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JUL 23 2003

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

RECEIVED

JAN 10 2003

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JAN 09 2003

Department 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.

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
36-02258A					

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) MARCELLA S. WICKER
4. New Owner/Claimant(s) PAUL MICKELSEN FARMS, INC.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 687 North 800 East
RUPERT, ID. 83350
 City, State and ZIP Code
 New Telephone Number (208) 531-4421
5. Date you acquired the property 12-05-2002

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JUN 24 2003

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) X Paul W. Michaels - Pres.
(include title if applicable) X Cynthia Michaels - Sec.

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 4/9/03 Fee 25.00
 Receipted by [Signature] Date 4/9/03 Receipt No. 5025412
 Processed by _____ AJ Date _____ WR _____ Date _____

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JUL 12 2003

Mickelsons picked up Original

WARRANTY DEED

COPY

RECEIVED

JAN 10 2003

462653

#16110

For Value Received

MARCELLA S. WICKER, Trustee of the MARCELLA S. WICKER REVOCABLE TRUST,
UTAH 3/13/96, by and through NANCY W. JACKSON and VIRGINIA E. ZAMAN, CO-
TRUSTEES

RECEIVED

JAN 09 2003

Department of Water Resources
Southern Region

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

PAUL MICKELSEN FARMS, INC.

Address: 687 NORTH 800 EAST RUPERT, ID. 83350

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

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 25 EAST, BOISE MERIDIAN,
MINIDOKA COUNTY, IDAHO

SECTION 1: Lots 3 and 4; SE $\frac{1}{4}$ NW $\frac{1}{4}$; and that part of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ lying North of the Union
Pacific Railroad right of way, EXCEPTING THEREFROM, the following described
tract:

Beginning at the South quarter corner of Section 1, said corner marked by a U.S.R.S. iron pipe
with brass cap; thence North 00°01'39" West along the East line of the SW $\frac{1}{4}$ for a distance of
1770.98 feet to a $\frac{1}{2}$ inch rebar on the North right of way of the Union Pacific Railroad which
shall be the POINT OF BEGINNING;

Thence North 73°07'50" West along the North right of way of the Union Pacific Railroad for
a distance of 717.43 feet to a $\frac{1}{2}$ inch rebar;

Thence North 00°01'39" West for a distance of 221.23 feet to a $\frac{1}{2}$ inch rebar;

Thence South 88°36'34" East for a distance of 686.67 feet to a $\frac{1}{2}$ inch rebar on the East line
of the NE $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence South 00°01'39" East along the East line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ for a distance of 412.76 feet
to the POINT OF BEGINNING.

PARCEL NO. 2:

Blocks 1 through 4, inclusive and Blocks 13 through 20, inclusive, Blocks 26 through 29,
inclusive, Government Addition, City of Minidoka, according to the official plat thereof, now
on file in the office of the County Recorder, Minidoka County, Idaho.

TOGETHER WITH those vacated streets and alleys therein as set forth in Ordinance No. 03-
2002, approved July 11, 2002 and recorded July 23, 2002 as Document No. 460189, Minidoka
County records.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant

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JAN 10 2003

Per Carlene @ Minidoka County Assessor's
Office - T85, R25E, S1 SW $\frac{1}{4}$ - Mari Lujan
6-11-03

SUBJECT TO:

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

Taxes for 2002 and subsequent years, a lien, the first one-half of which is not delinquent until after December 20 of the current year.

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

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.

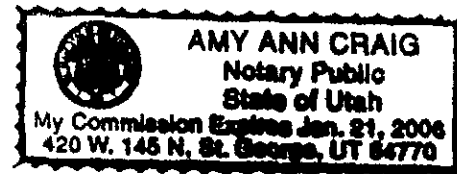
Dated: December 5, 2002

**MARCELLA S. WICKER, Trustee of the
MARCELLA S. WICKER REVOCABLE
TRUST, UTAH 3/13/96**

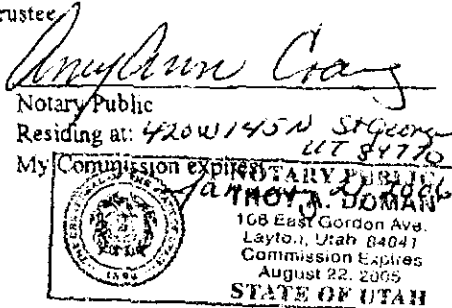
BY: Nancy W. Jackson
NANCY W. JACKSON CO-TRUSTEE

BY: Virginia E. Zaman
VIRGINIA E. ZAMAN CO-TRUSTEE

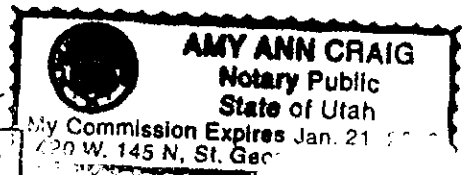
STATE OF Utah)
) ss.
COUNTY OF Washington



On this 5th day of December, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared NANCY W. JACKSON, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the MARCELLA S. WICKER, TRUSTEE OF THE MARCELLA S. WICKER REVOCABLE TRUST, and acknowledged to me that she executed the same as such Trustee.



STATE OF UTAH)
) ss.
COUNTY OF DAVIS



On this 10 day of December, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared VIRGINIA E. ZAMAN, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the MARCELLA S. WICKER, TRUSTEE OF THE MARCELLA S. WICKER REVOCABLE TRUST, and acknowledged to me that she executed the same as such Trustee.

Amy Ann Craig
Notary Public
Residing at: 106 E Gordon Ave
My Commission expires: 8/22/05

Instrument # 462653

MINIDOKA COUNTY, RUPERT, IDAHO
2002-12-12 03:57:36 No. of Pages: 2
Recorded for: RUPERT LAND TITLE
DUANE SMITH Fee: 6.00
Ex-Officio Recorder Deputy Li

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APPROVED MED
10/13/11

MAP FOR WR 36-2258A OWNERSHIP CHANGE

2001 DEC -4 PM 4: 28

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Water Right 36-02258A
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on December 3, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on June 24, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

THEREFORE, IT IS ORDERED that the period of use element for the irrigation portion of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 to 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

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DEC 24 2001

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated December 4, 2001.



ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

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JAN 11 2002

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-02258A

1997 DEC -3 PM 2:10
DISTRICT COURT - 5th JUDICIAL DISTRICT
TWIN FALLS, IDAHO

NAME & ADDRESS: MARCELLA WICKER
309 E 18TH
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 2.28 CFS
660.0 AFY

PRIORITY DATE: 05/12/1954

POINT OF DIVERSION: T08S R25E S01 LOT 3 (NENW) Within MINIDOKA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		Irrigation Season	2.28 CFS 660.0 AFY

PLACE OF USE: IRRIGATION
T08S R25E S01 Lot 3 Within MINIDOKA County
/ (NENW)40 Lot 4 / (NNW)40
/ NESW 4 NWSW 1
165 ACRES TOTAL

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

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JUL 13 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 12, 2003

PAUL MICKELSEN FARMS INC
687 N 800 E
RUPERT ID 83350

RE: Change of Ownership for Water Right 36-2258A

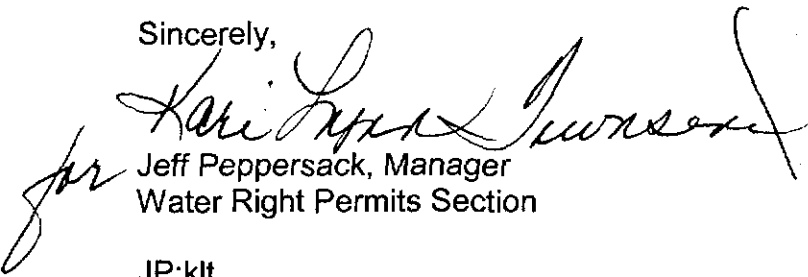
Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,


Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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JUN 24 2003