

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

RECEIVED
FEB 17 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 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)
<u>47-16831</u>					

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 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)

C. E. Brackett Cattle Co

P. O. Box 111

Rogerson, ID 83302

4. New Owner/Claimant(s)

Swager Farms, LLLP

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2867 North 3000 East 1707 E 3800 N.

City, State and ZIP Code

Twin Falls, ID 83316

New Telephone Number

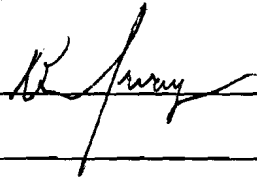
(208) 543-2058 543-4578

Email: _____

5. Date you acquired the property
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)  Limited Partner
(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 _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

67-26-86

TWIN FALLS COUNTY

Recorded For

TITLEEFFECT

4:20:59 pm

02-12-2009

2009-002888

No. Pages: 3

Fee: \$ 9.00

KRISTINA GLASCOCK

County Clerk

Deputy: RHTF

WARRANTY DEED

C.E. BRACKETT CATTLE CO., an Idaho corporation, Grantor, hereby conveys, grants, and warrants to **SWAGER FARMS, LLLP**, an Idaho limited liability limited partnership, Grantee, whose address is ~~3772 North 1300 East~~, Buhl, Idaho 83316, for good and valuable consideration, the following described real property, to-wit:

* 1707 E. 3800 N.

PARCEL 1:

Township 12 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho

Section 4: E $\frac{1}{2}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$

Less a parcel of land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4 being more particularly described as follows:

COMMENCING at the Southeast corner of Section 4, said point lies South 00°49'45" West 2,597.10 feet from the East Quarter corner of Section 4;

THENCE North 00°49'45" East 872.16 feet along the East boundary of Section 4;

THENCE North 89°10'15" West 36.13 feet to the center of County Road 3000 East and being the REAL POINT OF BEGINNING;

THENCE North 89°10'15" West 76.33 feet;

THENCE North 23°06'40" West 66.26 feet;

THENCE North 26°14'02" West 96.69 feet;

THENCE North 31°09'49" West 106.71 feet;

THENCE North 34°21'35" West 88.57 feet;

THENCE North 36°53'37" West 61.81 feet;

THENCE North 40°01'08" West 38.07 feet;

THENCE South 89°10'15" East 301.05 feet to the center of County Road 3000 East;

THENCE South 01°36'12" East 387.58 feet along the center of County Road 3000 to the REAL POINT OF BEGINNING.

SUBJECT TO Twin Falls County Highway right of way.

PARCEL 2:

Township 12 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho

Section 9: N $\frac{1}{2}$ NE $\frac{1}{4}$

Less a parcel of land in Section 9 commencing at the Northeast corner of said Section 9;

THENCE South 00°44' East along the east boundary of Section 9 for a distance of 749.57 feet to the TRUE POINT OF BEGINNING;

THENCE South 89°16' West for a distance of 622.29 feet;

THENCE South 00°44' East parallel to the East boundary of Section 9 for a distance of 495.89 feet;

THENCE South 88°00'35" East for a distance of 622.98 feet to a point on the east boundary of Section 9, said point being North 00°44' West 1409.99 feet from the East quarter corner of Section 9;

THENCE North 00°44' West along the east boundary of Section 9 for a distance of 525.49 feet to the TRUE POINT OF BEGINNING

SUBJECT TO: Twin Falls County Highway Right of Way.

PARCEL 3:

Township 12 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho

Section 4: A parcel of land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4 being more particularly described as follows:

COMMENCING at the Southeast corner of Section 4, said point lies South 00°49'45" West 2,597.10 feet from the East Quarter corner of Section 4;

THENCE North 00°49'45" East 872.16 feet along the East boundary of Section 4;

THENCE North 89°10'15" West 36.13 feet to the center of County Road 3000 East and being the REAL POINT OF BEGINNING;

THENCE North 89°10'15" West 76.33 feet;

THENCE North 23°06'40" West 66.26 feet;

THENCE North 26°14'02" West 96.69 feet;

THENCE North 31°09'49" West 106.71 feet;

THENCE North 34°21'35" West 88.57 feet;

THENCE North 36°53'37" West 61.81 feet;

THENCE North 40°01'08" West 38.07 feet;

THENCE South 89°10'15" East 301.05 feet to the center of County Road 3000 East;

THENCE South 01°36'12" East 387.58 feet along the center of County Road 3000 to the REAL POINT OF BEGINNING.

SUBJECT TO Twin Falls County Highway right of way.

SUBJECT TO taxes and assessments for the year 2008 and all subsequent years, and SUBJECT TO any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantor covenants to the Grantee that Grantor is the owner in fee simple of said premises; that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record or apparent, and that Grantor will warrant and defend the same from all lawful claims.

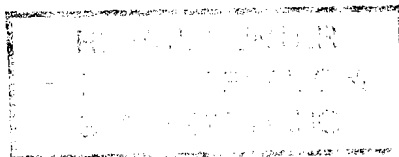
IN WITNESS WHEREOF, the Grantor has executed this instrument on this 4th day of Feb, 2008. 2008

C.E. BRACKETT CATTLE CO.

By Chester Earl Brackett
Chester Earl Brackett, President

STATE OF IDAHO)
: ss.
COUNTY OF TWIN FALLS)

On this 4th day of Feb, 2008, before me, the undersigned, a Notary Public for Idaho, personally appeared CHESTER EARL BRACKETT, known or identified to me to be the President of C.E. BRACKETT CATTLE CO., the corporation that executed the foregoing instrument, and acknowledged to me that he executed the same on behalf of said corporation.



Ben J. [Signature]
Notary Public for Idaho
My Commission Expires on 4-28-10