

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)
WR 35-2787	<i>adjudicated</i>				
WR 35-13211					
35-2861					
WR 35-7025					

SUPPORT DATA

IN FILE # 35-2787

RECEIVED

NOV 03 2008

Department of Water Resources
Eastern Region

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)

MICKELSON PROPERTIES LLC
1050 W. RIVERVIEW DR
IDAHO FALLS, ID 83401

4. New Owner/Claimant(s)

MIDNIGHT SUN, INC.

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

C/O CHARLES W. BRYAN, V.P.
P.O. Box 53

New Mailing Address

City, State and ZIP Code

NAMPA, ID 83653

New Telephone Number

(208) 466-0419

Email: charles.bryan@

ubs.com

5. Date you acquired the property

6/02/06

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)

[Signature]V. P.

(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 BMK
 Received by BMK
 Processed by AJ

Date 11/3/08
 Date 11/3/08
 Date 11/3/08

Receipt Amt. 100.00
 Receipt No. E034574
 WR Date

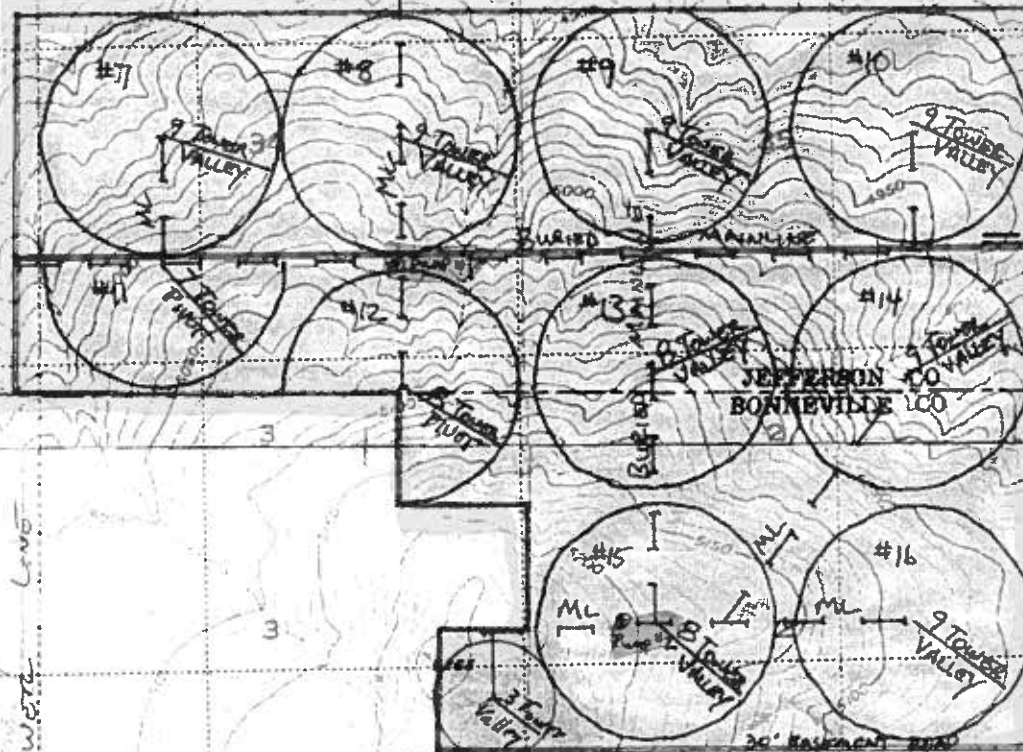
Subject Plat Map



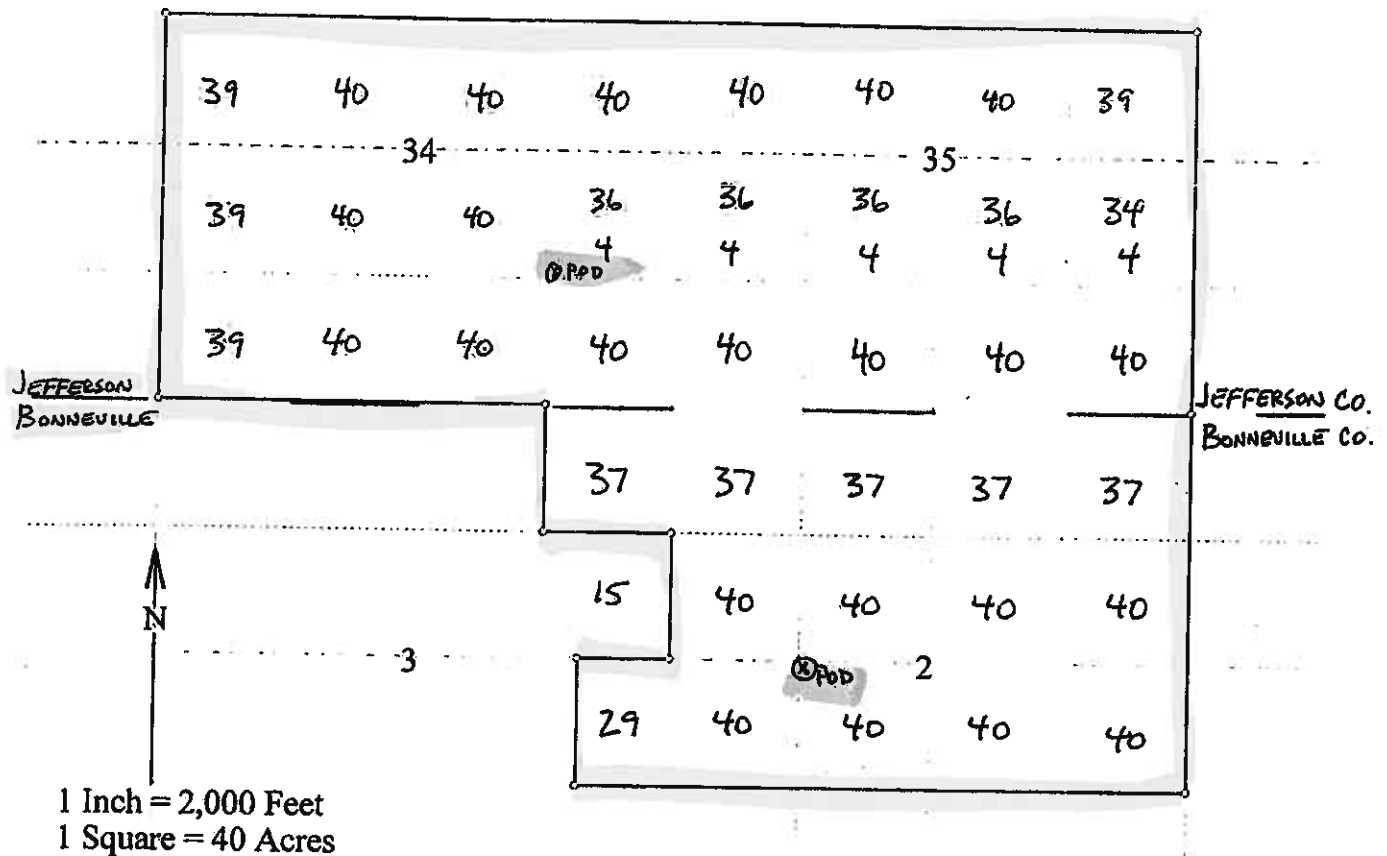
Farm Credit Services

TP	3/4 N	RGE	36 E
↑	Bonneville/JEFFERSON COUNTY		
N	Idaho STATE		
SCALE	1" = 2,000'		
PLATTED BY	VERIFIED		
TITLE REPORT DESCRIPTION			
VERIFIED BY			

Purple - Irrigated Crop
 Blue - Dry Crop
 Red - Roads/WASTE



Water Right Place Of Use



WATER RIGHT	PRIORITY	CFS	STAGE	SOURCE
35-2787	07/21/1965	6.14	Decree	Groundwater
35-13211	04/23/1968	0.21	Decree	Groundwater
*NOTE: The above water rights are limited to a combined diversion rate of 6.14 CFS over 734 Acres.				
35-2861	02/01/1967	6.96	Decree	Groundwater
35-7025	05/14/1968	1.60	License	Groundwater
*NOTE: The above water rights are limited to a combined diversion rate of 6.96 CFS over 769 Acres.				



IDWD
Order No. 20-41258

349156
Microfilm No. _____
June 2, 2006
At 2:12 O'clock P M

CHRISTINE BOULTER
Jefferson Co. Recorder
Fee \$ 6.00 MA Deputy
Recorded at Request of
AmeriTitle

WARRANTY DEED

For Value Received,

Mickelsen Properties LLC, an Idaho Limited Liability Company

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Midnight Sun Inc., a Delaware Corporation

GRANTEE(s), whose address is: 242 Trumbull Street, Hartford, CT 06103

the following described real property, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Mickelsen Properties LLC

BY: Mark Mickelsen

Mark Mickelsen, Managing Member

STATE OF IDAHO)

)ss

COUNTY OF Bonneville)

On this 2nd day of JUNE, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Mark Mickelsen as Manager of Mickelsen Properties LLC a Limited Liability Company, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same in such capacity.

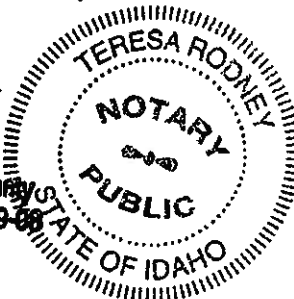
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this instrument first above written.

Teresa Rodney
Notary Public for

Residing at:

Commission Expires:

Residing In Jefferson County
Commission Expires: 08-19-08



6.2.06 2:12 pm

Exhibit "A"

**Township 4 North, Range 36 East of the Boise Meridian, County of Jefferson,
State of Idaho.**

Section 34: S1/2; S1/2 N1/2

Section 35: S1/2; S1/2 N1/2

1225825 JUN 2 '06 PM 2 45



IDWD
Order No. #0-41258

WARRANTY DEED

INSTRUMENT NO.	1225825
DATE	6-2-06
INST. CODE	245
IMAGED PGS	68
FEE	
STATE OF IDAHO) ss	
COUNTY OF BONNEVILLE)	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<i>[Signature]</i>
Deputy	
Request of	AMT

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TO HAVE AND TO HOLD the premises with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments and that they will warrant and defend the same from all lawful claims whatsoever.

Mickelsen Properties LLC

BY: *[Signature]*
Mark Mickelsen, Managing Member

STATE OF IDAHO)
)ss
COUNTY OF Bonneville)

On this 2nd day of June, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Mark Mickelsen as Manager of Mickelsen Properties LLC a Limited Liability Company, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same in such capacity.

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

[Signature]
Notary Public for
Residing at:
Commission Expires:

Residing in Jefferson County
Commission Expires: 08-19-08

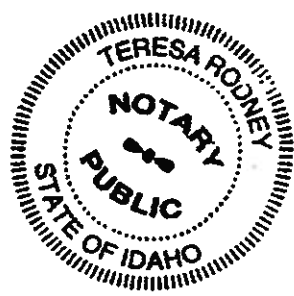


Exhibit "A"

Township 3 North, Range 36 East of the Boise Meridian, County of Bonneville, State of Idaho:

Section 2: Lots 1, 2, 3 and 4; S1/2 N1/2; NW1/4 SE 1/4; N1/2 SW 1/4 and NE 1/4 SE 1/4.

Section 3: Lot 1; NE1/4 SE1/4.

LESS THE FOLLOWING:

Beginning at the Northeast Corner of the Northeast Quarter of the Southeast Quarter of Section 3, Township 3 North, Range 36 East of the Boise Meridian, County of Bonneville, State of Idaho; and running West approximately 957 feet along the North line of said Northeast Quarter of the Southeast Quarter to a point which is 363 feet East of the Northwest Corner of said Northeast Quarter of the Southeast Quarter which point is the TRUE POINT OF BEGINNING;

**Thence: South 1,320 feet, more or less, to the South line of said NE1/4 SE1/4;
Thence: West 363 feet, more or less, to the West Boundary of said NE1/4 SE1/4; Thence: North 1,320 feet, more or less, along the West boundary of said NE1/4 SE1/4 to the Northwest Corner of said NE1/4 SE1/4;
Thence: East 363 feet, more or less, to the Point of Beginning.**

**MIDNIGHT SUN, INC.
VOTE OF
BOARD OF DIRECTORS**

January 18, 2006

The following vote has been passed and adopted by the Board of Directors of Midnight Sun, Inc. on January 18, 2006.

VOTED: That the following persons be, and they hereby are, elected to the indicated offices of the Corporation to serve until a successor officer is appointed:

James B. McCandless	President, Treasurer
R. Brian Webb	Senior Vice President
George E. Schwab	Senior Vice President
Kim E. Morgan	Vice President
Michael P. Septer	Vice President
J. Scott Haffner	Vice President
Charles W. Bryan, Jr.	Vice President
Rose Marie Beaulieu	Secretary
Elaina Forsell	Controller

VOTED: That the President, Treasurer, and Senior Vice President acting severally or in combination with one or more of the others are hereby authorized to execute the following documents on behalf of the Corporation provided a separate vote authorizes the specific transaction:

Real Estate Purchase Agreements
Real Estate Sale Listing Agreements
Real Estate Sale Agreements

VOTED: That all of the above named officers acting severally or in combination with one or more of the others are hereby authorized to execute the following documents on behalf of the Corporation, without further authorization:

Farm Lease and Security Agreements
Farm Management Service Agreements
Uniform Commercial Code Forms
U.S. Department of Agriculture Documents
U.S. Farm Services Agency
Commodity Credit Corporation Documents
Oil and Gas Leases, Geothermal Leases, and Mineral Leases
Federal, State, and Private Irrigation District Documents
Federal Bureau of Reclamation Documents


James B. McCandless, Director


George E. Schwab, Director


R. Brian Webb, Director