

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

RECEIVED

SEP 21 2007

**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.

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.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>45-13854</u>	<u> </u>	<u> </u>	<u>45-2606A</u>	<u> </u>	<u> </u>
<u>45-2356A</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>45-2534A</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>45-2377B</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>45-2685</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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 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 OF PROPERTY** or **SURVEY MAP**.

Name and Address of Former Owner/Claimant(s) Lamar Sanders and Luana G. Sanders
549 West 800 South
Burley, ID 83318

New Owner/Claimant(s) Big Sky Dairy, a general partnership
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 2395 South 1500 East

City, State and ZIP Code Gooding, ID 83330

New Telephone Number ()

Date you acquired the property September 13, 2007

SUPPORT DATA

IN FILE # 45-2356A

5. Date you acquired the property _____

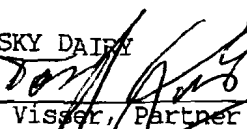
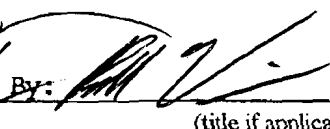
6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water 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.

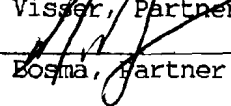
7. Signature(s) of New Owner(s) or Claimant(s)

BIG SKY DAILY

By:  By: 

Tony Visser, Partner

(title if applicable)

By: 

Russell Visser, Partner

Mike Bosma, Partner

(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 _____

WARRANTY DEED

CASSIA COUNTY

#43705

For Value Received

RECORDED FOR:
LAND TITLE & ESCROW
2:18:15 pm 09-14-2007
2007-318219

NO. PAGES: 3 FEE: \$9.00
LARRY A. MICKELSEN
COUNTY CLERK
DEPUTY: VIKI

LaMar Sanders and Luana G. Sanders, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Big Sky Dairy, a general partnership
Address: 2395 South 1500 East
Gooding, Idaho 83330

RECEIVED

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: SW $\frac{1}{4}$, EXCEPTING THEREFROM the following described tracts:

Tract No. 1:

Beginning at the South $\frac{1}{4}$ section corner of said Section 32, said corner marked by a U. S. General Land Office iron pipe with brass cap which shall be the Point Of Beginning;
Thence South 89°42'44" West along the south section line for a distance of 781.15 feet to a $\frac{1}{2}$ inch rebar;
Thence North 00°04'36" East for a distance of 50.00 feet to a $\frac{1}{2}$ inch rebar;
Thence North 00°04'36" East for a distance of 27.95 feet;
Thence along a non-tangent curve to the left for a distance of 1065.09 feet, said curve having a radius of 1369.52 feet and a central angle of 44°33'35" and a long chord bearing of North 44°36'37" East for a distance of 1038.45 feet;
Thence North 89°42'44" East for a distance of 27.84 feet to a $\frac{1}{2}$ inch rebar;
Thence North 89°42'44" East for a distance of 25.00 feet to a $\frac{1}{2}$ rebar on the East line of the SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence South 00°04'36" West along said line for a distance of 788.57 feet to a $\frac{1}{2}$ inch rebar;
Thence South 00°04'36" West continuing along said line for a distance of 25.00 feet to the Point of Beginning.

Tract No. 2:

Beginning at the S $\frac{1}{4}$ section corner of said Section 32, said corner marked by a U.S. General Land Office iron pipe with brass cap on top; Thence North 00°05'50" East along the East line of the SW $\frac{1}{4}$ for a distance of 1793.97 feet to the Point of Beginning;
Thence North 39°31'21" West for a distance of 24.15 feet to a $\frac{1}{2}$ inch rebar;
Thence North 39°31'21" West for a distance of 1087.89 feet to a $\frac{1}{2}$ inch rebar on the North line of the SW $\frac{1}{4}$;
Thence North 89°47'30" East along said line for a distance of 709.15 feet to the Center $\frac{1}{4}$ section corner marked by a $\frac{5}{8}$ inch rebar;
Thence South 00°05'50" West along the East line of the SW $\frac{1}{4}$ for a distance of 860.38 feet to the Point of Beginning.

Tract No. 3:

A perpetual non-exclusive easement for ingress and egress for the benefit of Tract No. 2, more particularly described as follows:

Beginning at the S¼ section corner of said Section 32, said corner marked by a U.S. General Land Office iron pipe with brass cap on top which shall be the Point of Beginning;
Thence South 89°44'08" West along the South section line for a distance of 25.00 feet;
Thence North 00°05'50" East for a distance of 1824.33 feet;
Thence South 39°31'21" East for a distance of 15.05 feet to a ½ inch rebar;
Thence South 39°31'21" East for a distance of 24.15 feet to the East line of the SW¼;
Thence South 00°05'50" West along said line for a distance of 1793.97 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to any and all water rights associated with State of Idaho, Department of Water Resources Water Right Nos. 45-13854, 45-2356A, 45-2534A, 45-2377B, 45-2685 and 45-2606A.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2007 and subsequent years.

Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.

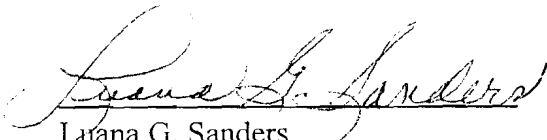
Reservation contained in State of Idaho Deeds dated August 8, 1994 and recorded August 11, 1994 as Instrument No. 232449, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: September 14th, 2007



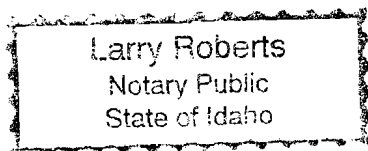
LaMar Sanders

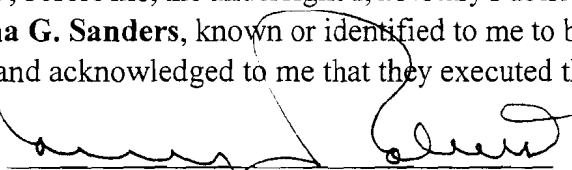


Luana G. Sanders

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 14th day of **September, 2007**, before me, the undersigned, a Notary Public in and for said State, personally appeared **LaMar Sanders and Luana G. Sanders**, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.





Notary Public
Residing at: Burley, ID
My Commission expires: 6-30-09

Send Tax Notice to:
Big Sky Dairy
P. O. Box 407
Jerome, ID 83338

43470

RECEIVED

SEP 21 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

316542

WARRANTY DEED

FOR VALUE RECEIVED,

BEUS LAND & CATTLE, LLC, an Idaho limited liability company, hereinafter the "Grantor", does hereby grant, bargain, sell and convey unto **BIG SKY DAIRY**, an Idaho general partnership, hereinafter the "Grantee", the following described premises located in Cassia County, Idaho, to wit:

PARCEL A:

TOWNSHIP 12 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 5: W $\frac{1}{2}$ and NE $\frac{1}{4}$,

EXCEPTING THEREFROM the following described parcel of land:

Beginning at the N $\frac{1}{4}$ section corner of said Section 5, said corner marked by a U.S. General Land Office iron pipe with brass cap on top; Thence North 89°43'38" East along the North section line for a distance of 148.20 feet to the Point of Beginning;
Thence North 89°43'38" East continuing along said line for a distance of 30.00 feet;
Thence South 01°07'33" West for a distance of 38.08 feet to a $\frac{1}{2}$ inch rebar;
Thence South 01°07'33" West for a distance of 1273.00 feet to a $\frac{1}{2}$ inch rebar;
Thence South 89°23'53" East for a distance of 462.92 feet to a $\frac{1}{2}$ inch rebar;
Thence South 01°18'39" West for a distance of 603.36 feet to a $\frac{1}{2}$ inch rebar;
Thence South 51°15'31" West for a distance of 233.09 feet to a $\frac{1}{2}$ inch rebar;
Thence North 89°23'53" West for a distance of 404.84 feet to a $\frac{1}{2}$ inch rebar;
Thence North 01°05'43" East for a distance of 238.61 feet to a $\frac{1}{2}$ inch rebar;
Thence South 89°23'53" East for a distance of 92.91 feet to a $\frac{1}{2}$ inch rebar;
Thence North 01°07'33" East for a distance of 1782.56 feet to a $\frac{1}{2}$ inch rebar;
Thence North 01°07'33" East for a distance of 40.57 feet to the Point of Beginning.

AND

PARCEL B:

TOWNSHIP 12 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

WARRANTY DEED - 1

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Section 5: SE¼

Together with all water rights appurtenant thereto, including but not limited to:

Water Right No. 45-2356A
Water Right No. 45-2377B
Water Right No. 45-2534A
Water Right No. 45-2606A
Water Right No. 45-2685
Water Right No. 45-13854

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs, successors and assigns forever. The said Grantor does hereby covenant to and with the said Grantee, that it is the owner of said premises; that it will warrant and defend the same from all lawful claims whatsoever, except as hereinabove specifically provided, and the specific exceptions listed below:

1. Taxes for 2007 and subsequent years, a lien, but not yet due or payable.
2. Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.
3. Power Line Easement from Clarence R. Campbell and Elna S. Campbell, his wife, to Idaho Power Company, a corporation, dated June 30, 1953 and recorded April 8, 1955 as Instrument No. 185764 in Book 15 of Miscellaneous, Page 243, records of Cassia County, Idaho, over and across the W¼NE¼ of Section 5, Township 12 South, Range 22 East of the Boise Meridian.
4. Power Line Easement from Lamar Sanders and Luana G. Sanders, his wife, to Idaho Power Company, a corporation, dated January 20, 1975 and recorded April 10, 1975 as Instrument No. 82434 on Film No. 94, records of Cassia County, Idaho, granting a right of way and easement over and across the South 100 feet of the SW¼NW¼SW¼NE¼ and the North 100 feet of the NW¼SW¼SW¼NE¼ of Section 5, Township 12 South, Range 22 East of the Boise Meridian.
5. Agreement on Assignment of Water between Elmer Lamar Sanders and Luana G. Sanders, husband and wife, parties of the first part, and Elmer S. Sanders and Hazel A. Sanders, husband and wife, parties of the second part, dated April 18, 1975 and recorded April 21, 1975 as Instrument No. 82798 on Film No. 95, records of Cassia County, Idaho.
6. Deed Granting Easement executed by Steven Lamar Sanders, General Partner of Sanders Farms, L. P., Grantor to E. Lamar Sanders and Luana Sanders, husband and wife, Grantee, dated April 23, 2001 and recorded April 23, 2001 as Instrument No. 274567,

records of Cassia County, Idaho.

AGREEMENT SUBJECTING MORTGAGE TO EASEMENT, dated April 9, 2001 and recorded April 23, 2001 as Instrument No. 274568, records of Cassia County, Idaho.

7. Easement disclosed by Partial Release dated March 3, 2003 and recorded April 25, 2003. as Instrument No. 288301, records of Cassia County, Idaho.

DATED THIS 15th day of June, 2007.

"GRANTOR"

BEUS LAND & CATTLE, LLC
an Idaho company

Jeffrey E. Beus
JEFFREY E. BEUS, Manager

316542

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN

RECORDER
900
DEPUTY

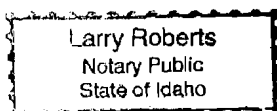
2007 JUN 18 PM 3 03

RECORDED AT THE OFFICE OF
LAND TITLE & ESTATE

STATE OF IDAHO)
)ss.
County of Cassia)

On this 15th day of June, 2007, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JEFFREY E. BEUS, Manager of Beus Land & Cattle, LLC, an Idaho limited liability company, known to me to be such manager and the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of the company.

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



Larry Roberts
NOTARY PUBLIC for Idaho
Residing at: Burley, ID
Commission Expires: 6.30.09