

Eden/Standlee Transfer

- See my email of 8/19 for history of authority to sign.
- Per Greg Sullivan email 8/20, it looks like we finally have right authority to sign.

This is being done at the same time as a transfer & a change of ownership. The transfer & the WSB stuff are not duplicative. The transfer will make one large APU of Standlee lands. The WSB stuff will allow them to use some of the Standlee water on a farm the Standlees are renting.

Since the transfer will stack the rights, we need to make sure portions of all the rights are leased to the bank to prevent enlargement.

Next step: Wait for change of ownership processing, then make sure portions of rights in the transfer are all leased when processing.

when ready,
Give to Dan Nelson to process since he's already looked at it once

Van Bussum, Monica

From: Greg Sullivan [greg.sullivan@brockwayeng.com]
Sent: Friday, August 20, 2010 9:17 AM
To: Van Bussum, Monica
Subject: POA
Attachments: 20100820080421473.pdf

Here you go Monica

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, ID 83301
Office: 208-736-8543
Fax: 208-736-8506

Van Bussum, Monica

From: Van Bussum, Monica
Sent: Thursday, August 19, 2010 10:08 AM
To: 'Greg Sullivan'
Subject: RE: Eden Transfer

Hi Greg,

Yes, giving Dusty power of attorney for the Standlee Family Limited Partnership should be fine since that matches the deeds.

Yes, you are correct. We need ownership to be correct on the water rights before we can process the applications.

Monica

From: Greg Sullivan [mailto:greg.sullivan@brockwayeng.com]
Sent: Thursday, August 19, 2010 9:40 AM
To: Van Bussum, Monica
Subject: RE: Eden Transfer

Monica,

Thanks for the info.

I will get a limited power of attorney signed by Mike that gives Dusty authority to sign for all water rights and associated water right transactions for water rights owned by Standlee Family Limited Partnership. Will this be sufficient?

I am preparing the transfer that will change all of the ownership of the water rights. The names will not be changed until it is submitted. If I am not mistaken, this means that the water supply bank applications cannot be processed and approved until the transfer is submitted and the ownership changed. Correct?

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
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Office: 208-736-8543
Fax: 208-736-8506

From: Van Bussum, Monica [mailto:Monica.VanBussum@idwr.idaho.gov]
Sent: Thursday, August 19, 2010 9:30 AM
To: Greg Sullivan
Cc: Nelson, Dan; Courtney, Andrea
Subject: RE: Eden Transfer

Good morning Greg,

I took some time yesterday to talk with Andrea Courtney of the Attorney General's office about the paperwork you sent. Here's a summary of where we're at:

- Water Supply Bank (WSB) applications filed in the name of Standlee Family Limited Partnership and signed by Dusty Standlee
 - Taxlot records indicate ownership by Standlee Family Limited Partnership but water right records do not

- Dusty Standlee is not a trustee of the Standlee Family Limited Partnership
- Aaron Marshall for IDWR asked for more information or power of attorney for Dusty and for change of ownership to be filed
- You sent:
 - Deeds showing conveyance to Standlee Family Limited Partnership
 - Appointment of Co-Trustee in Michael G. Standlee and Whendy L. Standlee Management Trust
- I called you yesterday and said the conveyance shows Standlee Family Limited Partnership but the appointment was for the management trust, so the appointment of co-trustee could not be used.
- You sent the document described in yesterday's email – Certificate of Limited Partnership of the Standlee Family Limited Partnership which, under item 4, says, "The General Partners of this Limited Partnership are: Standlee Management Trust."
- A check of the Idaho Secretary of State's search page for business entities lists the Standlee Family Limited Partnership. The certificate of LP, filed December 29, 2009, lists the name and address of each general partner as "Standlee Management Trust, Michael G. Standlee, Trustee."

Conclusions: IDWR continues to see the Michael G. Standlee and Whendy L. Standlee Management Trust and the Standlee Management Trust as two different entities. Michael G. Standlee is the only partner in the Standlee Management Trust and the only one with authority to sign for both the Standlee Management Trust and the Standlee Family Limited Partnership. Either we need new applications signed by Michael Standlee or the documents with the SOS's office need to be changed. We also need a formal change of ownership filed to update the water right records, which I understand you are currently working on.

Sorry for the trouble. Call if you have questions. I will hold the applications until Monday to see what you decide to do. I'll return the applications Monday if I don't hear from you.

Monica

MONICA VAN BUSSUM

Sr. Water Resource Agent
 Idaho Department of Water Resources
 322 East Front Street
 PO Box 83720
 Boise, ID 83720-0098
 (208) 287-4907
 Fax: (208) 287-6700

From: Greg Sullivan [mailto:greg.sullivan@brockwayeng.com]
Sent: Wednesday, August 18, 2010 4:58 PM
To: Van Bussum, Monica
Subject: FW: Eden Transfer

Monica,

The attached documents outlines the Standlee Family Limited Partnership. The General Partners consist of the Standlee Management Trust (Bulletin 4). The general partners are listed as Michael Standlee, Whendy Standlee and Dusty Standlee (Bulletin 6). I believe this should give Dusty authority to sign on behalf of Standlee Family Limited Partnership. If I do need to get a power of attorney signed and notarized, I can get one to you next week. Let me know.

Greg Sullivan

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Van Bussum, Monica

From: Van Bussum, Monica
Sent: Thursday, August 19, 2010 9:18 AM
To: 'Greg Sullivan'
Cc: Nelson, Dan; Courtney, Andrea
Subject: RE: Eden Transfer

Good morning Greg,

I took some time yesterday to talk with Andrea Courtney of the Attorney General's office about the paperwork you sent. Here's a summary of where we're at:

- Water Supply Bank (WSB) applications filed in the name of Standlee Family Limited Partnership and signed by Dusty Standlee
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 - Dusty Standlee is not a trustee of the Standlee Family Limited Partnership
- Aaron Marshall for IDWR asked for more information or power of attorney for Dusty and for change of ownership to be filed
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To: Van Bussum, Monica
Subject: FW: Eden Transfer

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Van Bussum, Monica

From: Greg Sullivan [greg.sullivan@brockwayeng.com]
Sent: Wednesday, August 18, 2010 4:58 PM
To: Van Bussum, Monica
Subject: FW: Eden Transfer
Attachments: 1709866_1_STANDLEE - Certificate of Limited Partnership of Standlee Family Limited Partnership.PDF

Monica,

The attached documents outlines the Standlee Family Limited Partnership. The General Partners consist of the Standlee Management Trust (Bulletin 4). The general partners are listed as Michael Standlee, Whendy Standlee and Dusty Standlee (Bulletin 6). I believe this should give Dusty authority to sign on behalf of Standlee Family Limited Partnership. If I do need to get a power of attorney signed and notarized, I can get one to you next week. Let me know.

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Marshall, Aaron

From: Greg Sullivan [greg.sullivan@brockwayeng.com]
Sent: Tuesday, July 20, 2010 4:27 PM
To: Marshall, Aaron
Subject: Standlee Family Limited Partnership
Attachments: 1709798_1_STANDLEE - Appointment of Co-Trustee.PDF

Aaron,

Here is the appointment of co-trustee from Michael and Whendy Standlee to Dusty Standlee.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, ID 83301
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APPOINTMENT OF CO-TRUSTEE

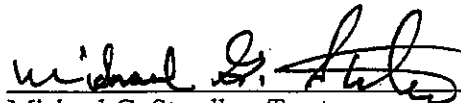
On December 11, 2009, we, Michael G. Standlee and Whendy L. Standlee signed the Michael G. Standlee and Whendy L. Standlee Management Trust.

Article Two, Section 2.04 grants either or both of the trustees, which are Michael G. Standlee and Whendy L. Standlee, the authority to appoint a co-trustee.

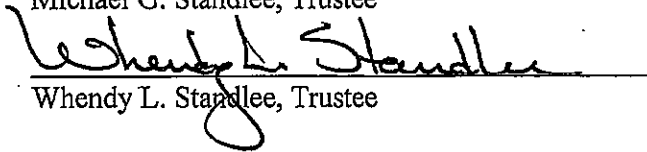
We hereby exercise our right to appoint a co-trustee as follows:

Dustin C. Standlee is appointed a co-trustee of the Michael G. Standlee and Whendy L. Standlee Management Trust to serve with all the powers granted a trustee under Article Six.

Dated: 3-19-2010



Michael G. Standlee, Trustee

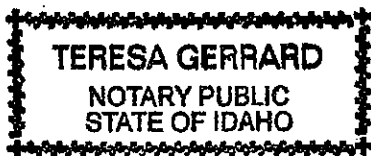


Whendy L. Standlee, Trustee

STATE OF IDAHO)
) ss.
County of Jerome)

On this 19th day of March, 2010, before me Teresa Gerrard, personally appeared MICHAEL G. STANDLEE known or identified to me, to be the person whose name is subscribed to the within instrument as Trustee of the Michael G. Standlee and Whendy L. Standlee Management Trust and acknowledged to me that he executed the same as such Trustee.

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

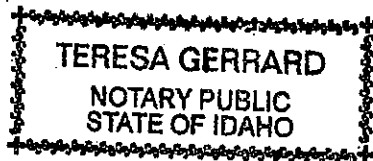



NOTARY PUBLIC FOR IDAHO
Residing at Jerome
My Commission Expires 3/29/12

STATE OF IDAHO)
) ss.
County of Jerome)

On this 19th day of March, 2010, before me
Teresa Gerrard, personally appeared **WHENDY L. STANDLEE** known or
identified to me, to be the person whose name is subscribed to the within instrument as Trustee
of the Michael G. Standlee and Whendy L. Standlee Management Trust and acknowledged to me
that she executed the same as such Trustee.

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



Teresa Gerrard
NOTARY PUBLIC FOR IDAHO
Residing at Jerome
My Commission Expires 3/29/12

ACCEPTANCE OF APPOINTMENT

I, Dustin C. Standlee do hereby accept appoint as co-trustee of the Michael G. Standlee and Whendy L. Standlee Management Trust.

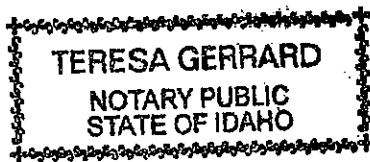
Dated: 3-19-2010


Dustin C. Standlee

STATE OF IDAHO)
) ss.
County of Jerome)

On this 19th day of March, 2010, before me Teresa Gerrard, personally appeared DUSTIN C. STANDLEE, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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




NOTARY PUBLIC FOR IDAHO
Residing at Jerome
My Commission Expires 3/29/10

Marshall, Aaron

From: Greg Sullivan [greg.sullivan@brockwayeng.com]
Sent: Tuesday, July 20, 2010 2:40 PM
To: Marshall, Aaron
Subject: Standlee Family Limited Partnership
Attachments: 1709215_1_2010-07-08 Blue Gulch Quitclaim Deed, re-recorded Instrument 2010-013718, Twin Falls County.PDF; 1709225_1_2010-07-02 Blue Gulch Quitclaim Deed, re-recorded Instrument 2010-271470, Owyhee County.PDF

Aaron,

In response to your letter dated July 14, 2010.

Here is the warranty deeds for the water rights submitted to the Idaho Water Supply Bank. A transfer is being prepared to create a large PPU for this farm. When the application is submitted, the ownership of all the water rights will be changed to Standlee Family Limited Partnership. I am having a Limited Power of Attorney drawn up so that Dusty Standlee can sign for Standlee Family Limited Partnership. As soon as I receive the Limited Power of Attorney, I will send it up to you.

Greg Sullivan
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