

DEW
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DEC 10 2012
WATER RESOURCES
WESTERN REGION

**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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
PD 63-15173	A63-15173				

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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.

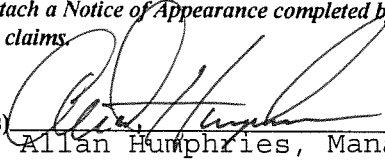
3. Name and Address of Former Owner/Claimant(s)	Mallard Farms, a partnership
4. New Owner/Claimant(s)	W & H Limited Liability Company
	Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	P.O. BOX 7943
City, State and ZIP Code	Boise, ID 83707
New Telephone Number	(208) 323-7767 Email: _____

5. Date you acquired the property July 1, 2005

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s) 
Allan Humphries, Manager (title if applicable)
 _____ (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by JA
 Received by JA
 Processed by _____ AJ

Date 12/10/12
 Date 12/10/12
 Date _____

Receipt Amt. 25
 Receipt No. 1040752
 WR RS Date 1-8-13

200543219

RECORDED

2005 JUL 21 AM 10 40

C RUEL BALES

CANYON COUNTY RECORDER

[Signature]

REQUEST *[Signature]*
TYPE *[Signature]* FEE 7.00

WARRANTY DEED

FOR VALUE RECEIVED,

MALLARD FARMS, a partnership consisting of Ward C. Williamson and Eve Williamson, husband and wife, and ROCKY MOUNTAIN PIZZA HUTS, INC., an Idaho corporation the Grantors, do hereby grant, bargain sell and convey unto W & H Limited Liability Company, an Idaho limited liability company whose current address is 504 N. Phillippi St., Boise, Idaho 83706 the Grantee, the following described premises, in Canyon County, Idaho, TO WIT:

EXHIBIT "A" ATTACHED HERETO AND MADE APART HEREOF

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners 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 easements (if any) for the current year, which are not due and payable, and that Grantors will warrant and defend the same from all lawful claims whatsoever.

Dated: July 1, 2005

MALLARD FARMS, a partnership

By:

Ward C. Williamson
Ward C. Williamson, General Partner

By:

Eve Williamson
Eve Williamson, General Partner

ROCKY MOUNTAIN PIZZA HUTS, INC., an Idaho corporation

By:

Richard C. Warren
Its: PRESIDENT

STATE OF IDAHO

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ss.

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County of Ada

On this 1st day of July, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared **GERALD A. WALLER** and known to me to be the person whose name is subscribes to the instrument and acknowledge to me that he executed the same.

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

JUDI M. DOUGLAS
NOTARY PUBLIC
STATE OF IDAHO

Judi M. Douglas
NOTARY PUBLIC FOR IDAHO
Residence Ada County
Commission Expires 12/5/2008

STATE OF IDAHO

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ss.

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County of Ada

On this 1st day of July, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared **WARD C. WILLIAMSON** and **EVE WILLIAMSON** known to me to be the persons whose names are subscribes to the instrument and acknowledge to me that they executed the same.

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

JUDI M. DOUGLAS
NOTARY PUBLIC
STATE OF IDAHO

Judi M. Douglas
NOTARY PUBLIC FOR IDAHO
Residence Ada County
Commission Expires 12/5/2008

EXHIBIT A

A tract of land situated in the County of Canyon, State of Idaho to wit:

Beginning at the Northwest corner of Lot 3, Section 21, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho and running thence West on the North line of said Section 21, a distance of 1305 feet; thence South 17°10' West 250.0 feet; thence South 3°45' East 565.0 feet; thence South 16°45' East 245.5 feet; thence North 90°0' East 102.2 feet; thence South 68°30' East 295.5 feet; thence South 49°44' East 428.7 feet; thence South 56°10' East 343.0 feet; thence South 67°28' East 335.9 feet to a point 1735.25 feet South of the North $\frac{1}{4}$ corner of Section 21, Township 5 North, Range 5 West of the Boise Meridian; thence South 76°38' East 416.6 feet; thence South 63°07' East 255.3 feet; thence South 82°50' East 132.5 feet; thence North 84°55' East 271.0 feet; thence South 26°45' East 231.3 feet; thence North 89°53' East 176.3 feet; thence North 78°50' East 380.7 feet; thence South 68°25' East 546.0 feet; thence South 73°22' East 486.0 feet; to a point which is North 6°38' East 254.0 feet from the $\frac{1}{4}$ corner between Section 21 and 22, Township 5 North, Range 5 West of the Boise Meridian; thence South 82°58' East 515.5 feet; thence South 81°30' East 413.0 feet to the Southwesterly bank of the Boise River; thence continuing South 81°30' East 375.8 feet to a point on the East side of Lot 4 of Section 22, Township 5 North, Range 5 West of the Boise Meridian 81.3 feet North of the Southeast corner of said Lot 4; thence North along the East side of Lot 4 and the Northwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 22 to the North line of said Section 22, thence West along the North line of Section 22 and Section 21, Township 5 North, Range 5 West of the Boise Meridian to the North $\frac{1}{4}$ corner of said Section 21, which is the Northwest corner of Lot 3, Section 21, Township 5 North, Range 5 West of the Boise Meridian, Canyon County, Idaho, the point of Beginning. (Consisting of 242 acres more or less.)