

AUG 18 2010

Department of Water Resources  
Eastern 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 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) |
|-------------------|--------------------------|----------|-------------------|--------------------------|----------|
| 35-2714           |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |
|                   |                          |          |                   |                          |          |

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 claims(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
  - C. Either of the following (If necessary to clarify diversion 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) (there 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.

Prepared by: **Keith C. Wilson c/o Rocky Mountain Environmental Assoc. Inc.** Email: [kwilson@rockymountainenvironmental.com](mailto:kwilson@rockymountainenvironmental.com)



482 Constitution Way, Suite 303, Idaho Falls, ID 83402

(208) 524-2353 / (208) 524-1795 Fax

3. Name and Address of Former Owner/Claimant(s) MICKELSEN PROPERTIES LLC  
PO BOX 438, RIGBY, ID 83442
4. New Owner Claimant(s) CANNON SHELLEY PROPERTY LIMITED PARTNERSHIP  
c/o SETH ALAN CANNON  
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address: 1470 N 750 E
- City, State and ZIP Code: SHELLEY, ID 83274
- New Telephone Number (208) 357-7030 / 357-2564 Email: \_\_\_\_\_

5. Date you acquired the property: May 5, 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<br>(If the right will not be split, skip this area and proceed to line 7) |                                                                            |                                                            |
|----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|------------------------------------------------------------|
| Water Use                                                                                                            | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number & type of stock, homes, etc) |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                            |
| Irrigation                                                                                                           |                                                                            |                                                            |
| Stock                                                                                                                |                                                                            |                                                            |
| Domestic                                                                                                             |                                                                            |                                                            |
| Other                                                                                                                |                                                                            |                                                            |
| <b>Totals</b>                                                                                                        |                                                                            |                                                            |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                            |
| Irrigation                                                                                                           |                                                                            |                                                            |
| Stock                                                                                                                |                                                                            |                                                            |
| Domestic                                                                                                             |                                                                            |                                                            |
| Other                                                                                                                |                                                                            |                                                            |
| <b>Totals</b>                                                                                                        |                                                                            |                                                            |
| <b>Water Right and/or Adjudication Claim Number</b>                                                                  |                                                                            |                                                            |
| Irrigation                                                                                                           |                                                                            |                                                            |
| Stock                                                                                                                |                                                                            |                                                            |
| Domestic                                                                                                             |                                                                            |                                                            |
| Other                                                                                                                |                                                                            |                                                            |
| <b>Totals</b>                                                                                                        |                                                                            |                                                            |

**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 Claimants(s) Seth Cam

**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 JPB Date 8/18/2010 Receipt Amt. \$25.-  
 Received by JPB Date 8/18/2010 Receipt No. E036059  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

BONNEVILLE COUNTY RECORDER  
1186329 MAY17'05 PM 3:23

AMT T-326884

## LIMITED LIABILITY COMPANY WARRANTY DEED

**MICKELSEN PROPERTIES, L.L.C. a.k.a. MICKELSEN PROPERTIES, LLC**, a Limited Liability Company under the laws of the State of Idaho, having been duly authorized by and in accordance with its Articles of Organization, as GRANTOR, for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto **CANNON SHELLEY PROPERTY LIMITED PARTNERSHIP**, an Idaho Limited Partnership, as GRANTEE, whose address is 1468 No. 750 East, Shelley Id 83274, and Grantee's successors and assigns, all of the following described real property, to-wit:

Beginning at the Northeast Corner of Section 4, Township 3 North, Range 35 East of the Boise Meridian, Bonneville County, Idaho, said Northeast Corner being a found 1913 B.L.M. brass cap monument, and running thence S89°53'00"W 5276.72 feet along the Section line to the Northwest Corner of said Section 4; thence S89°53'00"W 900.00 feet along the Section line; thence S00°05'39"W 3250.98 feet; thence N89°52'33"E 900.01 feet to an existing fence line; thence along an existing fence line the following three (3) courses: (1) S00°03'27"W 2994.03 feet; thence (2) S88°37'12"E 2633.27 feet; thence (3) S01°22'48"W 15.00 feet; thence S88°37'12"E 2662.71 feet to the East line of Section 9; thence N00°00'55"E 1204.76 feet along said East line to the Northeast Corner of said Section 9; thence N00°06'12"W 5193.41 feet along the East line of said Section 4 to the point of beginning.

### EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- a. That certain property conveyed to Bonneville County for roadway purposes by that certain Quitclaim Deed recorded as Instrument No. 445056 on March 22, 1973 at 2:31 p.m., records of Bonneville County, Idaho.

AND Beginning at a point that is N00°00'55"E 1354.18 feet along the Section line from the Southeast Corner of Section 9, Township 3 North, Range 35 East of the Boise Meridian, Bonneville County, Idaho, said Southeast corner being a 1913 B.L.M. brass cap monument and running thence along an existing fence line the following four (4) courses: (1) S88°56'04"W 456.98 feet; thence (2) N01°36'42"W 179.31 feet; thence (3) N67°37'38"E 261.46 feet; thence (4) N00°08'15"E 484.16 feet extended; thence S88°43'08"E 219.26 feet to the East line of said Section 9; thence S00°00'55"W 749.52 feet along said East line to the point of beginning.

### EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- a. That certain property conveyed to Bonneville County for roadway purposes by that certain Quitclaim Deed recorded as Instrument No. 445056 on March 22, 1973 at 2:31 p.m., records of Bonneville County, Idaho.

**SUBJECT TO** the 20054 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for itself, and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: May 17, 2005

**MICKELSEN PROPERTIES, L.L.C. a.k.a. MICKELSEN PROPERTIES, LLC**

Limited Liability Company Name

by: [Signature]

Managing Member

by: [Signature]

Managing Member

|                                                           |                    |
|-----------------------------------------------------------|--------------------|
| INSTRUMENT NO.                                            | 1186329            |
| DATE                                                      | 5-17-05            |
| POST CODE                                                 | 25                 |
| TRAINED PGS                                               | 2-20               |
| FEE                                                       | 2.00               |
| STATE OF IDAHO                                            | 1                  |
| COUNTY OF BONNEVILLE                                      | 1                  |
| I hereby certify that the within instrument was recorded. |                    |
| Recorded in Bonneville County Records                     |                    |
| By                                                        | <u>[Signature]</u> |
| Deputy                                                    |                    |
| Recorder of                                               | <u>[Signature]</u> |

**AmeriTitle**

Corporation Warranty Deed (207) - Page 1

497 N. Capitol Ave. • P.O. Box 51690 • Idaho Falls, ID 83403-1690 • (208) 524-6400

# Cannon Shelley - Mickelsen Property Deed

Change in Water Right Ownership (Page 2 of 2)

STATE OF IDAHO )

COUNTY OF Bonneville ) ss

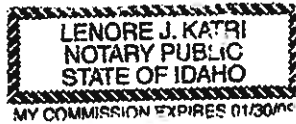
On May 17, 2003 before me, the undersigned, personally appeared

*Mark Mickelsen and Dale L. Mickelsen known or identified to me to be  
Managing Member(s) of the limited liability company that executed the within  
instrument and acknowledged to me that such company executed the same.*

*[Signature]*

Notary Public for the State of Idaho

Commission Expiration Date: \_\_\_\_\_



**AmeriTitle**

Corporation Warranty Deed (297) - Page 2

497 N. Capitol Ave. • P.O. Box 11690 • Idaho Falls, ID 83403-1690 • (208) 524-6600

Rocky Mountain Environmental Assoc. Inc.  
482 Constitution Way, Suite 303, Idaho Falls, ID 83402

(208) 524-2353 / (208) 524-1795 Fax

 **Rocky Mountain  
ENVIRONMENTAL**  
ASSOCIATES, INC.  
Keith C. Wilson

CANNON SHELLEY PROPERTY LTD  
1470 N 750 E  
SHELLEY, ID 83274

(208)357-7030



## IDAHO SECRETARY OF STATE Viewing Business Entity

Ben Yursa, Secretary of State

### CANNON SHELLEY PROPERTY LIMITED PARTNERSHIP

1470 N 750 E  
SHELLEY, ID 83274

**Type of Business:** LIMITED PARTNERSHIP  
**Status:** CURRENT, ANREPT SENT 05 Apr 2010  
**State of Origin:** IDAHO  
**Date of Origination/Authorization:** 09 Jun 1997  
**Initial Registered Agent:** SETH ALAN CANNON  
1470 N 750 E  
SHELLEY, ID 83274  
**File Number:** L3449  
**Date of Last Annual Report:** 22 Apr 2009

No. **L 3449**  
Return to:  
SECRETARY OF STATE  
700 WEST JEFFERSON  
PO BOX 83720  
BOISE, ID 83720-0080

NO FILING FEE IF  
RECEIVED BY DUE DATE

**Due no later than Jun 30, 2009**  
Annual Report Form

1. Mailing Address: Correct in this box if needed.

CANNON SHELLEY PROPERTY LIMITED PARTNERSHIP  
SETH A CANNON  
1470 N 750 E  
SHELLEY ID 83274

2. Registered Agent and Address (**NO PO BOX**)

SETH ALAN CANNON  
1470 N 750 E  
SHELLEY ID 83274

3. New Registered Agent Signature:\*

| Office Held     | Name               | Street or PO Address | City | State | Country | ID | Postal Code |
|-----------------|--------------------|----------------------|------|-------|---------|----|-------------|
| GENERAL PARTNER | SETH A CANNON      | 1470 N 750 E         |      |       | SHELLEY | ID | USA 83274   |
| GENERAL PARTNER | ALAN M CANNON, JR. | 707 E 1500 N         |      |       | SHELLEY | ID | USA 83274   |

5. Organized Under the Laws of:  
ID  
L 3449

6. Annual Report must be signed.\*

Signature: Seth Cannon  
Name (type or print): Seth Cannon

Date: 04/22/2009

Title: Owner

Processed 04/22/2009

\* Electronically provided signatures are accepted as original signatures.

