

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
David B. Lincoln
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns

Michael E. Thomas
Patricia M. Olsson
Christine E. Nicholas
Bradley J. Williams
Lee Radford
Michael O. Roe
Nancy J. Garrett
David S. Jensen
James L. Martin
C. Clayton Gill
Michael W. McGreaham
David P. Gardner
Tara Martens
Julian E. Gabiola
Kimberly D. Evans Ross
Jason G. Murray
Mark C. Peterson

Paul D. McFarlane
Jon A. Stenquist
Tyler J. Henderson
C. Edward Cather III
Michelle C. Michaud
Andrew J. Waldera
Tyler J. Anderson
Dylan B. Lawrence
Benjamin C. Ritchie
Rebecca A. Rainey
Nathan R. Starnes
Andrew J. Snook

Robert E. Bakes, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

RECEIVED

AUG 19 2008

WATER RESOURCES
WESTERN REGION

August 18, 2008

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

RECEIVED

AUG 21 2008

DEPARTMENT OF
WATER RESOURCES

IDWR Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Re: Notice of Change in Water Right Ownership - DBSI Tiegs 979, LLC
Water Right Nos. 63-31476; 63-2896; 63-3043; 63-3255; 63-7876; 63-3163; 63-3274;
63-3486; 63-8053; and 63-20972
MTBR&F File No. 23-255.0000

Dear Sir or Madam:

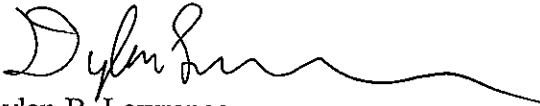
Enclosed for the IDWR's review and processing are three completed Notice of Change in Water Right Ownership forms that seek to update IDWR's records to reflect that DBSI Tiegs 979, LLC (DBSI Tiegs), is the owner of the ten water rights identified above. Also enclosed are aerial photographs depicting the points of diversion and places of use, as well as the deeds pursuant to which DBSI Tiegs took ownership of the underlying real property. My understanding is that no fee is required because these are pending claims in the SRBA.

As the forms indicate, please direct all correspondence regarding these submissions to either Scott Campbell's or my attention. In addition, our firm will be acting as counsel of record for DBSI Tiegs in the SRBA for all ten water rights.

IDWR Western Region
August 18, 2008
Page 2

Please do not hesitate to contact me if you have any questions or need additional information.
Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Dylan Lawrence", with a long, wavy horizontal line extending to the right.

Dylan B. Lawrence

DBL/bzb
Enclosures

cc: Mr. Thomas Morris
Scott L. Campbell, Esq.
Andrea L. Courtney, Esq.

RECEIVED

Form 42-248/42-1409(6) 12/ 2006

AUG 19 2008

Please send all correspondence to:
Scott L. Campbell
Moffatt Thomas Barrett Rock & Fields, Chtd.
P.O. Box 829
Boise, ID 83701-0829

STATE OF IDAHO
WATER RESOURCES
WESTERN REGION
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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
63-31476					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)	Elmer H. Tiegs 12035 W. Stagecoach Rd., Nampa, ID 83686
4.	New Owner/Claimant(s)	DBSI Tiegs 979, LLC Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
	New Mailing Address	1550 South Tech Lane
	City, State and ZIP Code	Meridian, ID 83642
	New Telephone Number	(208) 955-9800

5. Date you acquired the property

July 7, 2006

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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.

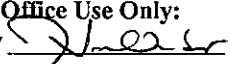
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)


Douglas L. Swenson, President, DBSI Housing, Inc.,
Member of DBSI Tiegs 979, LLC

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:Received by 

Received by _____

Processed by _____ AJ

Date Aug. 19.06

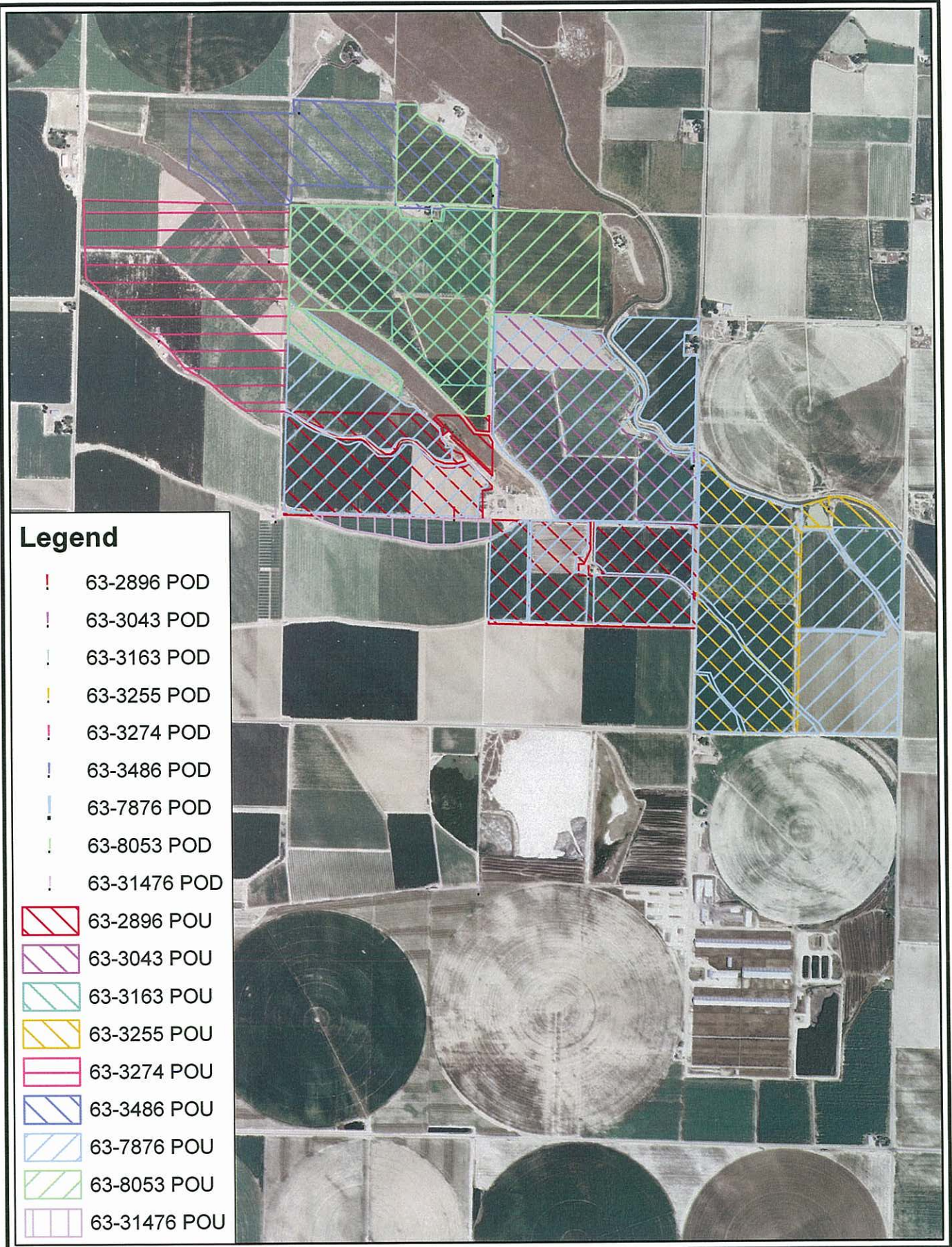
Date _____

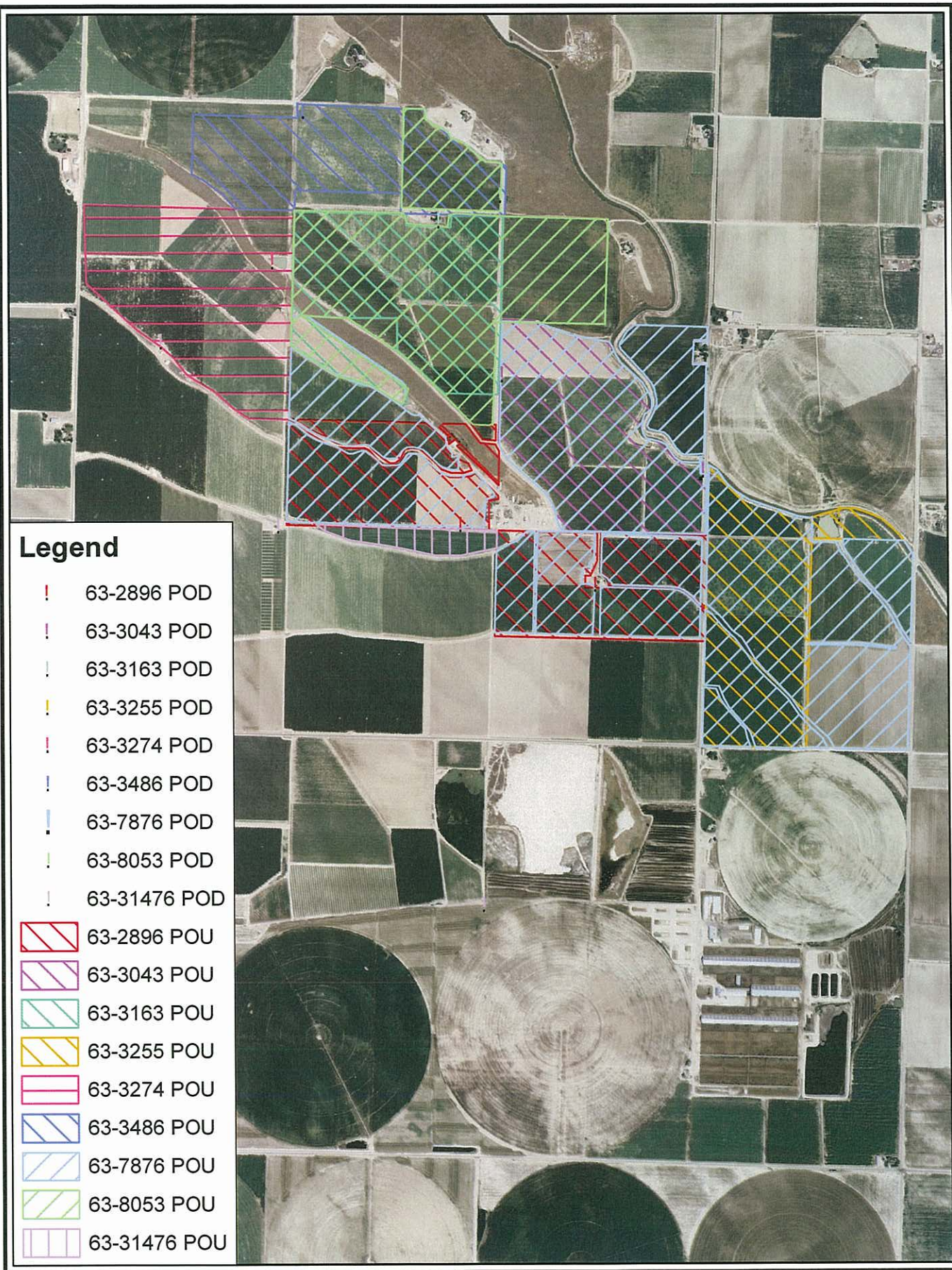
Date _____

Receipt Amt. _____

Receipt No. _____

WR _____ Date _____







LandAmerica
Transnation

RECEIVED

AUG 19 2008

WATER RESOURCES
WESTERN REGION

REQUEST
TYPE *QA* FEE *45.00*

TRANSMISSION TITLE

CANYON ONLY RECORDER
BY *MM*

G NOEL HALE

2006 JUL 10 PM 4 40

RECORDED

200654810

22 577
7/10

QUITCLAIM DEED

FOR VALUE RECEIVED

DBSI Tiger 979 LLC, an Idaho limited liability company
do(es) hereby convey, release and forever quitclaim unto:

DBSI Tiegs 979 LLC, an Idaho limited liability company

whose current address is: 1550 South Tech Lane, Meridian, Idaho 83642

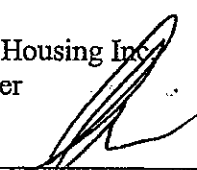
the following described property, to-wit:

See Attached Exhibit "A"

Date: July 7, 2006

DBSI Tiger 979 LLC

By: DBSI Housing Inc.
Its: Member



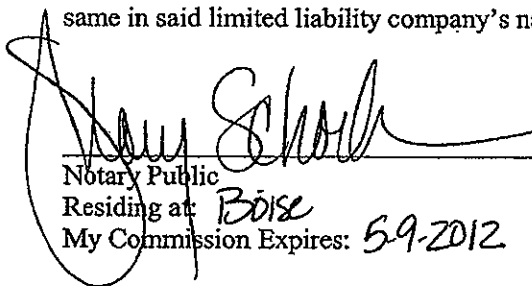
Douglas L. Swenson, President

Notary Acknowledgment – see page 2



State of Idaho, County of Ada , ss.

On this 7th day of July in the year of 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared Douglas L. Swenson known or identified to me to be the person(s) to be the President of DBSI Housing Inc. an Idaho corporation, one of the members in the limited liability company of DBSI Tiger 979 LLC, and the member who subscribed said corporations name to the foregoing instrument and acknowledged to me that he executed the within instrument on behalf of said corporation and that such corporation executed the same in said limited liability company's name.


Notary Public

Residing at: *Boise*

My Commission Expires: *5-9-2012*

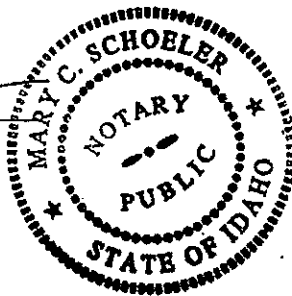


Exhibit A (continued)

LEGAL DESCRIPTION

PARCEL I

That portion of the Southeast quarter of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho. More particularly described as follows:

Commencing at the Southeast corner of the Southeast quarter of the Northwest quarter of Section 5, Township 1 North, Range 2 West; thence North along the East boundary line of said real property, a distance of 770 feet to the REAL POINT OF BEGINNING; thence West and parallel to the South boundary line of the above described real property, a distance of 70 feet; thence North and parallel to the East boundary line of the above described real property, a distance of 80 feet; thence East and parallel to the South boundary line of the above described real property, a distance of 70 feet; thence South along the East boundary line of said real property, a distance of 80 feet to the REAL POINT OF BEGINNING.

PARCEL II

Commencing at the Southwest corner of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho; and running thence North along the West line of said Section 5, a distance of 265 feet to the REAL POINT OF BEGINNING; thence East and at right angles, a distance of 435 feet; thence North and at right angles and parallel to the Westerly boundary line of said Section 5, a distance of 240 feet; thence West and at right angles, a distance of 435 feet to a point on the West line of said Section 5; thence South along the West boundary line of said Section 5, a distance of 240 feet to the REAL POINT OF BEGINNING.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

PARCEL III

That portion of the West half of the Southwest quarter of the Northwest quarter lying Southwesterly of the road described in instrument recorded August 5, 1998 as Instrument No. 9829133, of Official Records, in Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho

EXCEPTING THEREFROM

Commencing at the Southwest corner of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho; and running thence North along the West line of said Section 5, a distance of 265 feet to the REAL POINT OF BEGINNING; thence East and at right angles, a distance of 435 feet; thence North and at right angles and parallel to the Westerly boundary line of said Section 5, a distance of 240 feet; thence West and at right angles, a distance of 435 feet to a point on the West line of said Section 5; thence South along the West boundary line of said Section 5, a distance of 240 feet to the REAL POINT OF BEGINNING.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

ALSO A PART OF PARCEL III

Lots 3 and 4 and the South half of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

SAVE AND EXCEPT the following described real property:

Commencing at the Southeast corner of the above described real property; thence North along the East boundary line of said real property, a distance of 770 feet to the REAL POINT OF BEGINNING; thence West and parallel to the South boundary line of the above described real property, a distance of 70 feet; thence North and parallel to the East boundary line of the above described real property, a distance of 80 feet; thence East and parallel to the South boundary line of the above described real property, a distance of 70 feet; thence South along the East boundary line of said real property, a distance of 80 feet to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT in Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

Commencing at the Northeast corner of the Northwest quarter (which is also the Northeast corner of Government Lot 3) and running South along the East boundary line of the Northwest quarter, a distance of 345 feet to the REAL POINT OF BEGINNING; thence continuing South along said East boundary line, a distance of 230 feet; thence West and parallel to the North boundary line of said Section 5, a distance of 190 feet; thence North and parallel with said East boundary line, a distance of 230 feet; thence East and parallel to the North boundary line of said section 5, a distance of 190 feet to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT in Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

Commencing at the Northeast corner of the Northwest quarter (which is also the Northeast corner of Government Lot 3) and running South along the East boundary line of the Northwest quarter, a distance of 315 feet to the REAL POINT OF BEGINNING; thence continuing South along said East boundary line, a distance of 230 feet; thence West and parallel to the North boundary line of said Section 5, a distance of 190 feet; thence North and parallel with said East boundary line, a distance of 230 feet; thence East and parallel to the North boundary line of said Section 5, a distance of 190 feet to the REAL POINT OF BEGINNING.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

SAVE AND EXCEPT

Commencing at the Southwest corner of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho; and running thence North along the West line of said Section 5, a distance of 265 feet to the REAL POINT OF BEGINNING; thence East and at right angles, a distance of 435 feet; thence North and at right angles and parallel to the Westerly boundary line of said Section 5, a distance of 240 feet; thence West at right angles, a distance of 435 feet to a point on the West line of said Section 5; thence South along the West boundary line of said Section 5, a distance of 240 feet to the REAL POINT OF BEGINNING.

ALSO EXCEPTION THEREFROM

This right-of-way is 50 feet in width and lies in portions of the Southwest quarter of the Northwest quarter of Section 5 and of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and lies in a portion of Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, being 25 feet on each side of a centerline which centerline is more particularly described as follows:

Commencing at the center quarter corner of said Section 5; thence South $1^{\circ}02'37''$ West along the North-South midsection line of said Section 5, a distance of 24.77 feet to the TRUE POINT OF BEGINNING for said centerline; thence North $89^{\circ}03'52''$ West, a distance of 1,322.53 feet; thence North $88^{\circ}50'36''$ West, a distance of 417.28 feet; thence Northwesterly 180.22 feet along the arc of a curve to the right having a central angle of $72^{\circ}21'21''$, a radius of 142.71 feet, and a long chord which bears North $52^{\circ}39'55''$ West, a distance of 168.48 feet; thence North $16^{\circ}29'15''$ West, a distance of 178.68 feet; thence Northwesterly 326.19 feet along the arc of a curve to the left having a central angle of $33^{\circ}14'55''$, a radius of 562.10 feet, and a long chord which bears North $33^{\circ}06'42''$ West, a distance of 321.63 feet; thence North $49^{\circ}44'10''$ West, a distance of 313.08 feet; thence North $47^{\circ}59'00''$ West, a distance of 195.12 feet; thence Northwesterly 393.93 feet along the arc of a curve to the right having a central angle of $48^{\circ}46'24''$, a radius of 462.77 feet, and a long chord which bears North $23^{\circ}35'48''$ West, a distance of 382.15 feet; thence North $0^{\circ}47'24''$ East, a distance of 343.54 feet; thence North $0^{\circ}57'53''$ East, a distance of 747.16 feet; thence North $1^{\circ}07'00''$ East, a distance of 466.63 feet; thence North $1^{\circ}24'21''$ East, a distance of 773.87 feet; thence North $1^{\circ}18'51''$ East, a distance of 462.01 feet; thence North $1^{\circ}33'42''$ East, a distance of 571.05 feet to the termination point for said centerline, which point bears South $0^{\circ}59'42''$ West, a distance of 731.46 feet from the quarter corner common to Sections 31 and 32 of Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

SAVE AND EXCEPT:

A parcel of land located in Government Lot 3 of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, described as follows:

Commencing at the Northwest corner of said Lot 3 (North quarter corner of Section 5), marked by a 5/8 inch rebar in the intersection of Dry Lake Road and Bowmont Road; thence South 00°13'46" West, 345.00 feet along the East line of said Government Lot 3 (in Dry Lake Road) to a PK nail; thence North 89°35'02" West, 190.00 feet to the Northwest corner of that certain parcel of land described in a Warranty Deed, Instrument No. 200375709, of Official Records, between Leonard A. and Fern Hazel Tiegs and Reyes and Esperanza P. Tovar dated February 24, 1992, and being the POINT OF BEGINNING; thence South 00°13'46" West, 230.00 feet along the West line of said deed to the Southwest corner of same; thence North 89°35'02" West, 15.00 feet along the Westerly extension of the South line of said deed to a 5/8 inch rebar; thence North 00°13'46" East, 230.00 feet along a line parallel with the Westerly line of said deed to a 5/8 inch rebar set in the Westerly extension of the Northerly line of said deed; thence South 89°35'02" East, 15.00 feet along said Westerly extension of said Northerly deed line to the POINT OF BEGINNING.

SAVE AND EXCEPT:

A parcel of land located in Government Lot 3 of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, described as follows:

Beginning at the Northwest corner of said Lot 3 (North quarter corner of Section 5), marked by a 5/8 inch rebar in the intersection of Dry Lake Road and Bowmont Road; thence South 00°13'46" West, 115.00 feet along the East line of said Government Lot 3 (in Dry Lake Road) to a PK nail at the Northeast corner of that certain parcel of land described in a Quit Claim Deed, Instrument No. 9921164, of Official Records, dated May 26, 1996; thence North 89°35'02" West, 190.00 feet along the Northerly line of said deed to the Northwest corner of said deed; thence South 00°13'46" West, 230.00 feet along the Westerly line of said deed to the Southwesterly corner of same; thence North 89°35'02" West, 15.00 feet along the Westerly extension of the Southerly line of said deed to a 5/8 inch rebar; thence North 00°13'46" East, 345.00 feet along a line parallel with the Westerly line of said deed to a 5/8 inch rebar set in the Northerly line of said Section 5; thence South 89°35'02" East, 205.00 feet along said Northerly section line to the POINT OF BEGINNING.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

PARCEL IV

North half of the Southwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

This right-of-way is 50 feet in width and lies in portions of the Southwest quarter and the Northwest quarter of Section 5 and of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and lies in a portion of Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian being 25 feet on each side of a centerline which centerline is more particularly described as follows:

Commencing at the center quarter corner of said Section 5; thence South $1^{\circ}02'37''$ West along the North-South midsection line of said Section 5, a distance of 24.77 feet to the TRUE POINT OF BEGINNING for said centerline; thence North $89^{\circ}03'52''$ West, a distance of 1,322.53 feet; thence North $88^{\circ}50'36''$ West, a distance of 417.28 feet; thence Northwesterly 180.22 feet along the arc of a curve to the right having a central angle of $72^{\circ}21'21''$, a radius of 142.71 feet, and a long chord which bears North $52^{\circ}39'55''$ West, a distance of 168.48 feet; thence North $16^{\circ}29'15''$ West, a distance of 178.68 feet; thence Northwesterly 326.19 feet along the arc of a curve to the left having a central angle of $33^{\circ}14'55''$, a radius of 562.10 feet, and a long chord which bears North $33^{\circ}06'42''$ West, a distance of 321.63 feet; thence North $49^{\circ}44'10''$ West, a distance of 313.08 feet; thence North $47^{\circ}59'00''$ West, a distance of 195.12 feet; thence Northwesterly 393.93 feet along the arc of a curve to the right having a central angle of $48^{\circ}46'24''$, a radius of 462.77 feet, and a long chord which bears North $23^{\circ}35'48''$ West, a distance of 382.15 feet; thence North $0^{\circ}47'24''$ East, a distance of 343.54 feet; thence North $0^{\circ}57'53''$ East, a distance of 747.16 feet; thence North $1^{\circ}07'00''$ East, a distance of 466.63 feet; thence North $1^{\circ}24'21''$ East, a distance of 773.87 feet; thence North $1^{\circ}18'51''$ East, a distance of 462.01 feet; thence North $1^{\circ}33'42''$ East, a distance of 571.05 feet to the termination point for said centerline which point bears South $0^{\circ}59'42''$ West, a distance of 731.46 feet from the quarter corner common to Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL V

All that portion of the Northeast quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, that lies South and West, of the Mora Canal right-of-way.

PARCEL VI

The West half of the Southeast quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

PARCEL VII

The East half of the Southeast quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL VIII

The South half of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM the Northeast quarter of the Southeast quarter of the Northeast quarter of Section 6, Township 1 North, Range 2 West.

AND EXCEPTING THEREFROM the East half of Northwest quarter of the Southeast quarter of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL IX

Commencing at the North quarter corner of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho; and running South $0^{\circ}01'$ East, 223.8 feet along the West line of Lot 2 of Section 6, Township 1 North, Range 2 West, Boise Meridian, the REAL POINT OF BEGINNING; thence continuing South along the West line of the aforementioned Lot 2 of Section 6, 1,102.0 feet; thence North $89^{\circ}58'$ East along the South line of Lots 1 and 2, of Section 6, Township 1 North, Range 2 West, Boise Meridian, 1,825.0 feet; thence North $58^{\circ}54'$ West, 2,132.0 feet to the POINT OF BEGINNING, all of the above described property lying in Lots 1 and 2 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL X

The Northeast quarter of the Southeast quarter of the Northeast quarter and the East half of the Northwest quarter of the Southeast quarter of the Northeast quarter, all in Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

This right-of-way is 50 feet in width and lies in portions of the Southwest quarter and the Northwest quarter of Section 5 and of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and lies in a portion of Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, being 25 feet on each side of a centerline which centerline is more particularly described as follows:

Commencing at the center quarter corner of said Section 5; thence South $1^{\circ}02'37''$ West along the North-South midsection line of said Section 5, a distance of 24.77 feet to the TRUE POINT OF BEGINNING for said centerline; thence

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

North 89°03'52" West, a distance of 1,322.53 feet; thence
North 88°50'36" West, a distance of 417.28 feet; thence
Northwesterly 180.22 feet along the arc of a curve to the right having a central angle of
72°21'21", a radius of 142.71 feet, and a long chord which bears North 52°39'55" West, a
distance of 168.48 feet; thence
North 16°29'15" West, a distance of 178.68 feet; thence
Northwesterly 326.19 feet along the arc of a curve to the left having a central angle of
33°14'55", a radius of 562.10 feet, and a long chord which bears North 33°06'42" West, a
distance of 321.63 feet; thence
North 49°44'10" West, a distance of 313.08 feet; thence
North 47°59'00" West, a distance of 195.12 feet; thence
Northwesterly 393.93 feet along the arc of a curve to the right having a central angle of
48°46'24", a radius of 462.77 feet, and a long chord which bears North 23°35'48" West, a
distance of 382.15 feet; thence
North 0°47'24" East, a distance of 343.54 feet; thence
North 0°57'53" East, a distance of 747.16 feet; thence
North 1°07'00" East, a distance of 466.63 feet; thence
North 1°24'21" East, a distance of 773.87 feet; thence
North 1°18'51" East, a distance of 462.01 feet; thence
North 1°33'42" East, a distance of 571.05 feet to the termination point for said
centerline, which point bears South 0°59'42" West, a distance of 731.46 feet from the
quarter corner common to Sections 31 and 32, Township 2 North, Range 2 West, Boise
Meridian, Canyon County, Idaho.

PARCEL XI

This parcel is a portion of the Southeast quarter of section 6, Township 1 North, Range 2
West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Beginning at the Northeast corner of the said Southeast quarter, thence
South 0°58'46" West along the East boundary of the said Southeast quarter, a distance of
254.31 feet; thence
South 75°29'17" West, a distance of 174.22 feet; thence
South 79°55'27" West, a distance of 241.97 feet; thence
South 88°28'35" West, a distance of 280.23 feet; thence
North 84°07'17" West, a distance of 111.48 feet; thence
North 78°38'13" West, a distance of 358.97 feet; thence
North 79°59'05" West, a distance of 185.05 feet; thence
North 82°45'12" West, a distance of 472.38 feet; thence
North 75°36'00" West, a distance of 86.72 feet; thence
North 71°12'20" West, a distance of 331.18 feet; thence
North 74°16'13" West, a distance of 279.95 feet to a point on the North boundary of the
said Southeast quarter; thence
South 89°17'47" East along the said North boundary, a distance of 2,472.21 feet to the
POINT OF BEGINNING.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

PARCEL XII

This parcel is a portion of the Southeast quarter of the Northwest quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Beginning at the Northeast corner of the said Southeast quarter of the Northwest quarter; thence South 0°52'27" West along the East boundary of the said Southeast quarter of the Northwest quarter, a distance of 300.88 feet; thence North 67°31'05" West, a distance of 211.05 feet; thence North 65°30'58" West, a distance of 78.97 feet; thence North 57°38'37" West, a distance of 115.36 feet; thence North 55°25'07" West, a distance of 234.79 feet to a point on the North boundary of the said Southeast quarter of the Northwest quarter; thence South 89°13'36" East along the said North boundary, a distance of 562.28 feet to the POINT OF BEGINNING.

PARCEL XIII

This parcel is a portion of Government Lot 4 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Commencing at the Northwest corner of said Government Lot 4; thence South 0°51'57" West along the West boundary of said Government Lot 4, a distance of 333.12 feet (formerly South, a distance of 330 feet); thence South 89°13'36" East (formerly East), along a line parallel with the South boundary of said Government Lot 4, a distance of 840.10 feet to the TRUE POINT OF BEGINNING; thence continuing South 89°13'36" East, a distance of 479.90 feet to a point on a line that is parallel with and 1,320.00 feet Easterly of the said West boundary of Government Lot 4; thence South 0°51'57" West along the said parallel line, a distance of 419.14 feet to a point 580.23 feet Northerly of the said South boundary of Government Lot 4; thence North 52°55'28" West, a distance of 55.73 feet; thence North 40°40'58" West, a distance of 108.42 feet; thence North 28°52'43" West, a distance of 193.15 feet; thence North 33°26'57" West, a distance of 60.62 feet; thence North 73°45'07" West, a distance of 191.69 feet; thence North 52°37'10" West, a distance of 59.97 feet to the TRUE POINT OF BEGINNING.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

PARCEL XIV

Lots 3 and 4 of Section 6, Township 1 North, and Lot 4 and the Southeast quarter of the Southwest quarter of Section 31, Township 2 North, all in Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM the following

Commencing at the Northwest corner of Lot 4 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and running South along the West line of Lot 4, a distance of 330 feet to the REAL POINT OF BEGINNING; thence continuing South along said West line 990 feet to the Southwest corner of Lot 4; thence East along the South line of Lot 4, a distance of 1,320 feet; thence North and parallel to the West line of Lot 4, 990 feet; thence Westerly parallel to the South line of Lot 4, 1,320 feet to the REAL POINT OF BEGINNING.

All contained in Government Lot 4 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

AND EXCEPTING THEREFROM that portion of Lot 3, Lot 4 and the Southeast quarter of the Northwest quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho and Lot 4 of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, lying South and West of the following described line:

Beginning at a point that is
South $0^{\circ}52'27''$ West along the East boundary from the Northeast corner of the said Southeast quarter of the Northwest quarter, a distance of 300.88 feet to the REAL POINT OF BEGINNING of said line; thence
North $67^{\circ}31'05''$ West, a distance of 211.05 feet; thence
North $65^{\circ}30'58''$ West, a distance of 78.97 feet; thence
North $57^{\circ}38'37''$ West, a distance of 115.36 feet; thence
North $55^{\circ}25'07''$ West, a distance of 234.79 feet to a point on the North boundary of said Southeast quarter of the Northwest quarter; thence continuing
North $55^{\circ}25'07''$ West, a distance of 23.96 feet; thence
North $54^{\circ}54'28''$ West, a distance of 112.11 feet; thence
North $51^{\circ}45'14''$ West, a distance of 119.19 feet; thence
North $49^{\circ}17'31''$ West, a distance of 197.98 feet; thence
North $52^{\circ}55'29''$ West, a distance of 513.63 feet; thence
North $52^{\circ}55'28''$ West, a distance of 55.73 feet; thence
North $40^{\circ}40'58''$ West, a distance of 108.42 feet; thence
North $28^{\circ}52'43''$ West, a distance of 193.15 feet; thence
North $33^{\circ}26'57''$ West, a distance of 60.62 feet; thence
North $73^{\circ}45'07''$ West, a distance of 191.69 feet; thence
North $52^{\circ}37'10''$ West, a distance of 59.97 feet; thence continuing

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

North 52°37'10" West, a distance of 157.29 feet; thence
North 53°23'06" West, a distance of 236.11 feet; thence
North 55°11'55" West, a distance of 273.91 feet; thence
North 60°11'41" West, a distance of 162.99 feet; thence
North 60°58'30" West, a distance of 172.60 feet to the West boundary of Government Lot 4
of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, the
POINT OF TERMINATION of said line.

ALSO EXCEPTING THEREFROM a right-of-way disclosed by instrument recorded August 16, 1966
as Instrument No. 585024, of Official Records.

PARCEL XV

The Southeast quarter and the Northeast quarter of the Southwest quarter of Section 31,
Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM a portion of the Northeast quarter of the Southeast quarter of Section
31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more
particularly described by metes and bounds as follows:

Commencing at the Southeast corner of Section 31, Township 2 North, Range 2 West, Boise
Meridian, Canyon County, Idaho, and running
North 0°13'00" East, 1,322.91 feet along the Easterly boundary of said Section 31 to the
Southeast corner of the Northeast quarter of the Southeast quarter, said Section 31;
thence continuing
North 0°13'00" East, 652.43 feet (formerly described as North 0°13' East, 652.2 feet)
along said Easterly boundary of Section 31 to the TRUE POINT OF BEGINNING; thence
continuing
North 0°13'00" East, 387.10 feet (formerly described as North 0°13' East, 387.04 feet)
along said Easterly boundary of Section 31 to a point which bears
South 0°13'00" West, 283.38 feet from the Northeast corner of the Southeast quarter of
said Section 31; thence
North 51°02'40" West, 452.17 feet (formerly described as North 50°57' West, 452.24 feet)
to a point on the Northerly boundary of the said Southeast quarter of Section 31, said
point being
North 89°51'07" West, 352.70 feet from the said Northeast corner of the Southeast quarter
of Section 31; thence
North 89°51'07" West, 634.99 feet (formerly described as North 89°45' West, 638.29 feet)
along said Northerly boundary of the Southeast quarter of Section 31 to a point; thence
South 18°30'45" West, 174.88 feet (formerly described as South 18°09' West, 170.8 feet) to
a point; thence
South 63°07'30" East, 590.42 feet (formerly described as South 63°33' East, 596.49 feet)
to a point; thence
South 64°56'40" East, 567.42 feet (formerly described as South 65°25' East, 573.19 feet)
to the POINT OF BEGINNING.

PARCEL XVI

The Southwest quarter of the Southwest quarter of Section 32, Township 2 North, Range 2
West, Boise Meridian, Canyon County, Idaho.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

PARCEL XVII

Lots 1 and 2 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

Commencing at the North quarter corner of Section 6, and running South 0°01' East, 223.8 feet along the West line of Lot 2 of Section 6, the REAL POINT OF BEGINNING; thence continuing South along the West line of Lot 2, a distance of 1,102.0 feet; thence North 89°58' East along the South line of Lots 1 and 2, a distance of 1,825 feet; thence North 58°54' West, 2,132.0 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM out of Parcels XV, XVI AND XVII:

This right-of-way is 50 feet in width and lies in portions of the Southwest quarter and the Northwest quarter of Section 5 and of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and lies in a portion of Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, being 25 feet on each side of a centerline which centerline is more particularly described as follows:

Commencing at the center quarter corner of said Section 5; thence South 1°02'37" West along the North-South midsection line of said Section 5, a distance of 24.77 feet to the TRUE POINT OF BEGINNING for said centerline; thence North 89°03'52" West, a distance of 1,322.53 feet; thence North 88°50'36" West, a distance of 417.28 feet; thence Northwesterly 180.22 feet, along the arc of a curve to the right having a central angle of 72°21'21", a radius of 142.71 feet, and a long chord which bears North 52°39'55" West, a distance of 168.48 feet; thence North 16°29'15" West, a distance of 178.68 feet; thence Northwesterly 326.19 feet along the arc of a curve to the left having a central angle of 33°14'55", a radius of 562.10 feet, and a long chord which bears North 33°06'42" West, a distance of 321.63 feet; thence North 49°44'10" West, a distance of 313.08 feet; thence North 47°59'00" West, a distance of 195.12 feet; thence Northwesterly 393.93 feet along the arc of a curve to the right having a central angle of 48°46'24", a radius of 462.77 feet, and a long chord which bears North 23°35'48" West, a distance of 382.15 feet; thence North 0°47'24" East, a distance of 343.54 feet; thence North 0°57'53" East, a distance of 747.16 feet; thence North 1°07'00" East, a distance of 466.63 feet; thence North 1°24'21" East, a distance of 773.87 feet; thence North 1°18'51" East, a distance of 462.01 feet; thence North 1°33'42" East, a distance of 571.05 feet to the termination point for said centerline, which point bears South 0°59'42" West, a distance of 731.46 feet from the quarter corner common to Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

(continued)

Exhibit A (continued)

LEGAL DESCRIPTION (continued)

PARCEL XVIII

Lot 3 in Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM in Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

Beginning at the Northwest corner of Government Lot 3, the REAL POINT OF BEGINNING; thence South 89°06'27" East along the North boundary of said Government Lot 3, a distance of 854.95 feet; thence South 5°00'00" West, a distance of 374.96 feet; thence South 12°55'25" West, a distance of 149.02 feet; thence North 82°33'12" West, a distance of 252.41 feet; thence North 77°29'53" West, a distance of 202.42 feet; thence North 73°09'27" West, a distance of 361.75 feet to a point on the West boundary of said Government Lot 3; thence North 0°51'53" East along the said West boundary, a distance of 350.79 feet to the REAL POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM a right-of-way as disclosed by instrument recorded August 15, 1966 as Instrument No. 585024, of Official Records.

RECEIVED

AUG 19 2008

WATER RESOURCES
WESTERN REGION

REQUEST
TYPE Deed FEE 11

TRANSACTION TITLE

CANYON COUNTY RECORDER

6 MONTH SALES

2008 JUN 2 PM 4 55

RECORDED

37

200643041

0500038560 / NBI

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED, made effective as of the 1st day of June, 2006, between the Harold Tiegs Testamentary Trust, Leland S. Tiegs and Michael D. Tiegs, Co-Trustees; the Janet Tiegs Scott Living Trust, Leland S. Tiegs, Trustee; Linda Tiegs Smith, as personal representative for the Estate of Fern H. Tiegs and the Estate of Leonard Tiegs; Dry Lake, LLC, an Idaho limited liability company; Hopkins Farms, LLC, an Idaho limited liability company; Linda F. Smith, a married individual dealing in her sole and separate property; Bradley W. Watson, a married individual dealing in his sole and separate property; Jeffrey J. Watson, a married individual dealing in his sole and separate property; Leland S. Tiegs, a married individual dealing in his sole and separate property; Michael D. Tiegs, a married individual dealing in his sole and separate property (individually, "GRANTORS" and collectively, "GRANTOR"), and DBSI Tiger 979 LLC, an Idaho limited liability company ("GRANTEE"), whose address is 1550 S. Tech Lane, Meridian, Idaho 83642;

WITNESSETH:

The GRANTOR, for good and valuable consideration, to it in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the GRANTEE, and to its successors and assigns forever, all of the following described real property (collectively "Property") situate in the County of Canyon, State of Idaho, to-wit:

1. Hopkins Farms, LLC, an Idaho limited liability company, as to a 25.9803% interest; Linda F. Smith, as to an undivided 22.0593% interest; Bradley W. Watson, as to an undivided 12.9901% interest; Jeffrey J. Watson, as to an undivided 12.9901% interest; Leland S. Tiegs, as to an undivided 12.9901% interest; Michael D. Tiegs, as to an undivided 12.9901% interest; the heirs and devisees of Leonard A. Tiegs, deceased, and Fern H. Tiegs, deceased, as their interest may appear; with respect to:

THAT CERTAIN REAL PROPERTY DESCRIBED AS PARCEL I ON "EXHIBIT A" ATTACHED HERETO AND MADE A PART HEREOF.

2. Hopkins Farms, LLC, an Idaho limited liability company; the Harold Tiegs Testamentary Trust; and the Janet Tiegs Scott Living Trust; with respect to:

THAT CERTAIN REAL PROPERTY DESCRIBED AS **PARCEL II** ON "EXHIBIT A" ATTACHED HERETO AND MADE A PART HEREOF.

3. Hopkins Farms, LLC, an Idaho limited liability company, as to a 25.9803% interest; Linda F. Smith, as to an undivided 22.0593% interest; Bradley W. Watson, as to an undivided 12.9901% interest; Jeffrey J. Watson, as to an undivided 12.9901% interest; Leland S. Tiegs, as to an undivided 12.9901% interest; and Michael D. Tiegs, as to an undivided 12.9901% interest; with respect to:

THAT CERTAIN REAL PROPERTY DESCRIBED AS **PARCEL III** ON "EXHIBIT A" ATTACHED HERETO AND MADE A PART HEREOF.

4. Dry Lake, LLC, an Idaho limited liability company, with respect to:

THAT CERTAIN REAL PROPERTY DESCRIBED AS **PARCELS IV, V, VI, VII, VIII and IX** ON "EXHIBIT A" ATTACHED HERETO AND MADE A PART HEREOF.

5. The Harold Tiegs Testamentary Trust, as to an undivided one-half interest; and the Janet Tiegs Scott Living Trust, as to an undivided one-half interest; with respect to:

THAT CERTAIN REAL PROPERTY DESCRIBED AS **PARCELS X, XI, XII, XIII, XIV and XVIII** ON "EXHIBIT A" ATTACHED HERETO AND MADE A PART HEREOF.

6. Dry Lake, LLC, an Idaho limited liability company; the Harold Tiegs Testamentary Trust; and the Janet Tiegs Scott Living Trust; with respect to:

THAT CERTAIN REAL PROPERTY DESCRIBED AS **PARCELS XV, XVI, and XVII** ON "EXHIBIT A" ATTACHED HERETO AND MADE A PART HEREOF.

SUBJECT TO:

ALL MATTERS OF PUBLIC RECORD INCLUDING, WITHOUT LIMITATION, THOSE ITEMS SET FORTH ON "EXHIBIT B" ATTACHED HERETO AND MADE A PART HEREOF BY THIS REFERENCE

TOGETHER WITH all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including any buildings, fixtures and other improvements located thereon; all water rights, water systems, wells, springs, water, ditches, ditch rights, etc., if any, that are appurtenant thereto and that are now on or used in connection with the Property; and all estate, right, title and interest in and to the Property, as well in law as in equity, of the said GRANTOR.

TO HAVE AND TO HOLD all and singular the above-described Property, together with the appurtenances unto the GRANTEE, and to its successors and assigns forever, and the

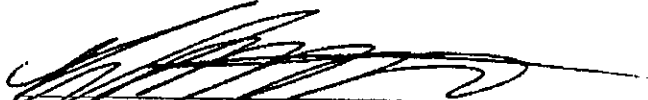
GRANTOR does hereby covenant to and with the said GRANTEE and its successors and assigns, that the GRANTORS are the owner in fee simple of their respective portions of the Property as described above; that the Property is free from all encumbrances made by the GRANTOR except as may be otherwise expressly specified herein; and that the GRANTORS will warrant and defend their respective portions of the Property as described above from all lawful claims of all persons claiming by, through or under the respective GRANTORS.

IN WITNESS WHEREOF, each of the GRANTORS has caused its name to be hereunto subscribed this 1st day of June, 2006.

(End of text. Signature pages to follow.)

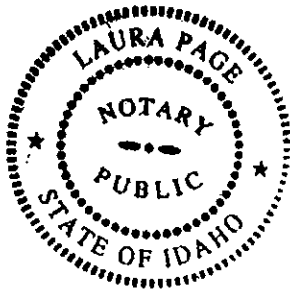
GRANTOR:

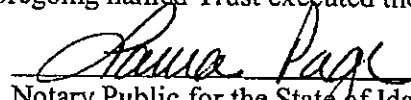
The Janet Tiegs Scott Living Trust


Leland S. Tiegs, Trustee

State of Idaho)
 ss.
County of Ada)

On this 1 day of June, 2006, before me Laura Page, a notary public, personally appeared Leland S. Tiegs, known or identified to me to be the Trustee, or one of the Trustees of The Janet Tiegs Scott Living Trust under trust agreement dated December 29, 1989 and acknowledged to me that by attaching said Trustee's signature on the foregoing instrument, the foregoing named Trust executed the same.




Notary Public for the State of Idaho
Residing at _____
My Commission expires: Residing in Boise, Idaho
Commission expires 07-30-08

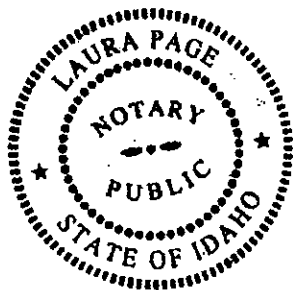
The Harold Tiegs Testamentary Trust



Leland S. Tiegs, Co-Trustee

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page, a notary public, personally appeared Leland S. Tiegs, known or identified to me to be the Trustee, or one of the Trustees of The Harold Tiegs Testamentary Trust under trust agreement dated October 9, 1979, and acknowledged to me that by attaching said Trustee's signature on the foregoing instrument, the foregoing named Trust executed the same.



Laura Page
Notary Public for the State of Idaho
Residing at _____
My Commission expires: _____

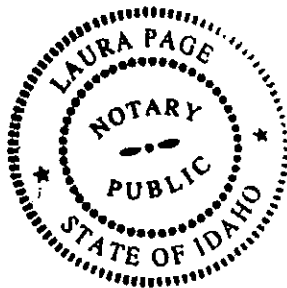
Residing in Boise, Idaho
Commission expires 07-30-09

The Harold Tiegs Testamentary Trust

Michael D. Tiegs
Michael D. Tiegs, Co-Trustee

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page, a notary public, personally appeared Michael D. Tiegs, known or identified to me to be the Trustee, or one of the Trustees of The Harold Tiegs Testamentary Trust under trust agreement dated October 9, 1979, and acknowledged to me that by attaching said Trustee's signature on the foregoing instrument, the foregoing named Trust executed the same.



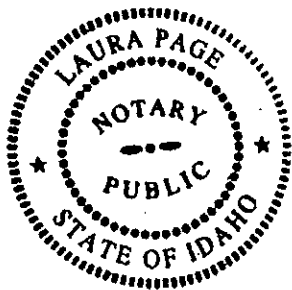
Laura Page
Notary Public for the State of Idaho
Residing at _____
My Commission expires: Residing in Boise, Idaho
Commission expires 07-30-09

ESTATE OF FERN H. TIEGS

By: Linda Tieg Smith
Linda Tieg Smith, Personal Representative

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page, a notary public, personally appeared Linda Tieg Smith, Personal Representative of the Estate of Fern H. Tieg, 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.



Laura Page
Notary Public for the State of Idaho
Residing at _____
My Commission expires: _____

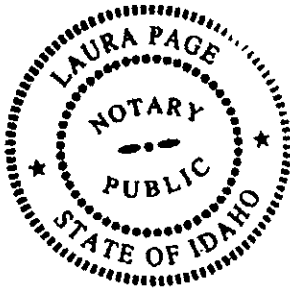
Residing in Boise, Idaho
Commission expires 07-30-09

ESTATE OF LEONARD A. TIEGS

By: Linda Tiegs Smith
Linda Tiegs Smith, Personal Representative

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page, a notary public, personally appeared Linda Tiegs Smith, Personal Representative of the Estate of Leonard A. Tiegs, 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.



Laura Page
Notary Public for the State of Idaho
Residing at _____
My Commission expires: _____

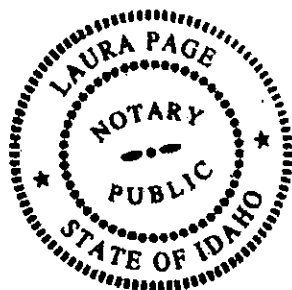
Residing in Boise, Idaho
Commission expires 07-30-09

DRY LAKE, LLC, an Idaho limited liability
company

By: Linda F. Smith
Linda F. Smith, Manager

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page
_____, a notary public, personally appeared Linda F. Smith, known or identified to me to be a
Manager of Dry Lake, LLC, the limited liability company that executed the instrument or the
person who executed the instrument on behalf of said limited liability company and
acknowledged to me that such limited liability company executed the same.



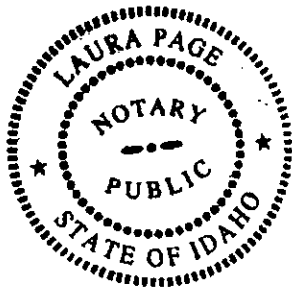
Laura Page
Notary Public for the State of Idaho
Residing at _____
My Commission expires: Residing in Boise, Idaho
Commission expires 07-30-09

HOPKINS FARMS, LLC, an Idaho limited liability company

By: Linda F. Smith
Linda F. Smith, Manager

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page, a notary public, personally appeared Linda F. Smith, known or identified to me to be a Manager Member of Hopkins Farms, LLC, the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.



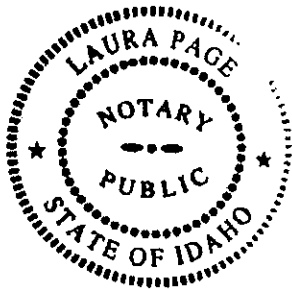
Laura Page
Notary Public for the State of Idaho
Residing at _____
My Commission expires: Residing in Boise, Idaho
Commission expires 07-30-09

Linda F. Smith

Linda F. Smith

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page a notary public, personally appeared Linda F. Smith, 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.



Laura Page
Notary Public for the State of Idaho

Residing at _____

My Commission expires: _____

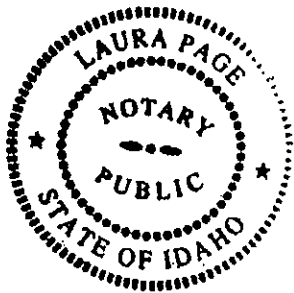
Residing in Boise, Idaho

Commission expires 07-30-09

Bradley W. Watson
Bradley W. Watson

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page, a notary public, personally appeared Bradley W. Watson, 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.

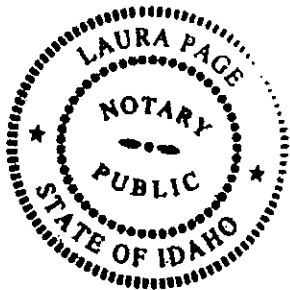


Laura Page
Notary Public for the State of Idaho
Residing at _____
My Commission expires: _____
Residing in Boise, Idaho
Commission expires 07-30-09

Jeffrey J. Watson
Jeffrey J. Watson

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page, a notary public, personally appeared Jeffrey J. Watson, 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.

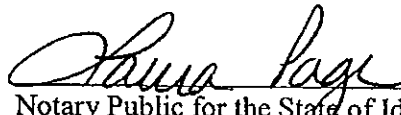


Laura Page
Notary Public for the State of Idaho
Residing at _____
My Commission expires: _____
Residing in Boise, Idaho
Commission expires 07-30-09


Leland S. Tiegs

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page, a notary public, personally appeared Leland S. Tiegs, 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.

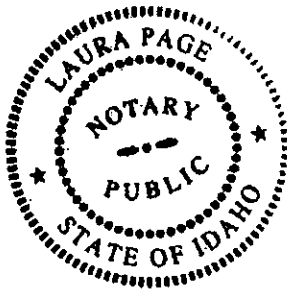

Notary Public for the State of Idaho
Residing at _____
My Commission expires: _____

Residing in Boise, Idaho
Commission expires 07-30-09

Michael D. Tiegs
Michael D. Tiegs

State of Idaho)
County of Ada) ss.

On this 1 day of June, 2006, before me Laura Page a notary public, personally appeared Michael D. Tiegs, 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.



Laura Page
Notary Public for the State of Idaho
Residing at _____
My Commission expires: Residing in Boise, Idaho
Commission expires 07-30-09

EXHIBIT A

Property

[See attached.]

EXHIBIT A

S:\CLIENTS\17845\2\Deed -- All Parties GP02.DOC

PARCEL I

That portion of the Southeast quarter of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho. More particularly described as follows:

Commencing at the Southeast corner of the Southeast quarter of the Northwest quarter of Section 5, Township 1 North, Range 2 West; thence North along the East boundary line of said real property, a distance of 770 feet to the REAL POINT OF BEGINNING; thence West and parallel to the South boundary line of the above described real property, a distance of 70 feet; thence North and parallel to the East boundary line of the above described real property, a distance of 80 feet; thence East and parallel to the South boundary line of the above described real property, a distance of 70 feet; thence South along the East boundary line of said real property, a distance of 80 feet to the REAL POINT OF BEGINNING.

PARCEL II

Commencing at the Southwest corner of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho; and running thence North along the West line of said Section 5, a distance of 265 feet to the REAL POINT OF BEGINNING; thence East and at right angles, a distance of 435 feet; thence North and at right angles and parallel to the Westerly boundary line of said Section 5, a distance of 240 feet; thence West and at right angles, a distance of 435 feet to a point on the West line of said Section 5; thence South along the West boundary line of said Section 5, a distance of 240 feet to the REAL POINT OF BEGINNING.

(continued)

PARCEL III

That portion of the West half of the Southwest quarter of the Northwest quarter lying Southwesterly of the road described in instrument recorded August 5, 1998 as Instrument No. 9829133, of Official Records, in Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho

EXCEPTING THEREFROM

Commencing at the Southwest corner of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho; and running thence North along the West line of said Section 5, a distance of 265 feet to the REAL POINT OF BEGINNING; thence East and at right angles, a distance of 435 feet; thence North and at right angles and parallel to the Westerly boundary line of said Section 5, a distance of 240 feet; thence West and at right angles, a distance of 435 feet to a point on the West line of said Section 5; thence South along the West boundary line of said Section 5, a distance of 240 feet to the REAL POINT OF BEGINNING.

(continued)

ALSO A PART OF PARCEL III

Lots 3 and 4 and the South half of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

SAVE AND EXCEPT the following described real property:

Commencing at the Southeast corner of the above described real property; thence North along the East boundary line of said real property, a distance of 770 feet to the REAL POINT OF BEGINNING; thence West and parallel to the South boundary line of the above described real property, a distance of 70 feet; thence North and parallel to the East boundary line of the above described real property, a distance of 80 feet; thence East and parallel to the South boundary line of the above described real property, a distance of 70 feet; thence South along the East boundary line of said real property, a distance of 80 feet to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT in Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

Commencing at the Northeast corner of the Northwest quarter (which is also the Northeast corner of Government Lot 3) and running South along the East boundary line of the Northwest quarter, a distance of 345 feet to the REAL POINT OF BEGINNING; thence continuing South along said East boundary line, a distance of 230 feet; thence West and parallel to the North boundary line of said Section 5, a distance of 190 feet; thence North and parallel with said East boundary line, a distance of 230 feet; thence East and parallel to the North boundary line of said section 5, a distance of 190 feet to the REAL POINT OF BEGINNING.

SAVE AND EXCEPT in Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

Commencing at the Northeast corner of the Northwest quarter (which is also the Northeast corner of Government Lot 3) and running South along the East boundary line of the Northwest quarter, a distance of 115 feet to the REAL POINT OF BEGINNING; thence continuing South along said East boundary line, a distance of 230 feet; thence West and parallel to the North boundary line of said Section 5, a distance of 190 feet; thence North and parallel with said East boundary line, a distance of 230 feet; thence East and parallel to the North boundary line of said Section 5, a distance of 190 feet to the REAL POINT OF BEGINNING.

(continued)

SAVE AND EXCEPT

Commencing at the Southwest corner of the Northwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho; and running thence North along the West line of said Section 5, a distance of 265 feet to the REAL POINT OF BEGINNING; thence East and at right angles, a distance of 435 feet; thence North and at right angles and parallel to the Westerly boundary line of said Section 5, a distance of 240 feet; thence West at right angles, a distance of 435 feet to a point on the West line of said Section 5; thence South along the West boundary line of said Section 5, a distance of 240 feet to the REAL POINT OF BEGINNING.

ALSO EXCEPTION THEREFROM

This right-of-way is 50 feet in width and lies in portions of the Southwest quarter of the Northwest quarter of Section 5 and of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and lies in a portion of Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, being 25 feet on each side of a centerline which centerline is more particularly described as follows:

Commencing at the center quarter corner of said Section 5; thence South $1^{\circ}02'37''$ West along the North-South midsection line of said Section 5, a distance of 24.77 feet to the TRUE POINT OF BEGINNING for said centerline; thence North $89^{\circ}03'52''$ West, a distance of 1,322.53 feet; thence North $88^{\circ}50'36''$ West, a distance of 417.28 feet; thence Northwesterly 180.22 feet along the arc of a curve to the right having a central angle of $72^{\circ}21'21''$, a radius of 142.71 feet, and a long chord which bears North $52^{\circ}39'55''$ West, a distance of 168.48 feet; thence North $16^{\circ}29'15''$ West, a distance of 178.68 feet; thence Northwesterly 326.19 feet along the arc of a curve to the left having a central angle of $33^{\circ}14'55''$, a radius of 562.10 feet, and a long chord which bears North $33^{\circ}06'42''$ West, a distance of 321.63 feet; thence North $49^{\circ}44'10''$ West, a distance of 313.08 feet; thence North $47^{\circ}59'00''$ West, a distance of 195.12 feet; thence Northwesterly 393.93 feet along the arc of a curve to the right having a central angle of $48^{\circ}46'24''$, a radius of 462.77 feet, and a long chord which bears North $23^{\circ}35'48''$ West, a distance of 382.15 feet; thence North $0^{\circ}47'24''$ East, a distance of 343.54 feet; thence North $0^{\circ}57'53''$ East, a distance of 747.16 feet; thence North $1^{\circ}07'00''$ East, a distance of 466.63 feet; thence North $1^{\circ}24'21''$ East, a distance of 773.87 feet; thence North $1^{\circ}18'51''$ East, a distance of 462.01 feet; thence North $1^{\circ}33'42''$ East, a distance of 571.05 feet to the termination point for said centerline, which point bears South $0^{\circ}59'42''$ West, a distance of 731.46 feet from the quarter corner common to Sections 31 and 32 of Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

(continued)

SAVE AND EXCEPT:

A parcel of land located in Government Lot 3 of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, described as follows:

Commencing at the Northwest corner of said Lot 3 (North quarter corner of Section 5), marked by a 5/8 inch rebar in the intersection of Dry Lake Road and Bowmont Road; thence South 00°13'46" West, 345.00 feet along the East line of said Government Lot 3 (in Dry Lake Road) to a PK nail; thence North 89°35'02" West, 190.00 feet to the Northwest corner of that certain parcel of land described in a Warranty Deed, Instrument No. 200375709, of Official Records, between Leonard A. and Fern Hazel Tiegs and Reyes and Esperanza P. Tovar dated February 24, 1992, and being the POINT OF BEGINNING; thence South 00°13'46" West, 230.00 feet along the West line of said deed to the Southwest corner of same; thence North 89°35'02" West, 15.00 feet along the Westerly extension of the South line of said deed to a 5/8 inch rebar; thence North 00°13'46" East, 230.00 feet along a line parallel with the Westerly line of said deed to a 5/8 inch rebar set in the Westerly extension of the Northerly line of said deed; thence South 89°35'02" East, 15.00 feet along said Westerly extension of said Northerly deed line to the POINT OF BEGINNING.

SAVE AND EXCEPT:

A parcel of land located in Government Lot 3 of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, described as follows:

Beginning at the Northwest corner of said Lot 3 (North quarter corner of Section 5), marked by a 5/8 inch rebar in the intersection of Dry Lake Road and Bowmont Road; thence South 00°13'46" West, 115.00 feet along the East line of said Government Lot 3 (in Dry Lake Road) to a PK nail at the Northeast corner of that certain parcel of land described in a Quit Claim Deed, Instrument No. 9921164, of Official Records, dated May 26, 1996; thence North 89°35'02" West, 190.00 feet along the Northerly line of said deed to the Northwest corner of said deed; thence South 00°13'46" West, 230.00 feet along the Westerly line of said deed to the Southwesterly corner of same; thence North 89°35'02" West, 15.00 feet along the Westerly extension of the Southerly line of said deed to a 5/8 inch rebar; thence North 00°13'46" East, 345.00 feet along a line parallel with the Westerly line of said deed to a 5/8 inch rebar set in the Northerly line of said Section 5; thence South 89°35'02" East, 205.00 feet along said Northerly section line to the POINT OF BEGINNING.

(continued)

PARCEL IV

North half of the Southwest quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

This right-of-way is 50 feet in width and lies in portions of the Southwest quarter and the Northwest quarter of Section 5 and of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and lies in a portion of Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian being 25 feet on each side of a centerline which centerline is more particularly described as follows:

Commencing at the center quarter corner of said Section 5; thence South $1^{\circ}02'37''$ West along the North-South midsection line of said Section 5, a distance of 24.77 feet to the TRUE POINT OF BEGINNING for said centerline; thence North $89^{\circ}03'52''$ West, a distance of 1,322.53 feet; thence North $88^{\circ}50'36''$ West, a distance of 417.28 feet; thence Northwest 180.22 feet along the arc of a curve to the right having a central angle of $72^{\circ}21'21''$, a radius of 142.71 feet, and a long chord which bears North $52^{\circ}39'55''$ West, a distance of 168.48 feet; thence North $16^{\circ}29'15''$ West, a distance of 178.68 feet; thence Northwest 326.19 feet along the arc of a curve to the left having a central angle of $33^{\circ}14'55''$, a radius of 562.10 feet, and a long chord which bears North $33^{\circ}06'42''$ West, a distance of 321.63 feet; thence North $49^{\circ}44'10''$ West, a distance of 313.08 feet; thence North $47^{\circ}59'00''$ West, a distance of 195.12 feet; thence Northwest 393.93 feet along the arc of a curve to the right having a central angle of $48^{\circ}46'24''$ a radius of 462.77 feet, and a long chord which bears North $23^{\circ}35'48''$ West, a distance of 382.15 feet; thence North $0^{\circ}47'24''$ East, a distance of 343.54 feet; thence North $0^{\circ}57'53''$ East, a distance of 747.16 feet; thence North $1^{\circ}07'00''$ East, a distance of 466.63 feet; thence North $1^{\circ}24'21''$ East, a distance of 773.87 feet; thence North $1^{\circ}18'51''$ East, a distance of 462.01 feet; thence North $1^{\circ}33'42''$ East, a distance of 571.05 feet to the termination point for said centerline which point bears South $0^{\circ}59'42''$ West, a distance of 731.46 feet from the quarter corner common to Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho

PARCEL V

All that portion of the Northeast quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, that lies South and West, of the Mora Canal right-of-way.

PARCEL VI

The West half of the Southeast quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

(continued)

PARCEL VII

The East half of the Southeast quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL VIII

The South half of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM the Northeast quarter of the Southeast quarter of the Northeast quarter of Section 6, Township 1 North, Range 2 West.

AND EXCEPTING THEREFROM the East half of Northwest quarter of the Southeast quarter of the Northeast quarter of Section 5, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL IX

Commencing at the North quarter corner of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho; and running South $0^{\circ}01'$ East, 223.8 feet along the West line of Lot 2 of Section 6, Township 1 North, Range 2 West, Boise Meridian, the REAL POINT OF BEGINNING; thence continuing South along the West line of the aforementioned Lot 2 of Section 6, 1,102.0 feet; thence North $89^{\circ}58'$ East along the South line of Lots 1 and 2, of Section 6, Township 1 North, Range 2 West, Boise Meridian, 1,825.0 feet; thence North $58^{\circ}54'$ West, 2,132.0 feet to the POINT OF BEGINNING; all of the above described property lying in Lots 1 and 2 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL X

The Northeast quarter of the Southeast quarter of the Northeast quarter and the East half of the Northwest quarter of the Southeast quarter of the Northeast quarter, all in Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

This right-of-way is 50 feet in width and lies in portions of the Southwest quarter and the Northwest quarter of Section 5 and of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and lies in a portion of Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, being 25 feet on each side of a centerline which centerline is more particularly described as follows:

Commencing at the center quarter corner of said Section 5; thence South $1^{\circ}02'37''$ West along the North-South midsection line of said Section 5, a distance of 24.77 feet to the TRUE POINT OF BEGINNING for said centerline; thence

(continued)

North 89°03'52" West, a distance of 1,322.53 feet; thence
North 88°50'36" West, a distance of 417.28 feet; thence
Northwesterly 180.22 feet along the arc of a curve to the right having a central angle of 72°21'21", a radius of 142.71 feet, and a long chord which bears North 52°39'55" West, a distance of 168.48 feet; thence
North 16°29'15" West, a distance of 178.68 feet; thence
Northwesterly 326.19 feet along the arc of a curve to the left having a central angle of 33°14'55", a radius of 562.10 feet, and a long chord which bears North 33°06'42" West, a distance of 321.63 feet; thence
North 49°44'10" West, a distance of 313.08 feet; thence
North 47°59'00" West, a distance of 195.12 feet; thence
Northwesterly 393.93 feet along the arc of a curve to the right having a central angle of 48°46'24", a radius of 462.77 feet, and a long chord which bears North 23°35'48" West, a distance of 382.15 feet; thence
North 0°47'24" East, a distance of 343.54 feet; thence
North 0°57'53" East, a distance of 747.16 feet; thence
North 1°07'00" East, a distance of 466.63 feet; thence
North 1°24'21" East, a distance of 773.87 feet; thence
North 1°18'51" East, a distance of 462.01 feet; thence
North 1°33'42" East, a distance of 571.05 feet to the termination point for said centerline, which point bears South 0°59'42" West, a distance of 731.46 feet from the quarter corner common to Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

PARCEL XI

This parcel is a portion of the Southeast quarter of section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Beginning at the Northeast corner of the said Southeast quarter; thence
South 0°58'46" West along the East boundary of the said Southeast quarter, a distance of 254.31 feet; thence
South 75°29'17" West, a distance of 174.22 feet; thence
South 79°55'27" West, a distance of 241.97 feet; thence
South 88°28'35" West, a distance of 280.23 feet; thence
North 84°07'17" West, a distance of 111.48 feet; thence
North 78°38'13" West, a distance of 358.97 feet; thence
North 79°59'05" West, a distance of 185.05 feet; thence
North 82°45'12" West, a distance of 472.38 feet; thence
North 75°36'00" West, a distance of 86.72 feet; thence
North 71°12'20" West, a distance of 331.18 feet; thence
North 74°16'13" West, a distance of 279.95 feet to a point on the North boundary of the said Southeast quarter; thence
South 89°17'47" East along the said North boundary, a distance of 2,472.21 feet to the POINT OF BEGINNING.

(continued)

PARCEL XII

This parcel is a portion of the Southeast quarter of the Northwest quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Beginning at the Northeast corner of the said Southeast quarter of the Northwest quarter; thence
South 0°52'27" West along the East boundary of the said Southeast quarter of the Northwest quarter, a distance of 300.88 feet; thence
North 67°31'05" West, a distance of 211.05 feet; thence
North 65°30'58" West, a distance of 78.97 feet; thence
North 57°38'37" West, a distance of 115.36 feet; thence
North 55°25'07" West, a distance of 234.79 feet to a point on the North boundary of the said Southeast quarter of the Northwest quarter; thence
South 89°13'36" East along the said North boundary, a distance of 562.28 feet to the POINT OF BEGINNING.

PARCEL XIII

This parcel is a portion of Government Lot 4 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Commencing at the Northwest corner of said Government Lot 4; thence
South 0°51'57" West along the West boundary of said Government Lot 4, a distance of 333.12 feet (formerly South, a distance of 330 feet); thence
South 89°13'36" East (formerly East) along a line parallel with the South boundary of said Government Lot 4, a distance of 840.10 feet to the TRUE POINT OF BEGINNING; thence
continuing
South 89°13'36" East, a distance of 479.90 feet to a point on a line that is parallel with and 1,320.00 feet Easterly of the said West boundary of Government Lot 4; thence
South 0°51'57" West along the said parallel line, a distance of 419.14 feet to a point 580.23 feet Northerly of the said South boundary of Government Lot 4; thence
North 52°55'28" West, a distance of 55.73 feet; thence
North 40°40'58" West, a distance of 108.42 feet; thence
North 28°52'43" West, a distance of 193.15 feet; thence
North 33°26'57" West, a distance of 60.62 feet; thence
North 73°45'07" West, a distance of 191.69 feet; thence
North 52°37'10" West, a distance of 59.97 feet to the TRUE POINT OF BEGINNING.

(continued)

PARCEL XIV

Lots 3 and 4 of Section 6, Township 1 North, and Lot 4 and the Southeast quarter of the Southwest quarter of Section 31, Township 2 North, all in Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM the following

Commencing at the Northwest corner of Lot 4 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and running South along the West line of Lot 4, a distance of 330 feet to the REAL POINT OF BEGINNING; thence continuing South along said West line 990 feet to the Southwest corner of Lot 4; thence East along the South line of Lot 4, a distance of 1,320 feet; thence North and parallel to the West line of Lot 4, 990 feet; thence Westerly parallel to the South line of Lot 4, 1,320 feet to the REAL POINT OF BEGINNING.

All contained in Government Lot 4 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

AND EXCEPTING THEREFROM that portion of Lot 3, Lot 4 and the Southeast quarter of the Northwest quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho and Lot 4 of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, lying South and West of the following described line:

Beginning at a point that is
South 0°52'27" West along the East boundary from the Northeast corner of the said Southeast quarter of the Northwest quarter, a distance of 300.88 feet to the REAL POINT OF BEGINNING of said line; thence
North 67°31'05" West, a distance of 211.05 feet; thence
North 65°30'58" West, a distance of 78.97 feet; thence
North 57°38'37" West, a distance of 115.36 feet; thence
North 55°25'07" West, a distance of 234.79 feet to a point on the North boundary of said Southeast quarter of the Northwest quarter; thence continuing
North 55°25'07" West, a distance of 23.96 feet; thence
North 54°54'28" West, a distance of 112.11 feet; thence
North 51°45'14" West, a distance of 119.19 feet; thence
North 49°17'31" West, a distance of 197.98 feet; thence
North 52°55'29" West, a distance of 513.63 feet; thence
North 52°55'28" West, a distance of 55.73 feet; thence
North 40°40'58" West, a distance of 108.42 feet; thence
North 28°52'43" West, a distance of 193.15 feet; thence
North 33°26'57" West, a distance of 60.62 feet; thence
North 73°45'07" West, a distance of 191.69 feet; thence
North 52°37'10" West, a distance of 59.97 feet; thence continuing

(continued)

North 52°37'10" West, a distance of 157.29 feet; thence
North 53°23'06" West, a distance of 236.11 feet; thence
North 55°11'55" West, a distance of 273.91 feet; thence
North 60°11'41" West, a distance of 162.99 feet; thence
North 60°58'30" West, a distance of 172.60 feet to the West boundary of Government Lot 4
of Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, the
POINT OF TERMINATION of said line.

ALSO EXCEPTING THEREFROM a right-of-way disclosed by instrument recorded August 16, 1966
as Instrument No. 585024, of Official Records.

PARCEL XV

The Southeast quarter and the Northeast quarter of the Southwest quarter of Section 31,
Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM a portion of the Northeast quarter of the Southeast quarter of Section
31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more
particularly described by metes and bounds as follows:

Commencing at the Southeast corner of Section 31, Township 2 North, Range 2 West, Boise
Meridian, Canyon County, Idaho, and running
North 0°13'00" East, 1,322.91 feet along the Easterly boundary of said Section 31 to the
Southeast corner of the Northeast quarter of the Southeast quarter, said Section 31;
thence continuing
North 0°13'00" East, 652.43 feet (formerly described as North 0°13' East, 652.2 feet)
along said Easterly boundary of Section 31 to the TRUE POINT OF BEGINNING; thence
continuing
North 0°13'00" East, 387.10 feet (formerly described as North 0°13' East, 387.04 feet)
along said Easterly boundary of Section 31 to a point which bears
South 0°13'00" West, 283.38 feet from the Northeast corner of the Southeast quarter of
said Section 31; thence
North 51°02'40" West, 452.17 feet (formerly described as North 50°57' West, 452.24 feet)
to a point on the Northerly boundary of the said Southeast quarter of Section 31, said
point being
North 89°51'07" West, 352.70 feet from the said Northeast corner of the Southeast quarter
of Section 31; thence
North 89°51'07" West, 634.99 feet (formerly described as North 89°45' West, 638.29 feet)
along said Northerly boundary of the Southeast quarter of Section 31 to a point; thence
South 18°30'45" West, 174.88 feet (formerly described as South 18°09' West, 170.8 feet) to
a point; thence
South 63°07'30" East, 590.42 feet (formerly described as South 63°33' East, 596.49 feet)
to a point; thence
South 64°56'40" East, 567.42 feet (formerly described as South 65°25' East, 573.19 feet)
to the POINT OF BEGINNING.

PARCEL XVI

The Southwest quarter of the Southwest quarter of Section 32, Township 2 North, Range 2
West, Boise Meridian, Canyon County, Idaho.

(continued)

PARCEL XVII

Lots 1 and 2 of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

Commencing at the North quarter corner of Section 6, and running South 0°01' East, 223.8 feet along the West line of Lot 2 of Section 6, the REAL POINT OF BEGINNING; thence continuing South along the West line of Lot 2, a distance of 1,102.0 feet; thence North 89°58' East along the South line of Lots 1 and 2, a distance of 1,825 feet; thence North 58°54' West, 2,132.0 feet to the POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM out of Parcels XV, XVI AND XVII:

This right-of-way is 50 feet in width and lies in portions of the Southwest quarter and the Northwest quarter of Section 5 and of the Northeast quarter of Section 6, Township 1 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and lies in a portion of Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, being 25 feet on each side of a centerline which centerline is more particularly described as follows:

Commencing at the center quarter corner of said Section 5; thence South 1°02'37" West along the North-South midsection line of said Section 5, a distance of 24.77 feet to the TRUE POINT OF BEGINNING for said centerline; thence North 89°03'52" West, a distance of 1,322.53 feet; thence North 88°50'36" West, a distance of 417.28 feet; thence Northwesterly 180.22 feet, along the arc of a curve to the right having a central angle of 72°21'21", a radius of 142.71 feet, and a long chord which bears North 52°39'55" West, a distance of 158.48 feet; thence North 16°29'15" West, a distance of 178.68 feet; thence Northwesterly 326.19 feet along the arc of a curve to the left having a central angle of 33°14'55", a radius of 562.10 feet, and a long chord which bears North 33°06'42" West, a distance of 321.63 feet; thence North 49°44'10" West, a distance of 313.08 feet; thence North 47°59'00" West, a distance of 195.12 feet; thence Northwesterly 393.93 feet along the arc of a curve to the right having a central angle of 48°46'24", a radius of 462.77 feet, and a long chord which bears North 23°35'48" West, a distance of 382.15 feet; thence North 0°47'24" East, a distance of 343.54 feet; thence North 0°57'53" East, a distance of 747.16 feet; thence North 1°07'00" East, a distance of 466.63 feet; thence North 1°24'21" East, a distance of 773.87 feet; thence North 1°18'51" East, a distance of 462.01 feet; thence North 1°33'42" East, a distance of 571.05 feet to the termination point for said centerline, which point bears South 0°59'42" West, a distance of 731.46 feet from the quarter corner common to Sections 31 and 32, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

(continued)

PARCEL XVIII

Lot 3 in Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM in Section 31, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho.

Beginning at the Northwest corner of Government Lot 3, the REAL POINT OF BEGINNING; thence South 89°06'27" East along the North boundary of said Government Lot 3, a distance of 854.95 feet; thence

South 5°00'00" West, a distance of 374.96 feet; thence

South 12°55'25" West, a distance of 149.02 feet; thence

North 82°33'12" West, a distance of 252.41 feet; thence

North 77°29'53" West, a distance of 202.42 feet; thence

North 73°09'27" West, a distance of 361.75 feet to a point on the West boundary of said Government Lot 3; thence

North 0°51'53" East along the said West boundary, a distance of 350.79 feet to the REAL POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM a right-of-way as disclosed by instrument recorded August 16, 1966 as Instrument No. 585024, of Official Records.

EXHIBIT B

Permitted Exceptions

[See attached.]

General taxes for the year 2006, which are a lien, payable on or before December 20 of said year and not delinquent until after said date.

- Liens and assessments of the BOISE KUNA IRRIGATION DISTRICT, and the rights, powers, and easements of said district as by law provided. No search has been made Telephone No (208)922-5608 for more specific information.

Rights of way for ditches, tunnels, telephone and transmission lines constructed by authority of the United States, as granted to the United States under the provisions of Section 58-604 Idaho Code 1947.

Ditch, road and public utility easements as same may exist over said premises.

Rights and claims in and to that portion of said premises lying within the Mora Canal right of way.

- Rights and claims in and to that portion of said premises lying within the Lynnwood Road right of way.

- Rights and claims in and to that portion of said premises lying within the Rim Road right of way

Rights and claims in and to that portion of said premises lying within the Dearborne Road right of way.

Rights and claims in and to that portion of said premises lying within the Bowmont Road right of way.

- Rights and claims in and to that portion of said premises lying within the Richardson Lane right of way

- Rights and claims in and to that portion of said premises lying within the Dry Lake Road right of way

- Rights and claims in and to that portion of said premises lying within the Farm Road right of way

- Rights and claims in and to that portion of said premises lying within the Morrow Canal right of way.

- .. An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded May 24, 1941, as Instrument No. 261666, of Official Records.
(AFFECTS SOUTHEAST OF THE NORTHEAST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- .. An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded July 5, 1957, as Instrument No. 445788, of Official Records.
(AFFECTS SOUTH HALF OF THE SOUTHEAST OF THE NORTHEAST, SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- .. An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded July 5, 1957, as Instrument No. 445792, of Official Records.
(AFFECTS SOUTHEAST OF THE SOUTHWEST OF THE SOUTHEAST, SECTION 31, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- .. Mineral Deed recorded March 31, 1952 as Instrument No. 387230, by and between EDWIN P. TIEGS AND ELIZABETH TIEGS, husband and wife and WARREN SHEAR, as to an undivided 1/2 interest.
(AFFECTS LOTS 1 AND 2 AND SOUTH HALF OF THE NORTHEAST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- .. Mineral Deed recorded May 13, 1952 as Instrument No. 389040, by and between WARREN SHEAR AND C R. BENNETT, as to an undivided 3/8 interest.

Statement of Claim and Notice of Intent to Preserve recorded October 4, 1984, as Instrument No. 8423883, of Official Records
(AFFECTS LOTS 1 AND 2 AND THE SOUTH HALF OF THE NORTHEAST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- .. Mineral Deed recorded April 9, 1955 as Instrument No. 420949, by and between WARREN SHEAR AND MILES JACKSON, as to an undivided 1/8 interest.
(AFFECTS LOTS 1 AND 2 AND THE SOUTH HALF OF THE NORTHEAST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- .. An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded July 5, 1957, as Instrument No. 445781, of Official Records.
(AFFECTS SOUTH HALF OF THE SOUTH HALF OF THE NORTHWEST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- .. An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded July 5, 1957, as Instrument No. 445785, of Official Records.
(AFFECTS NORTH HALF OF THE SOUTHWEST OF THE NORTHWEST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded July 5, 1957, as Instrument No. 445786, of Official Records.
(AFFECTS NORTH HALF OF THE NORTHWEST OF THE SOUTHWEST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded July 5, 1957, as Instrument No. 445787, of Official Records.
(AFFECTS SOUTH HALF OF THE SOUTHWEST OF THE NORTHEAST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded July 21, 1958, as Instrument No. 459257, of Official Records
(AFFECTS SOUTHEAST OF THE NORTHWEST AND SOUTH 30 ACRES OF NORTHWEST OF THE NORTHWEST, SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded July 21, 1958, as Instrument No. 459258, of Official Records.
(AFFECTS NORTHWEST OF THE SOUTHWEST OF THE NORTHEAST, SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded July 21, 1958, as Instrument No. 459260, of Official Records.
(AFFECTS SOUTH HALF OF THE NORTHWEST OF THE NORTHWEST, SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

Reserving unto the Grantor HELEN RODRIGUEZ, a widow one-half of all minerals of any nature as disclosed by Warranty Deed recorded May 26, 1959, as Instrument No 472821, of Official Records.
(AFFECTS SOUTHEAST, SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

Right of way by and between LEONARD A. TIEGS AND FERN HAZEL TIEGS, husband and wife and LOUIS M HOPKINS, a widower in favor of CLARE R. DAVENPORT AND ELAINE DAVENPORT, husband and wife, as disclosed by instrument recorded November 24, 1959 as Instrument No 479620, of Official Records.
(AFFECTS SOUTH 10 FEET OF NORTHWEST AND NORTH 10 FEET OF NORTH HALF OF SOUTHWEST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

Right of Way by and between LOUIS M. HOPKINS and LUCILLE A. HOPKINS, husband and wife, in favor of CLARE R. DAVENPORT and ELAINE DAVENPORT, husband and wife, as disclosed by instrument recorded December 18, 1959, as Instrument No. 480785, of Official Records.
(AFFECTS WEST 20 FEET OF THE NORTHWEST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

- . Right of Way by and between LOUIS M. HOPKINS and LUCILLE A. HOPKINS, husband and wife, in favor of CLARE R. DAVENPORT and ELAYNE E. DAVENPORT, husband and wife, as disclosed by instrument recorded March 18, 1960, as Instrument No. 484904, of Official Records.
(AFFECTS 20 FOOT SQUARE AREA LYING IN THE SOUTHWEST CORNER OF NORTHWEST, NORTHWEST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- . An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded May 5, 1960, as Instrument No. 487190, of Official Records.
(AFFECTS NORTH HALF OF THE SOUTHEAST OF THE SOUTHEAST, SECTION 31, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- . An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded September 29, 1961, as Instrument No. 507254, of Official Records.
(AFFECTS SOUTH HALF OF THE SOUTHEAST OF THE NORTHEAST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- . An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded March 27, 1962, as Instrument No. 515051, of Official Records
(AFFECTS NORTH HALF OF THE SOUTHEAST OF THE NORTHEAST, SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- . An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded March 21, 1963, as Instrument No. 530617, of Official Records.
(AFFECTS SOUTHEAST OF THE SOUTHWEST AND NORTH HALF OF THE SOUTHWEST OF THE SOUTHWEST, SECTION 31, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- . An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded March 21, 1963, as Instrument No. 530618, of Official Records
(AFFECTS NORTHWEST OF THE SOUTHWEST OF THE SOUTHEAST, SECTION 31, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- . Right-of-way granted to ELMER H. TIEGS permitted use by UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF LAND MANAGEMENT for irrigation ditch and well as disclosed by document recorded April 19, 1963, as Instrument No. 532102, of Official Records
(AFFECTS NORTHWEST OF THE SOUTHWEST, SECTION 31, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)
- . An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded August 8, 1963, as Instrument No. 537412, of Official Records.
(AFFECTS NORTH 330 FEET OF LOT 4, SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

Right, Title and Interest of LIVINGSTON OIL COMPANY, a corporation, as to minerals as disclosed by Conveyance of Oil, Gas and Other Interests recorded January 14, 1964 as Instrument No. 550084, of Official Records.

Rental Division Order by and between TIEGS FARMS, INC and CHAMPLIN PETROLEUM COMPANY recorded October 25, 1979, as Instrument No. 876831, of Official Records.
(AFFECTS SOUTHEAST, PORTION OF LOT 4 AND SOUTHEAST, SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

Rental Division Order by and between LEONARD A. AND FERN H. TIEGS, husband and wife and CHAMPLIN PETROLEUM COMPANY recorded November 26, 1979, as Instrument No. 879333, of Official Records.
(AFFECTS SOUTH HALF OF THE NORTHEAST, PORTION OF LOTS 1 AND 2 IN SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN AND NORTHEAST LYING SOUTH AND WEST OF MORA CANAL, WEST HALF OF THE SOUTHEAST, PORTION OF SOUTH HALF OF THE NORTHWEST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

Terms, conditions, provisions and obligations set forth in that certain Easement Agreement for road purposes between CLARE R. DAVENPORT AND ELAYNE E. DAVENPORT, husband and wife and RICHARD KILZER AND JEAN NEHRING KILZER, husband and wife, recorded June 17, 1966, as Instrument No. 583096, of Official Records.
(AFFECTS 12 FEET IN WIDTH ALONG THE ENTIRE NORTH LINE OF THE SOUTHWEST OF THE SOUTHWEST, SECTION 32, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded October 27, 1966, as Instrument No. 587290, of Official Records
(AFFECTS WEST HALF OF THE NORTHEAST OF THE SOUTHWEST, SECTION 31, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded October 27, 1966, as Instrument No. 587292, of Official Records.
(AFFECTS WEST HALF OF THE SOUTHWEST OF THE NORTHEAST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded January 12, 1970, as Instrument No. 637545, of Official Records.
(AFFECTS SOUTHWEST, NORTHEAST, SOUTHWEST, SECTION 31, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded January 12, 1970, as Instrument No. 637546, of Official Records
(AFFECTS NORTHWEST, SOUTHWEST, SECTION 31, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

Easement as granted to THE MOUNTAIN STATES TELEPHONE AND TELEGRAPH COMPANY, by instrument recorded January 21, 1982, as Instrument No. 938294, of Official Records; for operation, maintenance and repair of its lines.
(AFFECTS NORTH 10 FEET OF SOUTHWEST OF THE SOUTHWEST, SECTION 32, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

A public right-of-way easement for the construction and maintenance of a public road and incidental purposes in favor of NAMPA HIGHWAY DISTRICT NO. 1, recorded December 3, 1985, as Instrument No. 8528506, of Official Records.

Acceptance of Public Right-of-Way Easement recorded December 3, 1985, as Instrument No. 8528507, of Official Records.
(AFFECTS SOUTHEAST OF THE SOUTHEAST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for irrigation pipeline and incidental purposes in favor of TIEGS FARMS, INC., recorded March 21, 1989, as Instrument No. 8904940, of Official Records.
(AFFECTS GOVERNMENT LOTS 3 AND 4 OF TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN AND GOVERNMENT LOT 4 OF TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

An easement for power lines and incidental purposes in favor of IDAHO POWER COMPANY, recorded February 21, 1991, as Instrument No. 9103288, of Official Records
(AFFECTS NORTHWEST OF THE NORTHWEST, SECTION 6, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

Terms, conditions, provisions and obligations set forth in that certain Easement Agreement between DRY LAKE L.L.C. and TIEGS FARMS, INC., an Idaho corporation, recorded February 19, 1999, as Instrument No. 9906327, of Official Records
(AFFECTS NORTH HALF OF THE SOUTHWEST AND SOUTH HALF OF THE SOUTHWEST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

General Conveyance executed by AMAX OIL & GAS INC., a Delaware corporation to UNIVERSAL RESOURCES CORPORATION, a Texas corporation, recorded April 26, 1994, as Instrument No. 9412255, of Official Records.
(AFFECTS LOTS 1, 2, SOUTH HALF OF THE NORTHEAST, SECTION 5, TOWNSHIP 1 NORTH, RANGE 2 WEST, BOISE MERIDIAN)

Matters as disclosed by Record of Survey, recorded February 21, 2006 as Instrument No. 200611930, of Official Records.

Matters as disclosed by Record of Survey, recorded November 16, 2005 as Instrument No. 200576308, of Official Records.

! Any off record facts, encumbrances, easements or possessory claims, a survey or inspection would disclose.