

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)
35-2878A	OK ✓				
35-7397A	OK ✓				
35-13074		X			
35-13798	✓	X			
35-7396A	OK ✓				

SUPPORT DATA

2. The following **REQUIRED** information must be submitted with this form:

IN FILE # 35-2878A

- 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)

W. William J. McCullough
2015 So. Blvd
Idaho Falls ID 83404

4. New Owner/Claimant(s)

Mickelsen Properties LLC
 Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

P.O. Box 438

City, State and ZIP Code

Rigby Id 83442

New Telephone Number

(208) 313 1295 Email: mickfarms@ida.net

5. Date you acquired the property

Oct 22 2010

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)

Melton Properties LLCby [Signature]

(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 [Signature]
 Received by [Signature]
 Processed by AJ

 Date 3-12-10
 Date 3-12-10
 Date

 Receipt Amt. \$325.-
 Receipt No. E035645
 WR Date

275.- for this o/c
refund required -> 75.- No split for 35-13798

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
900 Pier View Drive Ste. 110
Idaho Falls, ID 83402

IDAHO FALLS, BONNEVILLE, IDAHO
2009-10-22 09:47:28 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - ID
RONALD LONGMORE Fee: 6.00
Ex-Officio Recorder Deputy SSolis
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, **ROBERT BOWER, Personal Representative of The Estate of William J. McCullough aka W. J. McCullough, aka William James McCullough, deceased**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Mickelsen Properties, L.L.C., an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **PO Box 438, Rigby, ID 83442**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

SEE ATTACHED LEGAL DESCRIPTION, EXHIBIT 'A'

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

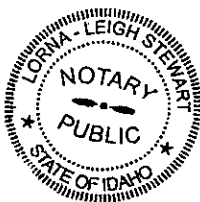
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

The Estate of William J. McCullough aka W.
J. McCullough, aka William James
McCullough, deceased

Robert Bower Personal Representative
Robert Bower, Personal Representative

STATE OF Idaho)
ss.
COUNTY OF Bonneville)

On this 22nd day of October, 2009, before me, a Notary Public in and for said State, personally appeared **ROBERT BOWER**, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument as Personal Representative of the Estate of **William J. McCullough aka W.J. McCullough aka William James McCullough**, and acknowledged to me that he executed the same as such Personal Representative.



Lorna Leigh Stewart
Notary Public of Idaho
Residing at: Idaho Falls, Idaho
Commission Expires: 2/16/2013

315150-2F
First American Title Co.
900 Pier View Dr., Suite 110
Idaho Falls, ID 83402

1347380

EXHIBIT 'A'

LEGAL DESCRIPTION:

TOWNSHIP 1 NORTH, RANGE 37, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

SECTION 9: COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 9, WHICH IS MARKED WITH A BRASS CAP MONUMENT; THENCE NORTH 89°42'14" EAST ALONG THE SOUTH LINE OF SAID SECTION, 33.00 FEET TO THE TRUE POINT OF BEGINNING; THENCE NORTH 00°34'34" EAST LEAVING SAID SOUTH LINE AND ALONG THE EASTERLY RIGHT OF WAY LINE OF NEW SWEDEN ROAD, 1143.07 FEET TO A 1/2" REBAR; THENCE SOUTH 89°33'47" EAST LEAVING SAID EASTERLY RIGHT OF WAY LINE, 208.70 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE NORTH 00°34'34" EAST 208.70 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE NORTH 89°33'47" WEST 208.70 FEET TO A POINT ON SAID EASTERLY RIGHT OF WAY LINE OF NEW SWEDEN ROAD, SAID POINT BEING MARKED WITH A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE NORTH 00°34'34" EAST ALONG SAID EASTERLY RIGHT OF WAY LINE, 258.51 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE SOUTH 89°10'21" EAST LEAVING SAID EASTERLY RIGHT OF WAY LINE, 439.09 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE NORTH 05°16'54" EAST 238.77 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED LS 8795; THENCE NORTH 68°01'13" WEST 61.85 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE NORTH 00°52'47" EAST, ALONG AN EXISTING FENCE LINE, 360.67 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE SOUTH 89°59'58" EAST, ALONG A LINE PARALLEL WITH THE EAST-WEST CENTER LINE OF SAID SECTION 9, 2197.44 FEET TO A 1/2" REBAR WITH PLASTIC CAP STAMPED PLS 843 ON THE NORTH-SOUTH CENTERLINE OF SAID SECTION; THENCE NORTH 00°27'10" EAST ALONG THE NORTH-SOUTH CENTER LINE OF SAID SECTION 1512.98 TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF THE WOODVILLE CANAL, SAID POINT BEING MARKED WITH A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE FROM A TANGENT BEARING OF SOUTH 83°55'23" EAST ALONG THE SOUTHERLY RIGHT OF WAY LINE OF SAID CANAL, ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 409.00 FEET, THROUGH A CENTRAL ANGLE OF 35°54'08" FOR AN ARC LENGTH OF 256.28 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE NORTH 60°10'29" EAST CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY LINE, 140.46 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY LINE, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 600.50 FEET, THROUGH A CENTRAL ANGLE OF 18°49'43", FOR AN ARC LENGTH OF 197.34 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE NORTH 79°00'12" EAST CONTINUING ALONG SAID SOUTHERLY RIGHT OF WAY LINE, 1137.17 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE SOUTH 89°42'33" EAST, LEAVING SAID SOUTHERLY RIGHT OF WAY LINE, 979.73 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 9; THENCE SOUTH 00°17'26" WEST ALONG SAID EAST LINE OF SAID SECTION, 1038.49 FEET; THENCE NORTH 89°42'33" WEST LEAVING SAID EAST LINE, 487.47 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE SOUTH 00°17'26" WEST 531.63 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE SOUTH 89°42'33" EAST 487.31 FEET TO A POINT ON THE EAST LINE OF SAID SECTION; THENCE SOUTH 00°24'10" WEST ALONG SAID EAST LINE 530.04 FEET; THENCE NORTH 89°34'54" WEST LEAVING SAID EAST LINE 272.60 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED LS 8613; THENCE SOUTH 00°49'51" WEST 316.60 FEET TO A 1/2" REBAR; THENCE SOUTH 83°51'22" EAST 95.66 FEET TO A 1/2" REBAR; THENCE NORTH 82°10'51" EAST 181.65 FEET TO A POINT ON THE EAST LINE OF SAID

SECTION 9; THENCE SOUTH 00°24'10" WEST ALONG SAID EAST LINE, 407.86 FEET TO THE SOUTH 1/16TH CORNER (SOUTHEAST CORNER OF THE NESE) SAID POINT BEING MARKED WITH A 5/8" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE NORTH 89°58'03" WEST ALONG THE SOUTH LINE OF THE N1/2SE1/4, A DISTANCE OF 725.52 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE SOUTH 00°03'47" EAST LEAVING SAID SOUTH LINE AND ALONG AN EXISTING FENCE LINE 857.55 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE NORTH 89°56'07" WEST LEAVING SAID FENCE LINE, 203.22 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843; THENCE SOUTH 00°25'51" WEST 439.00 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF WEST 81ST SOUTH ROAD; THENCE NORTH 89°56'07" WEST ALONG SAID NORTHERLY RIGHT OF WAY, 1730.00 FEET TO A 1/2" REBAR AND PLASTIC CAP STAMPED PLS 843, SAID POINT BEING ON THE NORTH-SOUTH CENTER LINE OF SAID SECTION; THENCE SOUTH 00°27'10" WEST 25.00 FEET TO THE SOUTH QUARTER CORNER (S1/4) OF SAID SECTION, SAID CORNER BEING MARKED WITH A RAIL ROAD SPIKE WITH AN X CHISELED ON TOP; THENCE SOUTH 89°42'14" WEST ALONG THE SOUTH LINE OF SAID SECTION, 2605.41 FEET TO THE TRUE POINT OF BEGINNING.