

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.

RECEIVED
 MAY 23 2006
 WATER RESOURCES
 WESTERN REGION

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
61-2215	_____	___	_____	_____	___
61-7007	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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)

Robert E. Phreed
Darryl M. Phreed

4. New Owner/Claimant(s)

BERANNA DAIRY

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

New Mailing Address

9166 Perch Road

City, State and ZIP Code

Caldwell, ID 83607

New Telephone Number

() _____

5. Date you acquired the property

May 4, 2006

SUPPORT DATA
 IN FILE # 61-2215

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	_____	_____

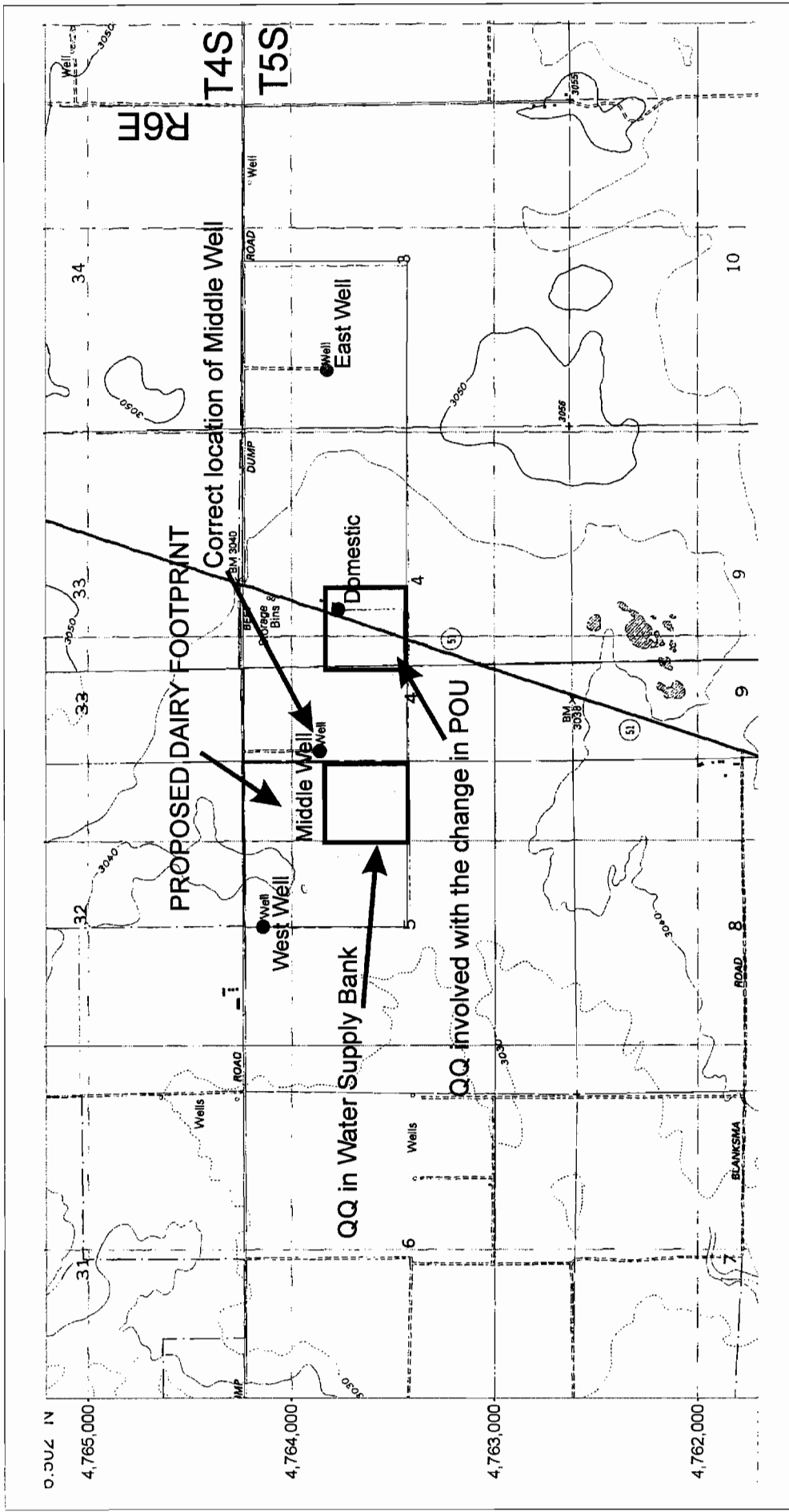
7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Source J. Lemmon Partner

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 ky Date 5/24/00 Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



Place of Use Map for Rhead Dairy Transfer - 61-2215 and 61-7007

WARRANTY DEED

FOR VALUE RECEIVED

Parcel 1: Robert C. Rhead and Marlene D. Rhead, husband and wife

Parcel 2: Daryl D. Rhead and Beth Rhead, husband and wife

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

Beranna Dairy, a California General Partnership,

GRANTEE(s) whose address is: **9166 Perch Road, Caldwell, ID 83607**

The following described real property in **ELMORE** County, Idaho to wit:

SEE ATTACHED LEGAL DESCRIPTION

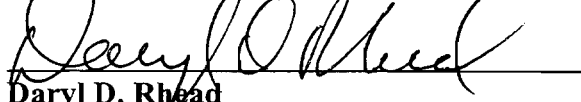
Subject to: Taxes, easements and restrictions of record.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said 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 encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

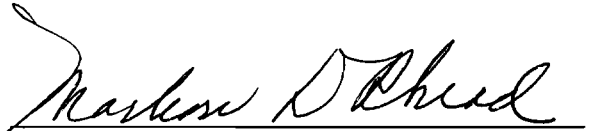
Dated: **May 1, 2006**



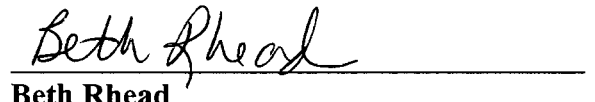
Robert C. Rhead



Daryl D. Rhead



Marlene D. Rhead



Beth Rhead

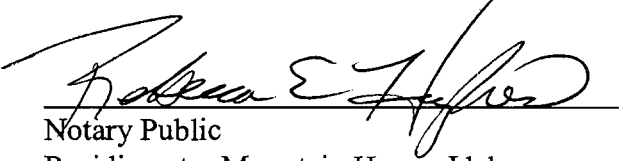
State of IDAHO
County of ELMORE

On May 4, 2006 before me, a notary public in and for said State, personally appeared **Robert C. Rhead and Marlene D. Rhead**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

State of IDAHO
County of ELMORE

REBECCA E. HUGHES
NOTARY PUBLIC
STATE OF IDAHO

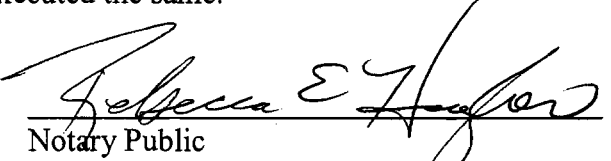

Notary Public
Residing at: Mountain Home, Idaho
Commission Expires: 11/30/10

On May 4, 2006 before me, a notary public in and for said State, personally appeared **Daryl D. Rhead and Beth Rhead**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

State of IDAHO
County of ELMORE

REBECCA E. HUGHES
NOTARY PUBLIC
STATE OF IDAHO


Notary Public
Residing at: Mountain Home, Idaho
Commission Expires: 11/30/10

LEGAL DESCRIPTION

Parcel 1:

Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 3: U.S. Government Lots 3 and 4 and the South Half of the Northwest Quarter

SAVE AND EXCEPT the North 30 feet of the Northwest Quarter.

Section 4: U.S. Government Lots 1, 2, 3 and 4, the South Half of the Northeast Quarter and the South Half of the Northwest Quarter

Subject to the State of Idaho right-of-way for State Highway No. 51 as recorded in Book 2 of Deeds to Public Highway at Page 254.

SAVE AND EXCEPT That portion of U.S. Government Lot 3 and the Southeast Quarter of the Northwest Quarter lying East of State Highway No. 51.

Section 5: U.S. Government Lots 1 and 2 and the South Half of the Northeast Quarter

Parcel 2:

Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho.

Section 4: That portion of U.S. Government Lot 3 and the Southeast Quarter of the Northwest Quarter lying East of State Highway No. 51.

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, that on this **May 1, 2006**

Robert C. Rhead and Marlene D. Rhead and Daryl D. Rhead and Beth Rhead

whose address is: 4895 North Red Horse Way, Meridian, Idaho 83642,

the party(s) of the first part, for good and valuable consideration, to me/us in hand paid by

Beranna Dairy, a California General Partnership

whose address is: 9166 Perch Road, Caldwell, Idaho 83607,

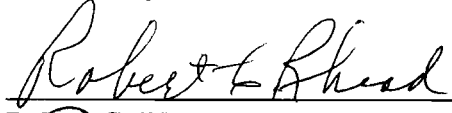
the party(s) of the second part, the receipt whereof is hereby acknowledged, do(es) by these presents Grant, Bargain, Sell and Convey unto the said party(s) of the second part, his/her/their executors, administrators and assigns

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

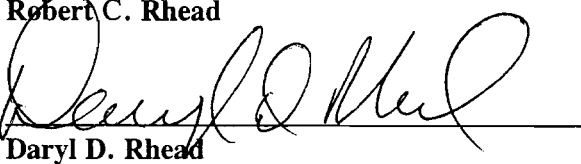
TO HAVE AND TO HOLD The same to the said party(s) of the second part, his/her/their executors, administrators and assigns, forever; and the said party(s) of the first part do(es) for his/her/their heirs, executors and administrators, covenant and agree to and with the said party(s) of the second part, his/her/their executors, administrators or assigns to WARRANT and DEFEND the sale of said property, goods and chattels hereby made, unto the said party(s) of the second part, his/her/their executors, administrators and assigns, against all and every person and persons whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said party(s) of the first party(s) hereunto set his/her/their hand(s) and seal(s) the day and year first above written.

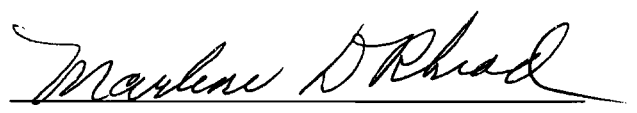
Date: **May 1, 2006**



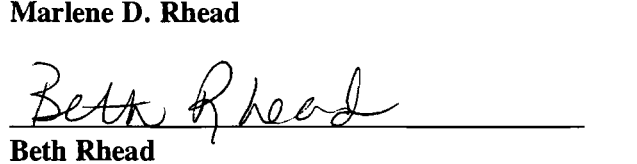
Robert C. Rhead



Daryl D. Rhead



Marlene D. Rhead



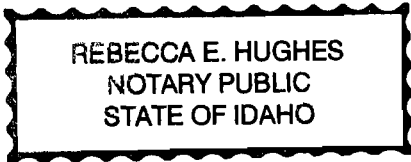
Beth Rhead

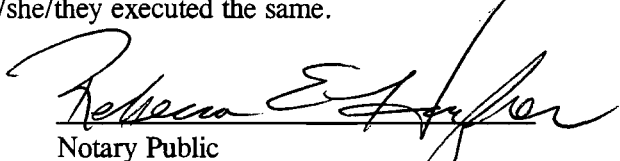
State of IDAHO
County of ELMORE

On May 4, 2006, before me, **the undersigned**, personally appeared **Robert C. Rhead and Marlene D. Rhead**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

State of IDAHO
County of ELMORE

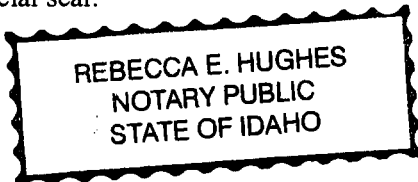


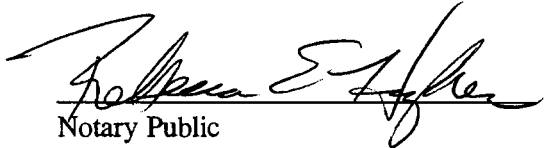


Notary Public
Residing at: Mountain Home, Idaho
Commission Expires: 11/30/10

On May 4, 2006, before me, **the undersigned**, personally appeared **Daryl D. Rhead and Beth Rhead**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.





Notary Public
Residing at: Mountain Home, Idaho
Commission Expires: 11/30/10

EXHIBIT "A"

to Bill of Sale

- **Irrigation Equipment**
- **John Deere Tractors (8640, 4540, 4640, 4020)**
- **John Deere Combine (7720)**
- **International Trucks (1973, 1975, 1979, Fuel)**
- **John Deere Disc**
- **Watts Ripper**
- **Red Chisel Plow**
- **Ace 22' Roller**
- **Wil 12 Row Cultivator**
- **Two Grain Elevators**
- **1971 Champion 24' x 56' Manufactured Home; Tax Parcel MHTR0000078400A; Title No. A 434952**
- **1974 Tamarack 14 x 60' Manufactured Home; Tax Parcel MHTR000037200A; Title No. C 287372**