

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED  
MAY 30 2012  
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.

| Water Right/Claim No. | Split?                                  | Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       |
|-----------------------|-----------------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 36-02690              | Yes <input checked="" type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| Split into            | Yes <input type="checkbox"/>            |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 36-2690               | Yes <input type="checkbox"/>            |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 36-16950              | 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: Midnight Sun, Inc VIII  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): U.S.A. Acting Through U.S.D.I Bureau of Land Management  
Name of each new owner as listed on the conveyance document
- New owner continued Name connector ☐ and ☐ or ☐ and/or
- 1387 S. Vinnell Way
- Mailing address
- Boise ID 83709-1657
- City State ZIP
- (208) 373-4000 fwprice@blm.gov
- 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: 05/14/2012
6. 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.

7. Signature: [Signature] Water Rights Specialist 05-15-2012  
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 DM Date 5-30-2012 Receipt No. 5032589 Receipt Amt. \$100-

Approved by \_\_\_\_\_ Processed by \_\_\_\_\_ Date \_\_\_\_\_

SCANNED  
SEP 12 2012

BLM-ID  
BURLEY FIELD OFFICE  
RECEIVED

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

2012 MAY 15 AM 8 43

DONATION DEED

For and in consideration as a donation,

MIDNIGHT SUN, INC. VIII, a Delaware Corporation

hereinafter called Grantor, whether one or more, does hereby grant and convey to the UNITED STATES OF AMERICA and its assigns, as authorized by Section 205 of the Federal Land Policy and Management Act of 1976 as amended (90 Stat. 2755; 43 U.S.C. 1715), the following water right located in the County of Minidoka, State of Idaho, to wit:

0.22 cubic feet per second (CFS) and 44.6 acre-feet per annum (AFY) of Idaho  
Department of Water Resources water right number 36-02690.

The acquiring agency is the United States Department of the Interior, Bureau of Land Management.

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA,

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Dated this 14<sup>th</sup> day of May, 2012.

[Signature] V.P.  
MIDNIGHT SUN, INC. VIII

CORPORATE ACKNOWLEDGMENT

STATE OF Idaho )  
COUNTY OF Canyon )ss:  
)

On this 14 day of May, 2012, before me personally appeared Charles Bryan  
and — to me known to be the Vice Pres. and  
— of the corporation that executed the foregoing instrument, and  
acknowledged said instrument to be the free and voluntary act and deed of said corporation, for  
the uses and purposes therein mentioned, and on oath stated they are authorized to execute said  
instrument on behalf of the corporation.

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



Peggy Sellman  
Notary Public in and for the  
State of Idaho

Residing at Canyon County  
My commission expires: 11-01-17

RIGHT NUMBER: 36-02690A

NAME AND ADDRESS: MIDNIGHT SUN, INC VIII  
C/O UBS AGRIVEST LLC  
PO BOX 53  
NAMPA, ID 83653

SOURCE: GROUNDWATER

QUANTITY: 0.94 ~~1.16~~ CFS  
187.4 ~~232.0~~ AFY

PRIORITY DATE: 05-01-1967

POINT OF  
DIVERSION: T08S R23E S31 Lot 2 (SWSWNE) Within MINIDOKA County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY                          |
|----------------|---------------|-----------------------------------|
| IRRIGATION     | 03/15 11/15   | <u>0.94</u> <del>1.16</del> CFS   |
|                |               | <u>187.4</u> <del>232.0</del> AFY |

PLACE OF USE: IRRIGATION Within LINCOLN County

|                            |      |                               |
|----------------------------|------|-------------------------------|
| T08S R23E S31              | NENE | 3.0                           |
| T08S R23E S31 Lot 1 (NWNE) |      | <u>3.92</u> <del>10.00</del>  |
| T08S R23E S31 Lot 2 (SWNE) |      | <u>26.94</u> <del>32.00</del> |
| T08S R23E S31              | SENE | 13.00                         |

46.86 ~~58~~ ACRES TOTAL

Place of use does not include federal public lands.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

PROPERTY INCLUDES PORTIONS OF TRACTS B, D, E, ~~F~~ G, AND H.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

RIGHT NUMBER: 36-02690B

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE ID 83709-1657

SOURCE: GROUNDWATER

QUANTITY: 0.22 CFS  
44.6 AFY

PRIORITY DATE: 05-01-1967

POINT OF  
DIVERSION: T08S R23E S31 Lot 2 (SWSWNE) Within MINIDOKA County

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY             |
|----------------|---------------|----------------------|
| IRRIGATION     | 03/15 11/15   | 0.22 CFS<br>44.6 AFY |

PLACE OF USE: IRRIGATION Within LINCOLN County

|      |      |     |              |      |
|------|------|-----|--------------|------|
| T08S | R23E | S31 | Lot 1 (NWNE) | 6.08 |
| T08S | R23E | S31 | Lot 2 (SWNE) | 5.06 |

11.14 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

PROPERTY INCLUDES PORTIONS OF TRACT F.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.



8 S 23 E

Lot 1 (NWNE)

6.08

5.06

Lot 2 (SWNE)

36-02690B (BLM Portion)

Map

31

32

8S 23E

36-02690B (BLM Portion) with lots/QQs (black dashed line) and tracts (red solid line).

31 32

Lot 1 (NWNE) 6.08 5.06

Lot 2 (SWNE) 5.06

D NENE

H

E

B

G

FC

**Lot**

6.1  
5.06

Lot 2 (SWNE)



CEAIF

W



36-02690B (BLM Portion) with lots/QQs (black dashed line) and tracts (red solid line).