

RECEIVED

MAR 24 2009 RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT. OF WATER RESOURCES
SOUTHERN REGION

MAR 20 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
_____	_____	☐	_____	_____	☐
_____	_____	☐	36-16375	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐

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.

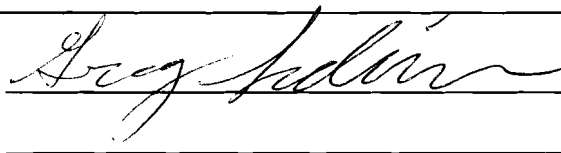
3. Name and Address of Former Owner/Claimant(s): Mountain View Land LP
719A E 700 N Rupert, ID 83350
4. New Owner/Claimant(s): W-4 DAIRY
New Mailing Address: 116 N River Island Road
City, State, Zip Code: Rupert, ID. 83350
New Telephone Number: (208) 436-1700
5. Date you acquired the property: 3/10/2008

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: 	Date: 3/24/09	Fee: 25.00	
Received by: 	Date: 3/24/09	Receipt No: 5030767	
Processed by: _____	Date: _____	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 P. Whitesides

Signature

Signature

State of Idaho)

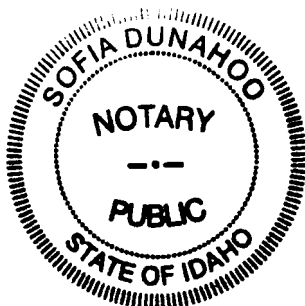
County of Minidoka)

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



M2 Dunahood
Notary Public

In and for said State and County

4/3/2014
My Commission Expires

Handwritten: Hanks & Youngs recorded to correct Sept

RECORDING REQUESTED BY:
STEVEN D. PETERSON

AND WHEN RECORDED
MAIL TO:
Steven D. Peterson, P.C.
PO Box 5827
Twin Falls, ID 83303-5827

Instrument # 495588

MINIDOKA COUNTY, RUPERT, IDAHO
3-10-2008 02:43:17 No. of Pages: 2
Recorded for : BRENT WHITESIDES
DUANE SMITH Fee: 6.00
Ex-Officio Recorder Deputy *lil*

QUITCLAIM DEED

KNOW TO ALL MEN BY THESE PRESENTS THAT:

That MOUNTAIN VIEW LAND LIMITED PARTNERSHIP, hereinafter "Grantor" hereby conveys, releases, transfers, remises and forever Quit-claims all its right, title and interest in certain real property located in Minidoka County, Idaho, unto W-4 DAIRY LIMITED PARTNERSHIP hereinafter "Grantee", whose address is ~~600 N 662 E~~, Rupert, ID 83350, in and to said real property legally described as follows: *116 N River Island Rd*

Handwritten: Hanks **Parcel 1:**

Township 7 South, Range 25 East, Boise Meridian, Minidoka County, Idaho
Section 21: W 1/2, Excluding a residence located in the S 1/2 NE 1/4
NE 1/4 SW 1/4

Handwritten: Youngs **Parcel 2:**

E 1/2 of S 27, Township 7 South, Range 25 East, Boise Meridian, Minidoka County, Idaho.

IN WITNESS WHEREOF, I have set my hand hereto this 10 day of March, 2008.

Mountain View Land Limited Partnership

General Partner
S & B Management, L.C.

By: *St Whitesides*
Steven Whitesides, Co-Operating Manager

By: *Brandon Whitesides*
Brandon Whitesides, Co-Operating Manager

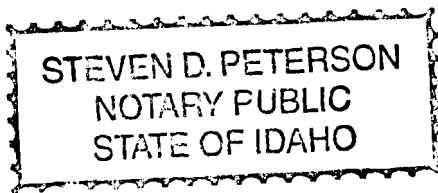
Instrument # 497715

MINIDOKA COUNTY, RUPERT, IDAHO
7-14-2008 01:00:13 No. of Pages: 4
Recorded for : BRENT WHITESIDES
DUANE SMITH Fee: 12.00
Ex-Officio Recorder Deputy *lil*

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 10 day of March, 2008, before me, a Notary Public in and for said county and state, personally appeared STEVEN WHITESIDES, known to me to be the Co-Operating Manager of S & B Management, L.C. 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 same day and year in this certificate first above written.

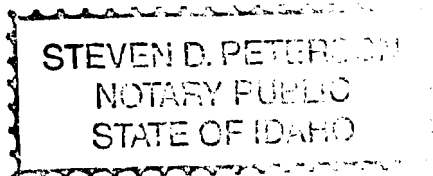


Steven D. Fisher
NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls, ID
My Commission Expires: 5-2-2012

STATE OF IDAHO)
) ss.
County of Twin Falls)

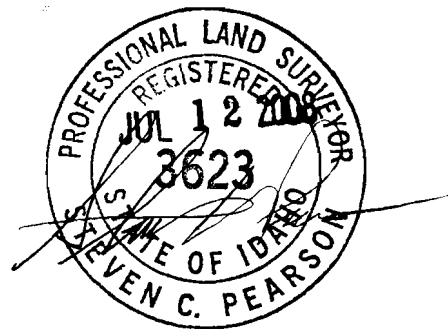
On this 10 day of MARCH, 2008, before me, a Notary Public in and for said county and state, personally appeared BRANDON WHITESIDES, known to me to be the Co-Operating Manager of S & B Management, L.C. whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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



Steven D. Parker
NOTARY PUBLIC FOR IDAHO
Residing at: TWIN Falls, ID
My Commission Expires: 5-2-2022

July 12, 2008
JOB # 8550-08B1
BRENT WHITESIDES SURVEY



PARCEL 1

L E G A L D E S C R I P T I O N

Part of the W $\frac{1}{2}$ of Section 21 of Township 7 South, Range 25 East of the Boise Meridian, Minidoka County, State of Idaho.

Beginning at the South $\frac{1}{4}$ section corner of Section 21 of T.7 S., R.25 E., B.M. said corner marked by a 5/8" rebar; Thence North 00 degrees 11 minutes 26 seconds West for a distance of 2211.63 feet to the Point of Beginning;

THENCE South 89 degrees 42 minutes 44 seconds West for a distance of 20.00 feet to a $\frac{1}{2}$ " rebar;

THENCE South 89 degrees 42 minutes 44 seconds West for a distance of 314.80 feet to a $\frac{1}{2}$ " rebar;

THENCE South 50 degrees 05 minutes 14 seconds West for a distance of 164.30 feet to a $\frac{1}{2}$ " rebar;

THENCE South 88 degrees 07 minutes 05 seconds West for a distance of 111.67 feet to a $\frac{1}{2}$ " rebar;

THENCE North 00 degrees 01 minutes 44 seconds West for a distance of 226.59 feet to a $\frac{1}{2}$ " rebar;

THENCE North 86 degrees 48 minutes 59 seconds East for a distance of 59.42 feet to a $\frac{1}{2}$ " rebar;

THENCE South 57 degrees 10 minutes 31 seconds East for a distance of 68.45 feet to a $\frac{1}{2}$ " rebar;

THENCE South 88 degrees 06 minutes 22 seconds East for a distance of 435.70 feet to a $\frac{1}{2}$ " rebar;

THENCE South 88 degrees 06 minutes 22 seconds East for a distance of 20.01 feet to the east line of the W $\frac{1}{2}$ of Section 21;

THENCE South 00 degrees 11 minutes 26 seconds East along the east line of the W $\frac{1}{2}$ of Section 21 for a distance of 66.96 feet to the Point of Beginning.

Said property contains 1.51 acres more or less and TOGETHER WITH and SUBJECT TO a 20 foot wide Access and Utility Easement more particularly described as follows: Beginning at the South $\frac{1}{4}$ section corner of Section 21 of T.7 S., R.25 E., B.M. said corner marked by a 5/8" rebar which shall be the Point of Beginning;

THENCE North 86 degrees 41 minutes 09 seconds West along the south line of Section 21 for a distance of 20.04 feet;

THENCE North 00 degrees 11 minutes 26 seconds West for a distance of 2350.36 feet;

(CON'T)

July 12, 2008
JOB # 8550-08B1
BRENT WHITESIDES SURVEY

PARCEL 1 (CON'T)
PAGE 2

THENCE North 85 degrees 14 minutes 27 seconds West for a distance of 43.96 feet;

THENCE South 87 degrees 52 minutes 25 seconds West for a distance of 309.52 feet;

THENCE South 79 degrees 29 minutes 20 seconds West for a distance of 54.38 feet ;

THENCE South 43 degrees 38 minutes 40 seconds West for a distance of 42.79 feet;

THENCE South 01 degrees 02 minutes 42 seconds East for a distance of 37.49 feet;

THENCE South 25 degrees 22 minutes 08 seconds East for a distance of 93.88 feet;

THENCE South 06 degrees 24 minutes 39 seconds East for a distance of 35.13 feet;

THENCE South 50 degrees 05 minutes 14 seconds West for a distance of 23.98 feet;

THENCE North 06 degrees 24 minutes 39 seconds West for a distance of 45.03 feet;

THENCE North 25 degrees 22 minutes 08 seconds West for a distance of 94.85 feet;

THENCE North 01 degrees 02 minutes 42 seconds West for a distance of 50.02 feet;

THENCE North 43 degrees 38 minutes 40 seconds East for a distance of 57.47 feet;

THENCE North 79 degrees 29 minutes 20 seconds East for a distance of 62.32 feet;

THENCE North 87 degrees 52 minutes 25 seconds East for a distance of 312.18 feet;

THENCE South 85 degrees 14 minutes 27 seconds East for a distance of 63.51 feet to the east line of the W $\frac{1}{2}$ of Section 21;

THENCE South 00 degrees 11 minutes 26 seconds East along the east line of the W $\frac{1}{2}$ of Section 21 for a distance of 2369.93 feet to the Point of Beginning.

Said property is subject to any other easements or right of ways, existing or of record.

PREPARED BY:
Desert West Land Surveys
1751 Overland Ave.
Burley, Idaho 83318