

RECEIVED

FAX COVER SHEET
JUL 11 2005

Department of Water Resources

EXCAVATING AND TRUCKING, INC.415 VOLPI YSABEL
PASO ROBLES, CA 93446

PHONE # (805) 239-2686

DGS SSE #0017493 TLL 08/31/05
FED ID# 77-0209749

FAX # (805) 239-2772

SEND TO: <i>Dept of W.R.</i>	FROM: <i>Diane Krutz</i>
ATTENTION: <i>Steve</i>	DATE: <i>6-27-05</i>
PHONE NUMBER: <i>1-208-287-4918</i>	
FAX NUMBER: <i>1-208-287-6700</i>	RE: <i>Change in Ownersh</i>

COMMENTS: *1-800-451-4129**Steve -*
*Please Call Me -**Diane Krutz*
1-805-239-2686

Form 42-20042-140000 July, 2000

**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
<u>2-2318-B</u>	<u>31931</u>	☐			☐
		☐			☐
		☐			☐
		☐			☐
		☐			☐

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)

4. New Owner/Claimant(s)

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

Benton / Brunley "Snake River RV Resort"
* Snake River RV Resort LLC
Chuck Krutz / Diane Krutz / Raymond Barker
Name Connector (Check only 1) and 1 to 3 names
415 Volpi, Ysabel Rd
Paso Robles, CA 93446
805, 239-2686
Oct 6 2003

Form 42-24042-1409(3) July, 2000

6.

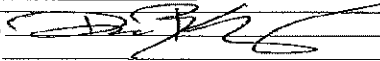
If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (own 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	1.59 CFS / 250 AF	
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)



Snake River RV Resort LLC
Diane Krutz, 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 _____
Processed by _____

Date _____
Date _____

Fee _____
Receipt No. _____
WR _____ Date _____

Oct. 9. 2003 3:16PM

Robert Jones 806-466-7267

No. 2096

P. 3

251



ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

FILED EFFECTIVE

2003 SEP 12 AM 9:05

STATE OF IDAHO

1. The name of the limited liability company is:

SNAKE RIVER R.V. RESORT, LLC.

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

4030 RIVER RESORT DR., HOMEDALE, ID. 83628

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

DIANE KRITZ

3. The mailing address for future correspondence is:

4030 RIVER RESORT DR., HOMEDALE, ID. 83628

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) or 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

DIANE KRITZ4030 RIVER RESORT DR., HOMEDALE, ID 83

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

Signature: [Signature]Typed Name: ROBERT M. JONES, ESQ.Capacity: ATTORNEY FOR LLC.Signature: [Signature]Typed Name: Diane BritzCapacity: Manager

Secretary of State use only

IDAHO SECRETARY OF STATE
09/12/2003 09:05
141 0/00 CT: 17095 RL: 791370
1 * 100.00 - 100.00 GROSS LLC # 2

1025930

P05582

WARRANTY DEED

FOR VALUE RECEIVED BONNIE MARIE BENTON, TRUSTEE OF THE FLOYD WAYNE AND BONNIE MARIE BENTON REVOCABLE TRUST

the Grantor, does hereby grant, bargain, sell and convey unto RAYMOND C. BARKER, JR. as his sole and separate property, 50% INTEREST and CHARLES J. KRITZ, JR. and DIANE B. KRITZ, husband and wife, 50% INTEREST

the Grantees, whose address is 415 Volpi Ysabel Road, Paso Robles, CA 93446

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE:

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that she is the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2003 and subsequent years, covenants, conditions, restrictions and easements of record; and that she will warrant and defend the same from all lawful claims whatsoever.

DATED: October 8, 2003

THE FLOYD WAYNE AND BONNIE MARIE BENTON REVOCABLE TRUST

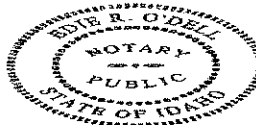
BY: Bonnie Marie Benton
TRUSTEE

STATE OF IDAHO
COUNTY OF CANYON

On this 8th day of OCTOBER, 2003, before me, a notary public, personally appeared BONNIE MARIE BENTON, known to me to be the person(s) whose name(s) is/are subscribed to the within instrument as TRUSTEE of THE FLOYD WAYNE AND BONNIE MARIE BENTON REVOCABLE TRUST and acknowledged to me that they executed the same as such TRUSTEE.

Edie R. O'Dell
Notary Public
Residing at Nampa, Idaho
My commission expires: 4/17/2009

Instrument # 245356
MURPHY, OWYHEE, IDAHO
2003-10-08 04:18:40 No. of Pages: 5
Recorded for: PIONEER TITLE
CHARLOTTE SHERBURN Fee: 15.00
Ex-Officio Recorder Deputy
Index to: DEED, WARRANTY



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

PO5582

PARCEL I:

Township 3 North, Range 5 West, Boise Meridian, Owyhee County, Idaho, Section 14: That portion of Government Lots 5 and 6 lying Northeasterly of the right of way of the Union Pacific Railroad (formerly Oregon Shortline Railroad) as described in Book 16 of Deeds at Pages 333, 335 and 365, Owyhee County Records.

EXCEPTING THEREFROM the following 2 parcels:

BEGINNING at a point 1,855 feet North of the Southwest corner of Lot 6, Section 14, Township 3 North, Range 5 West, Boise Meridian, being the REAL POINT OF BEGINNING; thence

South 52° 37' East along the South boundary of the Union Pacific (Oregon Shortline) Railroad right of way 1187 feet; thence

North 30° 25' East to the North line of Lot 6; thence

in a Northwesterly direction along the North line of Lot 6 to the Northwest corner of Lot 6; thence

South along the West line of Lot 6 to the REAL POINT OF BEGINNING.

AND

A part of Lot 6 and 5, Section 14, Township 3 North, Range 5 West, Boise Meridian; more particularly described as follows:

COMMENCING at the Southwest corner of said Lot 6 (West Quarter corner); thence North 0° 20' 00" West 1916.86 feet (formerly recorded as 1917 feet) along the West boundary of said Lot 6; thence

South 52° 38' 00" East (formerly recorded as South 52° 37' East) 1220.00 feet along the center line of the Marsing Branch of the Oregon Shortline Railroad; thence

North 30° 24' 00" East (formerly recorded as North 30° 25' East) 166.37 feet to the POINT OF BEGINNING; thence continuing

North 30° 24' 00" East 194.50 feet to a point of record as being on the Southwesterly bank of the Snake River; thence

South 53° 08' 20" East 107.64 feet along the approximate High Water line of the Snake River; thence

North 82° 09' 14" East 166.58 feet along the approximate High Water line of the Snake River; thence

South 30° 24' 00" West 260.95 feet; thence

North 65° 29' 40" West 239.04 feet to the POINT OF BEGINNING.

PARCEL II:

A part of Lot 6 and 5, Section 14, Township 3 North, Range 5 West, Boise Meridian; more particularly described as follows:

COMMENCING at the Southwest corner of said Lot 6 (West Quarter corner); thence North 0° 20' 00" West 1916.86 feet (formerly recorded as 1917 feet) along the West boundary of said Lot 6; thence

South 52° 38' 00" East (formerly recorded as South 52° 37' East) 1220.00 feet along the center line of the Marsing Branch of the Oregon Shortline Railroad; thence

North 30° 24' 00" East (formerly recorded as North 30° 25' East) 166.37 feet to the POINT OF BEGINNING; thence continuing

First American Title
Schedule A

A parcel of land located in Lot 6 of Section 14, Township 3 North, Range 5 West, Boise Meridian, Owyhee County, Idaho, and is more particularly described as follows:

BEGINNING at an iron pin marking the West Quarter corner of said Section 14; thence North 0° 20' 00" West, a distance of 1916.83 feet (formerly 1917.00 feet) along the Westerly Section line of said Section 14 to an iron pin located at the intersection of said Westerly Section line of Section 14 and the centerline of the Union Pacific Railroad; thence

South 52° 37' 26" East, a distance of 1220.00 feet along the centerline of the Union Pacific Railroad to a point; thence

North 0° 20' 00" West, a distance of 63.20 feet to an iron pin located on the Northerly right of way line of the Union Pacific Railroad, said point being the TRUE POINT OF BEGINNING; thence

North 52° 37' 26" West, a distance of 14.00 feet to an iron pin located at an angle point in an existing board fence; thence

North 6° 59' 36" East, a distance of 86.87 feet along the existing board fence to an iron pin; thence

South 0° 20' 00" East, a distance of 94.70 feet to the TRUE POINT OF BEGINNING.

Parcel V:

A tract of land in Owyhee County, Idaho, being a portion of the right of way of the UNION PACIFIC RAILROAD COMPANY, a Delaware corporation (successor in interest by merger to UNION PACIFIC RAILROAD COMPANY, a Utah corporation, and to the OREGON SHORT LINE RAILROAD COMPANY), being that same tract of land heretofore acquired by the said OREGON SHORT LINE RAILROAD COMPANY by virtue of (i) that certain Quitclaim Deed dated July 13, 1922, from Owyhee County, a municipal corporation of the State of Idaho, the said instrument having been filed for record in the said Owyhee County on October 24, 1922, at Page 365 of Book 16 of Deeds; (ii) that certain Bargain and Sale Deed dated June 15, 1922, from GEM IRRIGATION DISTRICT, a municipal corporation of the State of Idaho, the said instrument having been filed for record in the said Owyhee County on October 5, 1922, at Page 333 of Book 16 of Deeds; and (iii) that certain Quitclaim Deed dated May 29, 1922, from CYRUS E. JOHNSON, a widower, the said instrument having been filed for record in the said Owyhee County on October 5, 1922, at Page 335 of Book 16 of Deeds; the said tract of land being more particularly described therein as follows:

"A strip of land one hundred (100) feet wide, being fifty (50) feet on each side of the center line of main track of the Homedale Branch Extension of the OREGON SHORT LINE RAILROAD as the same is now located over and across Lots 5 and 6, of Section 14, Township 3 North, Range 5 West, Boise Meridian, Owyhee County, Idaho. The location of said center line of main track being more particularly described as follows:

BEGINNING at a point in the West line of said Section 14, 1,885.1 feet, North of the West Quarter section corner thereof; thence

South 52° 50' East, 3,081 feet, to a point in the East and West center line of said Section 14, 228 feet, more or less, West of the center of said Section 14.

EXCEPTING THEREFROM:

A portion of Government Lot 6 of Section 14, Township 3 North, Range 5 West, Boise Meridian, Owyhee County, Idaho, and is more particularly described as follows:

First American Title
Schedule A

L. P.

North 30° 24' 00" East 194.50 feet to a point of record as being on the
 Southwesterly bank of the Snake River; thence
 South 53° 08' 20" East 107.64 feet along the approximate High Water line of the
 Snake River; thence
 North 82° 09' 14" East 166.58 feet along the approximate High Water line of the
 Snake River; thence
 South 30° 24' 00" West 260.95 feet; thence
 North 65° 29' 40" West 239.04 feet to the POINT OF BEGINNING.

PARCEL III:

A part of Lot 6 and 5, Section 14, Township 3 North, Range 5 West, Boise Meridian; more particularly described as follows:

COMMENCING at the Southwest corner of said Lot 6 (West Quarter corner); thence
 North 0° 20' 00" West 1916.86 feet (formerly recorded as 1917 feet) along the West
 boundary of said Lot 6; thence
 South 52° 38' 00" East (formerly recorded as South 52° 37' East) 1220.00 feet along
 the center line of the Marsing Branch of the Oregon Shortline Railroad; thence
 North 30° 25' 00" East (formerly recorded as North 30° 25' East) 50.37 feet to the
 POINT OF BEGINNING; thence continuing
 North 30° 25' 00" East 240.50 feet (formerly 310.5 feet) to a point of record as being
 on the Southwesterly bank of the Snake River; thence
 North 66° 27' 24" West along the top of the bank of the Snake River 142.64 feet to
 a point; thence
 South 0° 20' 00" East 252.58 feet to a point on the Northeasterly boundary of the
 said railroad right of way; thence
 South 52° 37' 26" East 32.56 feet along said railroad right of way to the POINT OF
 BEGINNING.

EXCEPTING THEREFROM a parcel of land located in Lot 6 of Section 14, Township 3 North, Range 5 West, Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

BEGINNING at an iron pin marking the West Quarter corner of said Section 14; thence
 North 0° 20' 00" West, a distance of 1916.83 feet (formerly 1917.00 feet) along the
 Westerly Section line of said Section 14 to an iron pin located at the intersection of said
 Westerly Section line of Section 14 and the centerline of the Union Pacific Railroad;
 thence
 South 52° 37' 26" East, a distance of 1220.00 feet along the centerline of the Union
 Pacific Railroad to a point; thence
 North 0° 20' 00" West, a distance of 157.90 feet to an iron pin located on an existing
 board fence, said point being the TRUE POINT OF BEGINNING; thence continuing
 North 0° 20' 00" West, a distance of 157.88 feet to an iron pin located at the top of
 the bank of the Snake River; thence
 South 66° 27' 24" East, a distance of 20.00 feet along the top of the bank of the
 Snake River to an iron pin located at the intersection of the top of the bank of the Snake
 River and an existing board fence; thence
 South 6° 27' 38" West, a distance of 150.89 feet along an existing board fence to
 the TRUE POINT OF BEGINNING.

PARCEL IV:

First American Title
 Schedule A

COMMENCING at the Southwest corner of said Government Lot 6; thence North 0° 32'36" West along the West boundary of said Government Lot 6 a distance of 1977.98 feet to a point on the Northeasterly right of way of railroad; thence South 52° 55'22" East along said Northerly right of way a distance of 68.00 feet to the TRUE POINT OF BEGINNING; thence continuing South 52° 55'22" East along said Northerly right of way a distance of 1104.98 feet; thence South 82° 04'38" West a distance of 71.06 feet to a point on the centerline of railroad; thence North 52° 55'22" West along said centerline a distance of 957.22 feet; thence North 25° 39'23" West a distance of 109.70 feet to the TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM

All mineral rights, including oil and gas as excepted and reserved to Union Pacific Railroad Company, a Delaware corporation in the Quitclaim Deed recorded May 16, 2000 as Instrument No. 232360, Owyhee County Records.

Parcel VI:

A tract of land in Owyhee County, Idaho, being a portion of the right of way of the UNION PACIFIC RAILROAD COMPANY, a Delaware corporation (successor in interest by merger to UNION PACIFIC RAILROAD COMPANY, a Utah corporation, and to the OREGON SHORT LINE RAILROAD COMPANY), being that same tract of land heretofore acquired by the said OREGON SHORT LINE RAILROAD COMPANY by virtue of that certain Warranty Deed dated July 25, 1922, from OLIVER ALBERTSON, a bachelor, the said instrument having been filed for record in the said Owyhee County on October 5, 1922, at Page 331 of Book 16 of Deeds, the said tract of land being more particularly described therein as follows:

"A strip of land one hundred (100) feet wide, being fifty (50) feet on each side of the center line of main track of the Homedale Branch Extension of the OREGON SHORT LINE RAILROAD as the same is now located over and across the Northeast Quarter of the Southwest Quarter of Section 14, Township 3 North, Range 5 West, Boise Meridian, Owyhee County, Idaho. The location of said center line of main track being more particularly described as follows:

BEGINNING at a point in the East and West center line of said Section 14, 228 feet, more or less, West of the center of said Section; thence

South 52° 50' East, 298.5 feet to a point in the North and South center line of said Section 14, 175 feet, more or less, South of the center of said section.

EXCEPTING THEREFROM:

All mineral rights, including oil and gas as excepted and reserved to Union Pacific Railroad Company, a Delaware Company, in the Quitclaim Deed recorded May 16, 2000 as Instrument No. 232360, Owyhee County Records.