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MAR 24 2009

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STATE OF IDAHO DEPT. OF WATER RESOURCES
 DEPARTMENT OF WATER RESOURCES SOUTHERN REGION
 NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

MAR 24 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 division of the existing water right or adjudication claim record will be required.

Recommended Right No.(s)	Adjudication Claim No.(s)	Split	Water Right No.(s)	Adjudication Claim No. (s)	Split
_____	_____	☐	36-11856	_____	☐
_____	_____	☐	36-2540	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐

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) 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 usually attached to your deed or on file with the county).

OR

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 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 PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Mountain View Land LP
719A E 700 N Rupert, ID 83350
4. New Owner/Claimant(s): W-4 DAIRY
 New Mailing Address: 116 N River Island Road
 City, State, Zip Code: Rupert, ID. 83350
 New Telephone Number: (208) 436-1700
5. Date you acquired the property: 3/10/2008

SUPPORT DATA

IN FILE # 36-2540

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as necessary). If your quantity of water is greater than 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(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number: _____

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	_____

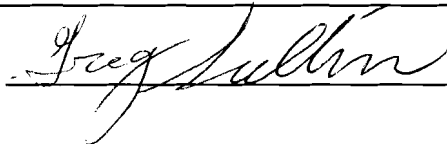
DESCRIPTION OF YOUR PORTION OF WATER RIGHT

(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number: _____

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	_____

7. Signature of New Owner(s) or Claimant(s):
(include title, if applicable)



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.

FOR OFFICE USE ONLY

Received by: 
Received by: 
Processed by: _____

Date: 3/24/09
Date: 3/24/09
Date: _____

Fee: 50.00
Receipt No: 5030767
WR: _____ Date: _____

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Brent Whitesides of W-4 Dairy Limited Partnership, hereby nominate and appoint Greg W. Sullivan as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right transfers before the Idaho Department of Water Resources for the following water right transactions:

All transfers water right applications, associated data and ownership changes
related to water rights 36-7275, 36-16375, 36-11856, 36-2540, 36-16587, 36-16581,
36-16578, 36-16575, 36-16572, 36-16569 and 36-16563

in Lincoln and Minidoka County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications, and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 11 day of March 2009.

Brent Whitesides

Signature

Signature

State of Idaho)

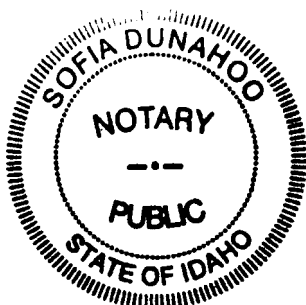
County of Minidoka)

ss.

On this 11 Day of March, 2009, before me, a Notary Public in and for said County and State, personally appeared Brent Whitesides, known or identified to me to be the individual whose name and subscription 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.

S
E
A
L



Sofia Dunahoo

Notary Public

In and for said State and County

9/3/2014

My Commission Expires

QUITCLAIM DEED

NO =

For Value Received

FACER PROPERTY, L.L.C., an Idaho Limited Liability Company

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

W-4 DAIRY LIMITED PARTNERSHIP, an Idaho Partnership
ADDRESS: 116 NORTH RIVER ISLAND ROAD, RUPERT, ID 83350

Hereinafter called the grantee, the following described premises, in MINIDOKA County, Idaho to-wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: March 4, 2009

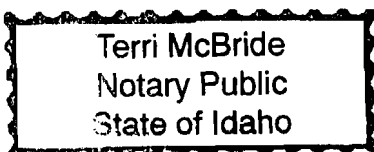
FACER PROPERTY, L.L.C.

BY: B & M REAL ESTATE MANAGEMENT, L.L.C.

BY: *Brent Whitesides*
BRENT WHITESIDES, Manager

STATE OF IDAHO)
)ss.
COUNTY OF CASSIA)

On this 4th day of March, 2009, before me, the undersigned, a Notary Public, personally appeared **BRENT WHITESIDES** known or identified to me to be the manager of B & M Real Estate Management, L.L.C. who is the manager of Facer Property, L.L.C. the limited liability company that executed the foregoing instrument, and acknowledged to me that such limited liability company executed the same.



Terri McBride
Notary Public
Residing at: Rupert
My Commission Expires: 2-5-14

Instrument # 501195
MINIDOKA COUNTY, RUPERT, IDAHO
3-4-2009 03:57:27 No. of Pages: 3
Recorded for : BRENT WHITESIDES
DUANE SMITH Fee: 9.00
Ex-Officio Recorder Deputy *W*

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTIONS 8 & 9: Farm Unit B, Tract B of the North Side Pumping Division of the Minidoka Project, Idaho, (as shown by plat dated July 10, 1957, filed in the office of the County Recorder, Minidoka County, Idaho.)

SAVE AND EXCEPT the following described tract:

Commencing at the Northwest corner of said Section 8, marked by a $\frac{5}{8}$ inch rebar, and running thence along the North line thereof South $89^{\circ}22'01''$ East 691.06 feet to a $\frac{1}{2}$ inch rebar marking Corner No. 2 of said Farm Tract "B", and the TRUE POINT OF BEGINNING;

Thence along the West line of said Tract "B" South $15^{\circ}15'57''$ East 926.71 feet to the intersection thereof with the remnants of a North-South fence line;

Thence along said fence line remnants North $0^{\circ}02'49''$ West 891.33 feet to a $\frac{1}{2}$ inch rebar set on the North line of said Section 8;

Thence along said North line North $89^{\circ}22'01''$ West 243.29 feet to the TRUE POINT OF BEGINNING.

ALSO SAVE AND EXCEPT the following described tract:

Beginning at a point that is South $00^{\circ}13'18''$ East 25.00 feet and North $89^{\circ}01'03''$ West 1658.42 feet to the TRUE POINT OF BEGINNING, all from the Northeast corner of said Section 8, (the East quarter corner of said Section 8 bears South $00^{\circ}13'18''$ East 2644.17 feet from said Northeast corner), and running thence South $00^{\circ}13'18''$ East 733.23 feet;

Thence North $89^{\circ}01'03''$ West 49.50 feet;

Thence North $67^{\circ}43'32''$ West 151.98 feet;

Thence North $89^{\circ}02'17''$ West 69.09 feet;

Thence North $00^{\circ}36'04''$ West 32.64 feet;

Thence North $24^{\circ}30'07''$ West 140.81 feet;

Thence North $39^{\circ}00'32''$ West 174.61 feet;

Thence North $59^{\circ}29'23''$ East 193.20 feet;

Thence North $86^{\circ}00'18''$ East 49.02 feet;

Thence North $00^{\circ}13'18''$ West 241.86 feet;

Thence South $89^{\circ}01'03''$ East 52.38 feet;

Thence North $00^{\circ}13'18''$ West 62.39 feet, more or less, to the North line of said Section 8;

Thence along said North line Section 8, South $89^{\circ}01'03''$ East 158.42 feet;

Thence South $00^{\circ}13'18''$ East 25.00 feet to the TRUE POINT OF BEGINNING.

(CONTINUED)

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTIONS 7 & 8: A portion of Farm Unit D, Tract D of the North Side Pumping Division of the Minidoka Project, Idaho, (as shown by plat dated July 10, 1957, filed in the office of the County Recorder, Minidoka County, Idaho.)

Commencing at the Northwest corner of said Section 8, marked by a $\frac{5}{8}$ inch rebar, and running thence along the North line thereof South $89^{\circ}22'01''$ East 691.06 feet to a $\frac{1}{2}$ inch rebar marking Corner No. 2 of said Farm Tract "B"; thence along the West line of said Tract "B" South $15^{\circ}15'57''$ East 926.71 feet to the intersection thereof with the remnants of a North-South fence line and the TRUE POINT OF BEGINNING;

Thence along said fence line remnants South $0^{\circ}02'49''$ East 1751.97 feet to a $\frac{1}{2}$ inch rebar set on the South line of said Tract "D";

Thence along said South line South $89^{\circ}20'06''$ East 70.05 feet to a brass cap on an iron pipe marking Corner No. 7 of said Farm Tract "D";

Thence along the East line thereof North $0^{\circ}12'57''$ West 1511.77 feet to Corner No. 8 of said Tract "D";

Thence continuing along the East line of said Tract "D" North $15^{\circ}15'57''$ West 249.84 feet to the TRUE POINT OF BEGINNING.