

RECEIVED

DEC 16 2003

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

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
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
23-10157	PD 122452		1999	#25 ⁰⁰ F08	Paid for c/o
23-2054	AJ				

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 rights(s) or claims(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 your water rights(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 Steve & Ruth Weeks
4. New Owner/Claimant(s) Swan Valley Properties, L.L.C.
Name connector (check one): ☐ and ☐ or ☐ and/or
New Mailing Address 50 King St., Ste 101, P.O. Box 4741
City, State and ZIP Code Jackson, WY 83001
New Telephone Number 307-733-8229
5. Date you acquired the property December 16, 2002

Form 42-208(42-1409(6) July, 2000

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) *Kent W. Foster*
(include title if applicable) Kent W. Foster, Attorney for Swan Valley Properties, LLC

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

For Office Use Only

Received by jc Date 2-26-03 Fee \$25
 Received by jc Date 2-26-03 Receipt No. 5028516
 Processed by _____ Date _____ WR _____ Date _____

CORPORATION WARRANTY DEED

THIS INDENTURE is made this 16th day of December, 2002, by SWAN VALLEY LAND & LIVESTOCK, INC., an Idaho corporation, the "Grantor", to SWAN VALLEY PROPERTIES, LLC, an Idaho limited liability company, whose mailing address is Post Office Box 4741, Jackson, Wyoming 83001, the "Grantee".

WITNESSETH:

That the Grantor, having been duly authorized by its Board of Directors, for and in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's successors and assigns forever, all of the following described real property in the County of Bonneville, State of Idaho, to-wit:

Township 2 North, Range 44 East, of the Boise Meridian, Bonneville County, Idaho.

Section 32: Southeast Quarter (SE $\frac{1}{4}$);
South Half of the Northeast Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$).

Section 33: Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$);
West Half of the Southwest Quarter of the Southwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$);
Southeast Quarter of the Southwest Quarter of the Southwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$).

Township 1 North, Range 44 East, of the Boise Meridian, Bonneville County, Idaho.

Section 4: Lot 4;
Less and excepting: That portion of Lot 4 of Section 4, Township 1 North, Range 44 East, of the Boise Meridian, Bonneville County, Idaho, described as follows: Beginning at the Northeast Corner of Lot 4 of Section 4, Township 1 North, Range 44 East, of the Boise Meridian; thence in a Southwesterly direction to the center of Lot 4; thence Southwesterly to a point 990 feet West of the Southeast Corner

INSTRUMENT NO.	<u>1097952</u>
DATE	<u>12-17-02</u>
T. CODE	<u>235</u>
GED PGS	<u>5</u>
	<u>15</u>
COUNTY OF IDAHO) COUNTY OF BONNEVILLE) ss I, _____, County Recorder, do hereby certify that the within instrument was recorded.	
_____ Deputy	
Request of <u>ATEC</u>	

3030204123
Alliance Title & Escrow Corp.
451 Park Ave. P.O. Box 50642
Idaho Falls, ID 83405-0642

of said Lot 4; thence East 990 feet; thence North 1320 feet, more or less, to the point of beginning.

Section 5: Lot 1;
Lot 2;
South Half of the Northwest Quarter (S $\frac{1}{2}$ NW $\frac{1}{4}$);
Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$);
North Half of the Southwest Quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$);
Less and Excepting all that property South of Rainey Creek Road consisting of approximately 9 acres, more or less, together with all water rights appurtenant thereto.

SUBJECT only to the following matters:

1. Taxes, including any assessments collected therewith, for the year 2002, which are paid in full.
2. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: Lower Valley Power and Light, Inc., a Corporative Corporation.
Purpose: Public Utilities.
Recorded: December 24, 1969.
Instrument No.: 403129, of Official Records.
3. Terms, provisions, covenants, conditions, definitions, options, obligations and restrictions, contained in a document.
Entitled: Contract for Purchase of Power
Recorded: December 4, 1992.
Instrument No.: 840863, of Official Records.
4. A Financing Statement filed in the Office of the County Recorder showing:
Debtor: Swan Valley Land & Livestock, Inc.
Secured Party: Farm Credit Leasing Services Corporation.
Recorded: January 2, 2001.
Instrument No.: 1037953.
5. An unrecorded lease with certain terms, covenants, conditions and provisions set forth therein:

Lessor: Swan Valley Land & Livestock, Inc.

Lessee: Farm Credit Leasing Services Corporation

Disclosed by: State of Idaho Financing Statement - Form UCC-1.

Recorded: January 2, 2001.

Instrument No.: 1037953 of Official Records.

6. Rights, interests or claims which may exist or arise by reason of the following fact(s) shown on a survey plat entitled A.L.T.A./A.C.S.M. Land Title Survey.
Dated: April 2002.
Prepared by: Mountain River Engineering: Job No. 6127.
Rainey Creek Road along the South and East.
7. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.
Recorded: March 10, 1923.
Book 21 at Page No. 161 as Patent No. 831388 of Official Records.
8. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.
Recorded: March 10, 1923.
Book 21 at Page No. 162 as Patent No. 773482 of Official Records.
9. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.
Recorded: March 10, 1923.
Book 21 at Page No. 163 as Patent No. 871743 of Official Records.
10. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.
Recorded: February 1, 1917.
Book 1 at Page No. 460 as Patent No. 503279 of Official Records.
11. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.
Recorded: May 19, 1917.
Book 1 at Page No. 14 as Patent No. Vol. 32, Page 364 of Official Records.

12. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.
Recorded: March 16, 1912.
Book 1 at Page No. 329 as Patent No. Vol. 50, Page 203 of Official Records.
13. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.
Recorded: October 24, 1904.
Book F at Page No. 7 as Patent No. Vol. 31, Page 361 of Official Records.
14. Rights or claims of parties in existing ditches.

TOGETHER with all wells, water rights and water right claims appurtenant to or associated with the property; all wheat and barley allotments and any applicable subsidy programs from any governmental agencies; all improvements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the property and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor and the Grantor's successors shall warrant and defend the property in the quiet and peaceable possession of the Grantee and the Grantee's successors and assigns, against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the property as of the date hereof.

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

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:

SWAN VALLEY LAND & LIVESTOCK, INC.

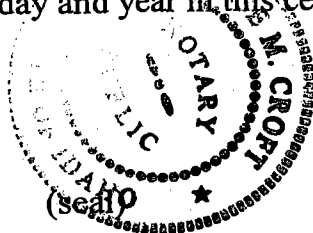
By: Steven Weeks Pres.
Steven Weeks, President

By: Ruth Weeks, Sec.
Ruth Weeks, Secretary

STATE OF IDAHO)
County of Bonneville)ss.

On the 11th day of December, 2002, before me, the undersigned, a notary public in and for said State, personally appeared Steven Weeks, known or identified to me to be the President of Swan Valley Land & Livestock, Inc., and 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.

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



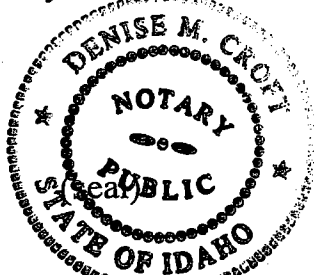
Denise M. Croft
Notary Public for Idaho
Residing at _____
My Commission Expires: _____

STATE OF IDAHO)
County of Bonneville)ss.

holding in Bonneville County
Commission Expires: 2-27-04

On the 16th day of December, 2002, before me, the undersigned, a notary public in and for said State, personally appeared Ruth Weeks, known or identified to me to be the Secretary of Swan Valley Land & Livestock, Inc., and 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.

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



Denise M. Croft
Notary Public for Idaho
Residing at _____
My Commission Expires: _____

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holding in Bonneville County
Commission Expires: 2-27-04

WARRANTY DEED

THIS INDENTURE is made this 16th day of December, 2002, by STEVEN WEEKS and RUTH WEEKS, husband and wife, the "Grantor", to SWAN VALLEY PROPERTIES, LLC, an Idaho limited liability company, whose mailing address is Post Office Box 4741, Jackson, Wyoming 83001, the "Grantee".

WITNESSETH:

That the Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's successors and assigns forever, all of the following described real property in the County of Bonneville, State of Idaho, to-wit:

Township 1 North, Range 44 East, of the Boise Meridian, Bonneville County, Idaho.

Section 5: Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$).

INSTRUMENT NO. 1097953
DATE 12-17-02
ST. CODE 205
IMAGED PGS 3
EE 92

I, CLERK OF THE COUNTY OF IDAHO (COUNTY OF BONNEVILLE) do hereby certify that the within instrument was recorded.

Witness my hand and seal.

County Recorder

Request of ATC Deputy

Less and Excepting the following described property: Beginning at a point that is S. 89°23'09" W. along the East-West Center Section line 740.71 feet from the East $\frac{1}{4}$ Corner of Section 5, Township 1 North, Range 44 East of the Boise Meridian; running thence S. 89°23'09" W. along said East-West Center Section line 455.14 feet; thence N. 00°19'48" E. 89.48 feet; thence N. 35°46'59" E. 92.30 feet; thence N. 27°11'06" E. 68.97 feet; thence N. 32°59'13" E. 166.49 feet; thence N. 83°44'43" E. 27.37 feet; thence S. 09°01'48" E. 56.29 feet; thence S. 00°36'44" W. 128.14 feet; thence S. 00°36'34" E. 77.38 feet; thence S. 89°11'03" E. 242.05 feet; thence S. 00°33'01" E. 98.92 feet to the POINT OF BEGINNING.

SUBJECT only to the following matters:

1. Taxes, including any assessments collected therewith, for the year 2002, which are paid in full.
2. Rights, interests or claims which may exist or arise by reason of the following fact(s) shown on a survey plat entitled A.L.T.A./A.C.S.M. Land Title Survey.

303020423
Alliance Title & Escrow Corp.
451 Park Ave. P.O. Box 506
Idaho Falls, ID 83406-0342

Dated: April 2002

Prepared by: Mountain River Engineering; Job No. 6127.

Rainey Creek Road along the South and East.

3. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.
Recorded: March 16, 1912.
Book 1 at Page No. 329 as Patent No. Vol. 50, Page 203 of Official Records.
4. Right or claims of parties in existing ditches.

TOGETHER with all wells, water rights and water right claims appurtenant to or associated with the property; all improvements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the property and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor and the Grantor's successors shall warrant and defend the property in the quiet and peaceable possession of the Grantee and the Grantee's successors and assigns, against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the property as of the date hereof.

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

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:

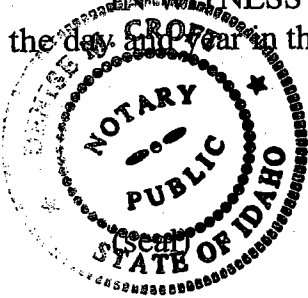
Steve Weeks
Steve Weeks
Steve Weeks

Ruth Weeks
Ruth Weeks

STATE OF IDAHO)
County of Bonneville)ss.

On the 16th day of December, 2002, before me, the undersigned, a notary public in and for said State, personally appeared Steven Weeks, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he 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.



Denise M. Croft

Notary Public for Idaho

Residing at _____

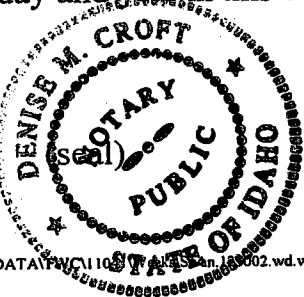
My Commission Expires: _____

2-27-04
Residing in Bonneville County
Commission Expires: 2-27-04

STATE OF IDAHO)
County of Bonneville)ss.

On the 16th day of December, 2002, before me, the undersigned, a notary public in and for said State, personally appeared Ruth Weeks, 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.



Denise M. Croft

Notary Public for Idaho

Residing at _____

My Commission Expires: _____

2-27-04
Residing in Bonneville County
Commission Expires: 2-27-04

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WARRANTY DEED

THIS INDENTURE is made this 16th day of December, 2002, by STEVEN J. WEEKS and RUTH WEEKS, husband and wife, the "Grantor", to SWAN VALLEY PROPERTIES, LLC, an Idaho limited liability company, whose mailing address is Post Office Box 4741, Jackson, Wyoming 83001, the "Grantee".

WITNESSETH:

That the Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's successors and assigns forever, all of the following described real property in the County of Bonneville, State of Idaho, to-wit:

Township 2 North, Range 44 East, of the Boise Meridian, Bonneville County, Idaho.

Section 33: The Northeast Quarter of the Southwest Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$).

Part of the Northeast Quarter of the Southwest Quarter of Section 33, Township 2 North, Range 44 East, of the Boise Meridian, described as follows: Beginning at the Southwest corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, said point of beginning being N.89°59'00"E. 1328.69 feet along the section line and N.0°00'14"E. 1319.38 feet from the Southwest corner of said Section 33 and running thence N.89°54'08"E. 442.53 feet along the South line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 258.05 feet to the center line of said existing County Road; thence S.81°54'34"W. 446.96 feet along said center line extended to the West line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence S.0°00'14"W. 195.90 feet to the point of beginning.

INSTRUMENT NO. 1097954
DATE 12-17-02
DIST. CODE 205
PAGE PGS 4
PAGE 12

I, the State of IDAHO)
COUNTY OF BONNEVILLE) ss
do hereby certify that the within
instrument was recorded.

David Longmore,
County Recorder
Deputy
Attest of ATSC

TOGETHER WITH: From the Southwest corner of Section 33, Township 2 North, Range 44 East, of the Boise Meridian, Bonneville County, Idaho, run North 89°59' East 1328.69 feet and North 00°00'14" East 1050.38 feet to the True Point of Beginning; running thence North 00°00'14" East 269.00 feet; thence North 89°54'08" East 790.00 feet; thence South 71°06'32" West 834.99 feet to the True Point of Beginning.

3030204123
Alliance Title & Escrow Corp.
451 Park Ave. P.O. Box 50842
Idaho Falls, ID 83405-0842

SUBJECT only to the following matters:

1. Taxes, including any assessments collected therewith, for the year 2002, which are paid in full.
2. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: Lower Valley Power and Light, Inc., a Corporative Corporation
Purpose: Public Utilities.
Recorded: December 15, 1980.
Instrument No.: 598246, of Official Records.
3. An easement for the purpose shown below and rights incidental thereto as set forth in document:
Granted to: Lower Valley Power and Light, Inc., a Corporative Corporation.
Purpose: Public Utilities.
Recorded: September 7, 1984.
Instrument No.: 669566, of Official Records.
4. Rights, interests or claims which may exist or arise by reason of the following fact(s) shown on a survey plat entitled A.L.T.A./A.C.S.M. Land Title Survey.
Dated: April 2002.
Prepared by: Mountain River Engineering; Job No. 6127.
Rainey Creek Road along the East.
5. An easement for the purpose shown below and rights incidental thereto as set forth in a document.
Granted to: Edwin C. Biddulph and Jeanne Biddulph, husband and wife.
Purpose: Private Access Easement.
Recorded: June 28, 1993.
Instrument/File No.: 853616, of Official Records.
6. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.

Recorded: November 20, 1922.

Book 21 at Page No. 91 as Patent No. 881311 of Official Records.

7. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.

Recorded: February 5, 1921.

Book 18 at Page No. 378 as Patent No. 787441 of Official Records.

8. Reservations and exceptions in the United States Patent, and in the act authorizing the issuance thereof.

Recorded: February 1, 1917.

Book 1 at Page No. 460 as Patent No. 503279 of Official Records.

9. Right or claims of parties in existing ditches.

TOGETHER with all wells, water rights and water right claims appurtenant to or associated with the property; all improvements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the property and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor and the Grantor's successors shall warrant and defend the property in the quiet and peaceable possession of the Grantee and the Grantee's successors and assigns, against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the property as of the date hereof.

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

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:

S.W.
Steven Weeks

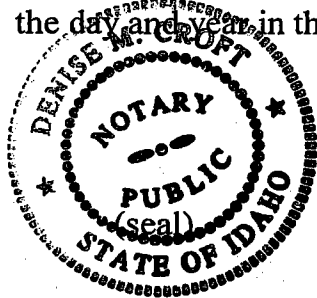
Steven Weeks

Ruth Weeks
Ruth Weeks

STATE OF IDAHO)
County of Bonnerille)ss.

On the 16th day of December, 2002, before me, the undersigned, a notary public in and for said State, personally appeared Steven Weeks, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he 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.

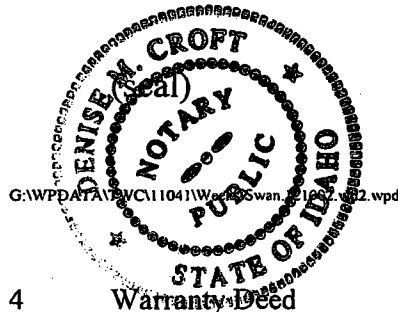


Denise M Croft
Notary Public for Idaho
Residing at _____
My Commission Expires: 2-27-04

STATE OF IDAHO)
County of Bonnerille)ss.

On the 16th day of December, 2002, before me, the undersigned, a notary public in and for said State, personally appeared Ruth Weeks, 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.



Denise M Croft
Notary Public for Idaho
Residing at _____
My Commission Expires: 2-27-04

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