lot) a portion of the southwest quarter more particularly described as follows:

Commencing at the southwest corner of Section 32, Township 4 South, Range 6 East; thence East along the South boundary line 1,364 feet more or less to existing main line to the POINT OF BEGINNING; thence

North 170 feet; thence

West 70 feet; thence

South 170 feet more or less to a point on the South boundary line; thence

East 70 feet to the POINT OF BEGINNING.

SAVE AND EXCEPT:

A parcel of land lying in the SE1/4 of Section 31, Township 4 South, Range 6 East, Boise Meridian, Elmore County, Idaho, said parcel being more particularly described as follows:

Commencing at a Brass Cap marking the SE Corner of said Section 31, said Brass Cap bears South 00°01'10" East 2600.07 feet from a Brass Cap marking the E1/4 Corner of said Section 31; thence North 89°11'39" West 2647.22 feet along the South line of the said SE1/4 of Section 31 to a 5/8 inch rebar marking the S1/4 Corner of said Section 31, said rebar being the Point of Beginning;

thence North 00°11'01" West 871.82 feet along the West line of the said SE1/4 of Section 31 to a 1/2 inch rebar; thence South 89°11'40" East 25.00 feet to a 1/2 inch rebar marking a point of curve to the left; thence along said curve to the left a distance of 1291.97 feet, said curve having a radius of 1342.30 feet, a delta of 55°08'51", tangents of 700.95 and a long chord that bears South 47°10'59" East 1242.67 feet to a 1/2 inch rebar marking the point of ending of said curve; thence South 00°11'01" East 40.00 feet to a 1/2 inch rebar lying on the said South line of the SE1/4 of Section 31; thence North 89°11'39" West 933.96 feet along the said South line of the SE1/4 of Section 31 to the Point of Beginning.

ALSO SAVE AND EXCEPT:

**Skinner Land  
Survey Co. Inc.**  
313 W. South Street  
Grangeville, Idaho 83530  
(208) 983-2517 Grangeville  
(208) 454-0933 Nampa/Caldwell  
WWW.SKINNERLANDSURVEY.COM  
surveys@skinnerlandsurvey.com

Greg L. Skinner, PLS  
Thomas J. Wellard, PLS  
Rodney Kahle-Clark, PE

May 14, 2013

Legal Description for  
Oppedyk Family Trust  
Job No. MY0813

Well Lot 2

This parcel is a portion of the SE ¼ of Section 31, Township 4 South, Range 6 East of the Boise Meridian, Blaine County, Idaho and is more particularly described as follows:

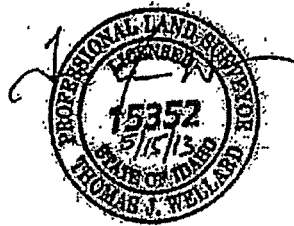
**BEGINNING** at the southeast corner of the SE ¼ (Southeast Section Corner, Section 31); a found B.L.M. brass cap monument;

thence North 89° 11' 39" West along the south boundary of the SE ¼ a distance of 150.00 feet;

thence North 0° 01' 10" West a distance of 200 feet;

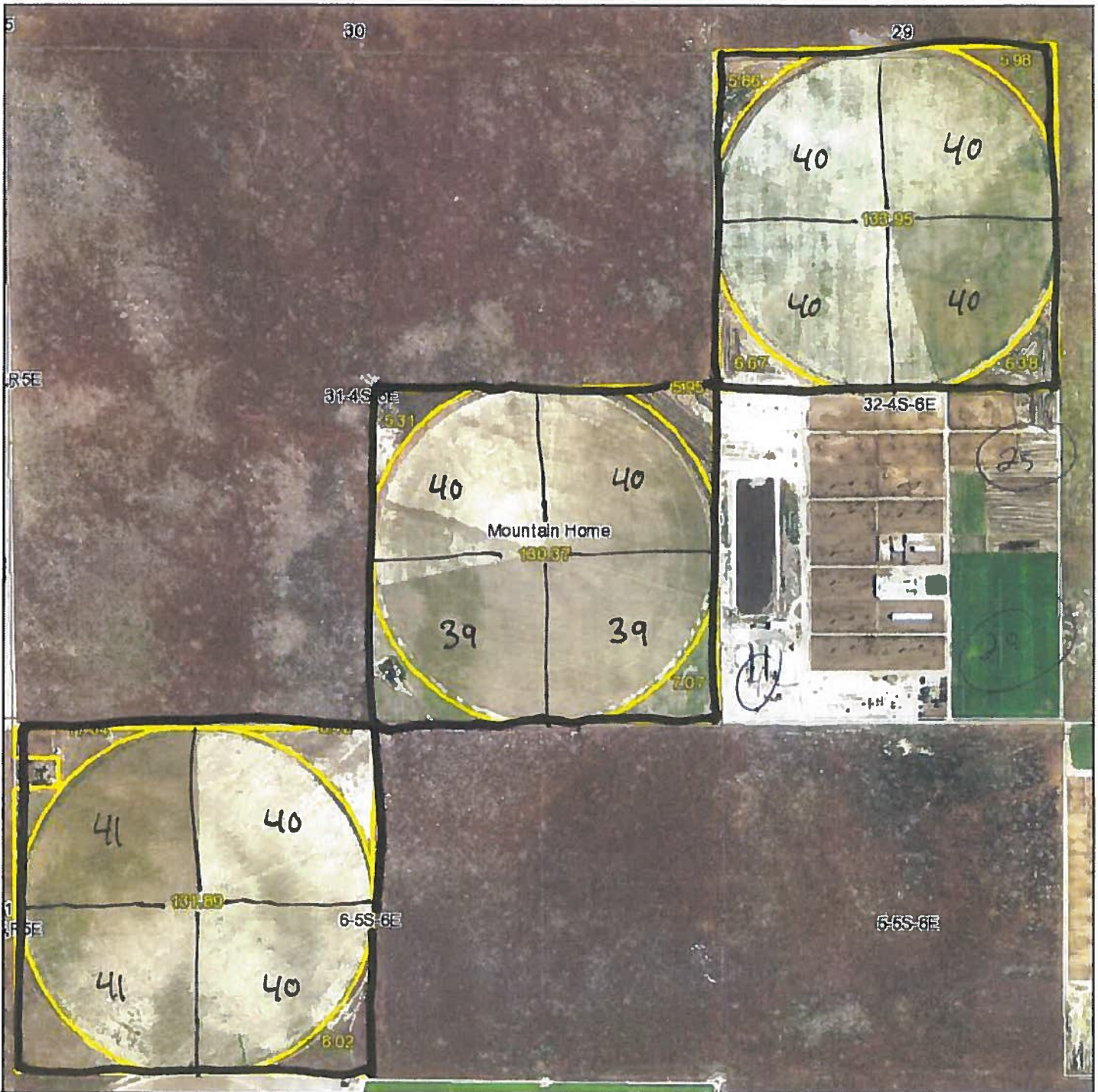
thence South 89° 11' 39" East a distance of 150.00 feet to a point on the east boundary of the SE ¼;

thence South 00° 01' 10" East along said east boundary a distance of 200.00 feet to the **TRUE POINT OF BEGINNING**, containing 0.59 acres, more or less, and being subject to any and all easements and rights-of-way of record or implied.



# Oppedyk Dairy

Water Right Map  
Place of Use



map center: 43° 1' 47.43, 115° 46' 52.35

scale: 14602

**31-4S-6E**  
**Elmore County**  
**Idaho**



3/26/2012

Maps provided by:



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www.AgriDataInc.com

Field borders provided by Farm Service Agency as of 5/21/2008. Aerial photography provided by Aerial Photography Field Office.