

DEV
RECEIVED
AUG 20 2004
Department of Water Resources
Eastern Region

**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 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
✓ 31-00011					
✓ 31-00012A					
31-11416 done					
✓ 31-00302A					

DEPARTMENT OF WATER RESOURCES

AUG 27 2004

RECEIVED

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 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**.

3. Name and Address of Former Owner/Claimant(s) Mickleson Properties, LLC
P.O. 438, Rigby, Idaho 83442
4. New Owner/Claimant(s) 4 Creeks Land & Livestock, LLC.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 5087 Rees Road
- City, State and ZIP Code Island Park, Idaho 83429
- New Telephone Number (602) 684-2147
5. Date you acquired the property June 30, 2004



please send
copy to:

WILLIAM R. FORSBERG
Attorney at Law

Law Firm of Forsberg & Dummer, Chtd

49 Professional Plaza
Rexburg, Idaho 83440
Email: wforberg@cableone.net

Phone: (208) 356-7474
(888) 356-7474
Fax: (208) 656-0010

SUPPORT DATA

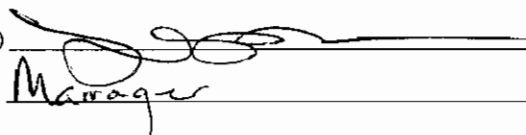
IN FILE # 31-11

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 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (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 _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (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)


Manager

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 gc Date 8-23-04 Fee \$ 175-
 Receipted by gc Date 8-23-04 Receipt No. E 030163
 Processed by _____ AJ Date _____ WR _____ Date _____

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

RECEIVED
 AUG 20 2004
 Department of Water Resources
 Eastern 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.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
~~A31-10140~~					
31-00304					
31-10140					

Department of Water Resources

RECEIVED
 AUG 27 2004

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 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**.

3. Name and Address of Former Owner/Claimant(s) Mickelsen Farm Partnership
- P.O. Box 438, Rigby, Idaho 83442
4. New Owner/Claimant(s) 4 Creeks Land & Livestock, LLC.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 5087 Rees Road
- City, State and ZIP Code Island Park, Idaho 83429
- New Telephone Number (602) 684-2147
5. Date you acquired the property June 30, 2004

SUPPORT DATA

IN FILE # 31-11

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 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.

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Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (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)

[Handwritten Signature]
Manager

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 GC Date 8-23-04 Fee \$ 175 -
 Received by GC Date 8-23-04 Receipt No. E030163
 Processed by _____ AJ Date _____ WR _____ Date _____

WARRANTY DEED

For Value Received, Johnnie D. Burr and Jolynne B. Burr, as trustees in trust for the Johnnie and Jolynne Burr Trust, the grantors, do hereby grant, bargain, sell and convey unto 4 Creeks Land and Livestock, LLC, an Idaho Limited Liability Company of 3916 East June Street, Mesa, Arizona, 85205, Grantee, and to Grantee's successors and assigns forever, all of the following described real estate located in Clark County, Idaho:

Township 12 North, Range 37 East of the Boise Meridian, Clark County, Idaho.

Section 13: SE $\frac{1}{4}$ SE $\frac{1}{4}$
W $\frac{1}{2}$ SW $\frac{1}{4}$
SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 14: NW $\frac{1}{4}$ NE $\frac{1}{4}$
NE $\frac{1}{4}$ NW $\frac{1}{4}$
S $\frac{1}{2}$ NW $\frac{1}{4}$
S $\frac{1}{2}$

Section 15: E $\frac{1}{2}$
E $\frac{1}{2}$ W $\frac{1}{2}$

Section 22: NE $\frac{1}{4}$
E $\frac{1}{2}$ NW $\frac{1}{4}$
SE $\frac{1}{4}$ lying North of the County Road right of way
E $\frac{1}{2}$ SW $\frac{1}{4}$ lying North of the County Road right of way

Section 23: N $\frac{1}{2}$
NE $\frac{1}{4}$ SE $\frac{1}{4}$

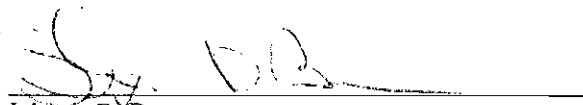
Section 24: NW $\frac{1}{4}$ SE $\frac{1}{4}$
N $\frac{1}{2}$ lying West of Spring Creek

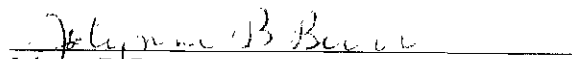
Township 12 North Range 38 East of the Boise Meridian, Clark County, Idaho

Section 18: Government Lots 2, 3, and 4 lying North and West of Spring Creek SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North and West of Spring Creek

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements hereditaments and appurtenances thereto. And the said Grantors do hereby covenant for themselves their heirs and assigns to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 18th day of August, 2004.

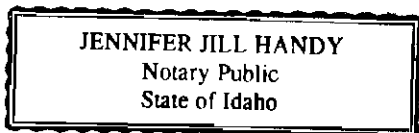

Johnnie D. Burr


Jolynne B. Burr

STATE OF IDAHO)
) ss
County of Madison)

On this 18 day of August, 2004, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Johnnie D. Burr and Jolynne B. Burr, known to me to be the persons whose names are subscribed to the within and foregoing instrument and acknowledged to me that they 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.



Jennifer J. Handy

Notary Public for Idaho
Residing at: *Perdue, L.D.*
My Commission Expires: *9-18-09.*

LIMITED LIABILITY COMPANY WARRANTY DEED

MICKELSEN PROPERTIES, LLC, a Limited Liability Company under the laws of the State of Idaho, having been duly authorized by and in accordance with its Articles of Organization, as **GRANTOR**, for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto **JOHNNIE D. BURR and JOLYNNE B. BURR, as Trustees for the JOHNNIE and JOLYNNE BURR TRUST**, as **GRANTEE**, whose address is 49 Antelope Drive, Springdale, ID 83440, and Grantee's successors and assigns, all of the following described real property, to-wit:

Township 12 North, Range 37 East of the Boise Meridian, Clark County, Idaho.

Section 13: SE1/4 SE1/4
W1/2 SW1/4
SW1/4 NW1/4

Section 14: NW1/4 NE1/4
NE1/4 NW1/4
S1/2 NW1/4
S1/2

Section 15: E1/2
E1/2 W1/2

Section 22: NE1/4
E1/2 NW1/4
SE1/4 lying North of the County Road right of way
E1/2 SW1/4 lying North of the County Road right of way

Section 23: N1/2
NE1/4 SE1/4

Section 24: NW1/4 SE1/4
N1/2 lying West of Spring Creek

Township 12 North, Range 38 East of the Boise Meridian, Clark County, Idaho.

Section 18: Government Lots 2, 3 and 4 lying North and West of Spring Creek
SE1/4 NW1/4 lying North and West of Spring Creek

SUBJECT TO the 2004 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for itself, and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: June 23, 2004

MICKELSEN PROPERTIES, LLC

Limited Liability Company Name

by: [Signature]
Managing Member

by: [Signature]
Managing Member

Microfilm No. **050693**
30 Day ONE 20 04
At 4:41 O'Clock P M
[Signature]
Clark Co. Recorder
Fee \$ 6

Deputy

Recorded at Request of

Free Title

AmeriTitle

STATE OF IDAHO

)
) ss
)COUNTY OF Bonneville

On June 23, 2004, before me, the undersigned, personally appeared
Suzanne Michelson & Bob Michelson
known or identified to me to be
Managing Member(s) of the limited liability company that executed the within
instrument, and acknowledged to me that such company executed the same.

Lenore J. Katri
Notary Public for the State of Idaho

Commission Expiration Date: _____





ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

FILED EFFECTIVE
JUL 22 2004
IDAHO

1. The name of the limited liability company is:

4 Creeks Land and Livestock, LLC

2. The street address of the initial registered office is:

49 Professional Plaza, Rexburg, ID 83440

and the name of the initial registered agent at the above address is:

William Forsberg

3. The mailing address for future correspondence is:

5087 Rees Road, Island Park, ID 83429

4. Management of the limited liability company will be vested in:

Manager(s) ☒ or Member(s) ☐ (please check the appropriate box)

5. If management is to be vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is to be vested in the member(s), list the name(s) and address(es) of at least one initial member.

Name	Address
<u>John Burr</u>	<u>3916 East June Street, Mesa AZ 85205</u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>

6. Signature of at least one person responsible for forming the limited liability company:

Signature: [Signature]

Typed Name: William Forsberg

Capacity: Organizer

Signature:

Typed Name:

Capacity:

Secretary of State use only

g:\corp\forms\LLC forms\startisfororganization.pdf
Revised 07/2002

IDAHO SECRETARY OF STATE
07/22/2004 05:00
CK: 887 CT: 95414 BH: 756806
1 @ 100.00 = 100.00 ORGAN LLC # 2

W 32058

6/15
21/22

15/14
22/23

14/13
23/24

new road of timber
road of timber

new road of timber

441
T713

443
T471

21/22
28/27

22/23
27/26

23/24
26/25

CTA-11

16115

77
T82

152
T336

16115
2122

15114

BLM

15114
2223

BLM.

14113

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14 13

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23 24

BLM

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18

STATE

13 18
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2324

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119

441
T289

470
T741

443
T471

2324
2625

BLM

BLM

24
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30

3

3

3

3

REC-214
LEASING
QUITCLAIM DEED
FOR
WATER RIGHTS

Microfilm No. 051885
29 Day MARCH 20 07
At 9:20 O'Clock A.M
LISA BLACK
County Clerk Recorder
Fee \$ 9.00
[Signature] Deputy
Recorded at Request of
ROBERT L. HARRIS & P.L.L.C.

THIS INDENTURE is made this 22nd day of March, 2007, between David J. Hagenbarth and James F. Hagenbarth, married men dealing with their sole and separate property, referred to herein as the "GRANTORS", and 4 Creeks Land and Livestock, LLC, an Idaho Limited Liability Company, whose mailing address is 3916 East June Street, Mesa, Arizona, 85205, referred to herein as the "GRANTEE".

WITNESSETH, that the GRANTORS, for an in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to GRANTORS, in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the GRANTEE, and to GRANTEE's successors and assigns forever, all right, title and interest now owned or hereafter acquired by the GRANTORS in all the following described Idaho water rights or portions thereof in the County of Clark, State of Idaho, to-wit:

Water Right Nos. 31-12B; 31-13B, 31-302B; 31-00015; 31-10739; 31-07648

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining, and any reversions, remainders, or rents, issues and profits therefrom.

TO HAVE AND TO HOLD the said water rights unto the GRANTEE, and to GRANTEE's successors and assigns forever.

051885

051885

STATE OF Montana)
)ss.
County of Beaverhead

On the 22nd day of March, 2007, before me, the undersigned, a notary public in and for said State, personally appeared James F. Hagenbarth known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.



[Signature]
Notary Public for Montana
Residing at: Dillon, MT
My Commission Expires: April 22, 2007

G:\WPDATA\DW\2555 - Hagenbarth Livestock\08, Four Creeks\QCD.wpd:cdv

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the GRANTORS have executed the within instrument the day and year first above written.

David J. Hagenbarth
David J. Hagenbarth

James F. Hagenbarth
James F. Hagenbarth

STATE OF Montana)
)ss.
County of Beaverhead)

On the 22nd day of March, 2007, before me, the undersigned, a notary public in and for said State, personally appeared David J. Hagenbarth known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.



Shadra D. Guindon
Notary Public for Montana
Residing at: Billings, MT
My Commission Expires: April 22, 2007

QUITCLAIM DEED

For Value Received, Mickelsen Properties, LLC, a Limited Liability Company, aka Mickelsen Farms, the grantor, does hereby quitclaim and convey unto 4 Creeks Land and Livestock, LLC, an Idaho Limited Liability Company of 3916 East June Street, Mesa, Arizona, 85205, Grantee, and to Grantee's successors and assigns forever, all of the following described real estate and water rights located in Clark County, Idaho:

Township 12 North, Range 37 East of the Boise Meridian, Clark County, Idaho.

Section 13: SE $\frac{1}{4}$ SE $\frac{1}{4}$
W $\frac{1}{2}$ SW $\frac{1}{4}$
SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 14: NW $\frac{1}{4}$ NE $\frac{1}{4}$
NE $\frac{1}{4}$ NW $\frac{1}{4}$
S $\frac{1}{2}$ NW $\frac{1}{4}$
S $\frac{1}{2}$

Section 15: E $\frac{1}{2}$
E $\frac{1}{2}$ W $\frac{1}{2}$

Section 22: NE $\frac{1}{4}$
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NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 24: NW $\frac{1}{4}$ SE $\frac{1}{4}$
N $\frac{1}{2}$ lying West of Spring Creek

Township 12 North Range 38 East of the Boise Meridian, Clark County, Idaho

Section 18: Government Lots 2, 3, and 4 lying North and West of Spring Creek SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying North and West of Spring Creek

TOGETHER with the following water rights: 31-00011; 31-00302A; 31-00304; 31-10140; 31-00012A; 31-11416.

ALSO TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements hereditaments and appurtenances thereto.

IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 27 day of December, 2006.

Microfilm No. 051892
16 Day April 2007
 At 11:25 O'Clock A M
LISA BLACK
 Clark Co. Recorder
 Fee \$ 16.00
Kessiden Deputy
 Recorded at Request of
Forsberg Law

Mark Mickelsen
 Mark Mickelsen

STATE OF IDAHO)
) ss
County of)

On this 21 day of December, 2006, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Mark Mickelsen, known or identified to me to be the managing member of the limited liability company that executed the within and foregoing instrument and acknowledged to me that such company 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.



Vicki A. Helsing
Notary Public for Idaho
Residing at: Rigby, Idaho
My Commission Expires: June 15, 2011