

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
DEC 20 2005
 Department of Water Resources
 Southern Region

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.

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 DEPARTMENT OF
 WATER RESOURCES

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>45-7335</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)	<u>Shoulder 3 Ranches, Inc.</u> <u>P. O. Box 218</u> <u>Oakley, ID 83346</u>
New Owner/Claimant(s)	<u>Big Sky Dairy</u> Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address	<u>2395 South 1500 East</u>
City, State and ZIP Code	<u>Gooding, ID 83330</u>
New Telephone Number	<u>(208) 934-9072</u>
Date you acquired the property	<u>November 8, 2005</u>

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) BIG SKY DAIRY
(include title if applicable)

By: Tony Visser By: Russell Gregory Visser
Tony Visser, Partner Russell Gregory Visser, Partner
By: Michael Bogina
Michael Bogina, 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 [Signature] Date 12/20/05 Fee 25.00
Receipted by [Signature] Date 12/21/05 Receipt No. 5028244
Processed by _____ AJ Date _____ WR _____ Date _____

SCANNED

FEB 28 2006

305071

WARRANTY DEED

#40393

For Value Received

Shoulder 3 Ranches, Inc., an Idaho corporation

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

Big Sky Dairy, an Idaho general partnership

**Address: 2395 South 1500 East
Gooding, Idaho 83330**

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

**TOWNSHIP 12 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

RECORDED AT THE REQUEST OF
LAND TITLE & ESCROW

2005 NOV 9 AM 11 48

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE \$6.00 DEPUTY *EC*

305071

Section 23: All

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to State of Idaho, Department of Water Resources Adjudication No. 45-7335.

SUBJECT TO:

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

Taxes for 2005 and subsequent years.

Any assessments levied, or to be levied, by the Oakley Canal Company.

Assessments levied, or to be levied, by Goose Creek Irrigation District.

Easement from George Poulton and Lela Poulton, husband and wife, to Idaho Industries, Inc., dated February 24, 1961 and recorded March 7, 1961 as Instrument No. 569 on Film No. 3 in the office of the County Recorder of the County of Cassia, State of Idaho.

Power Line Easement from W. B. Whiteley and Gary Whitley, to Idaho Power Company, a corporation, dated June 14, 1978 and recorded December 14, 1978 as Instrument No. 112858 on Film No. 122, records of Cassia County, Idaho.

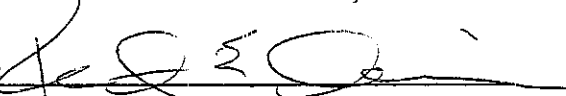
Agreement For Mainline, Ditch And Pond Easement by and between Shoulder 3 Ranches, Inc., an Idaho corporation, Grantor and Cranney Land Company, L.L.C., a limited liability company, Grantee, dated June 30, 2000 and recorded July 5, 2000 as Instrument No. 270039, records of Cassia County, Idaho.

Oakley Highway District Decision and Order Abandoning and Vacating Highway dated September 13, 2005 and recorded September 15, 2005 as Instrument No. 304135, 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.

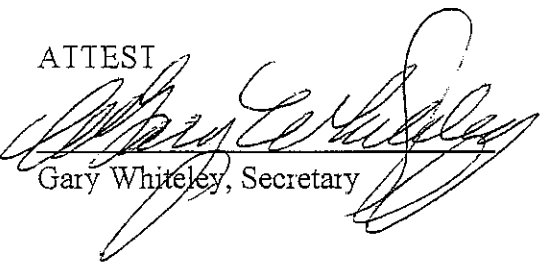
Dated: November 8, 2005

SHOULDER 3 RANCHES, INC.

By: 

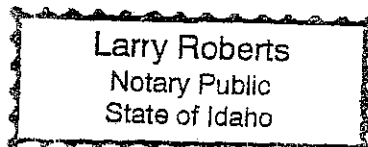
Robert Whiteley, President

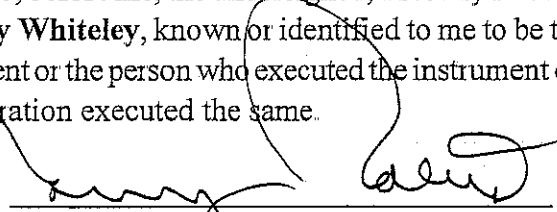
ATTEST


Gary Whiteley, Secretary

STATE OF IDAHO)
) ss.
COUNTY OF Cassia)

On this 8th day of **November, 2005**, before me, the undersigned, a Notary Public in and for said State, personally appeared **Robert Whiteley and Gary Whiteley**, known or identified to me to be the President and Secretary of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.




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

