

AUG 23 2012

AUG 20 2012

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern Region

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
73-2180 <i>OK</i>	Yes ☐	73-10045 <i>OK</i>	Yes ☐	73-12124 <i>OK</i>	Yes ☐
73-12126 <i>OK</i>	Yes ☐	73-12129 <i>OK</i>	Yes ☐	73-12131 <i>OK</i>	Yes ☐
73-12134 <i>OK</i>	Yes ☐	73-12137 <i>OK</i>	Yes ☐	73-12141 <i>OK</i>	Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Five E Group, LLLP
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Berend Friehe *Real Holdings Inc*
Name of each new owner as listed on the conveyance document
Carla B. Friehe
New owner continued ☒ and ☐ or ☐ and/or
2498 Road S NE
Mailing address
Moses Lake WA 98837
City State ZIP
friehe@moseslake-wa.com
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 8/16/12

6. This form must be signed and submitted with the following **REQUIRED** items:

- A copy of the conveyance document - warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - \$25 per undivided water right.
 - \$100 per split water right.
 - No fee is required for pending adjudication claims.

7. Signature *Berend Friehe* New owner 8.15.12
Signature of new owner/claimant Title, if applicable Date
Signature *Carla B. Friehe* 8-15-12
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by *DM* Date 8-20-2012 Receipt No. 5032750 Receipt Amt. \$225-
Approved by *JB* Processed by *JB* Date 12/13/2012

Form 42-248/42-1409(6) Rev. 07/10

SUPPORT DATA

IN FILE # 73-2160

SCANNED

DEC 12 2012

RECEIVED RECEIVED

AUG 23 2012

AUG 20 2012

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DEPARTMENT OF WATER RESOURCES

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Eastern Region

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73-12126 <i>OK</i>	Yes ☐	73-12129 <i>OK</i>	Yes ☐	73-12131 <i>OK</i>	Yes ☐
73-12134 <i>OK</i>	Yes ☐	73-12137 <i>OK</i>	Yes ☐	73-12141 <i>OK</i>	Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

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Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Berend Friehe
Name of each new owner as listed on the conveyance document
Carla B. Friehe
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Mailing address
Moses Lake WA 98837
City State ZIP
Telephone _____ Email friehe@moseslake-wa.com

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7. Signature Berend Friehe Title, if applicable New owner Date 8.15.12
Signature Carla B. Friehe Title, if applicable _____ Date 8-15-12

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SUPPORT DATA

IN FILE # 73-2160



Order No. 0060674

246106
Custer County Reg. of
AmeriTitle
Time 2:47 P.M. Date 8/16, 2012
Barbara C. Tierney, Clerk
Deputy Christy Foster \$19.00

WARRANTY DEED

As part of an IRS 1031 Tax-Deferred Exchange,

For Value Received,

Five E Group, LLLP, an Idaho limited liability limited partnership

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Real Holdings, Inc., a Washington corporation, qualified intermediary for Berend Friehe and Carla B. Friehe, husband and wife

GRANTEE(s), whose address is: 2498 Road S NE, Moses Lake, WA 98837

the following described real property, to-wit:

SEE EXHIBIT A WHICH IS MADE A PART HEREOF BY THIS REFERENCE

ALONG WITH WATER RIGHT NOS. 73-2160, 73-10045, 73-12124, 73-12126, 73-12129, 73-12131, 73-12134, 73-12137, AND 73-12141, PERTAINING TO SAID PROPERTY.

Also referred to as the "replacement property."

TO HAVE AND TO HOLD the premises with its appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises that said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 14th day of August, 2012.

Five E Group, LLLP, an Idaho limited liability limited partnership

BY: William Brent Eaton
William Brent Eaton, General Partner

BY: Patti B. Eaton
Patti B. Eaton, General Partner

State of Idaho)
)ss
County of Blaine)

On this 14th day of August, 2012, before me, F. Paige McAllister, the undersigned Notary Public in and for said State, personally appeared William Brent Eaton and Patti B. Eaton, known or identified to me to be the General Partners in Five E Group, LLLP, an Idaho limited liability limited partnership, the limited liability limited partnership that executed the foregoing instrument and acknowledged to me that such partnership executed the same..

F. Paige McAllister
Notary Public
Residing at: Ketchum, Idaho
Commission Expires: 3/12/13



LEGAL DESCRIPTION

"EXHIBIT A"

A PARCEL OF LAND LYING WITHIN PORTIONS OF SECTIONS 27, 34, AND 35, TOWNSHIP 13 NORTH, RANGE 23 EAST, AND SECTION 3, TOWNSHIP 12 NORTH, RANGE 23 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE 5/8" REBAR BY PLS7048, MARKING THE NORTHWEST CORNER OF GOVERNMENT LOT 3 OF SECTION 3, TOWNSHIP 12 NORTH, RANGE 23 EAST, WHICH POINT IS THE TRUE POINT OF BEGINNING;

THENCE N. 0° 25' 23" W., 3981.69 FEET TO THE SOUTH BOUNDARY OF BLM LAND CONTAINED WITHIN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 34, MARKED BY A 1/2" REBAR BY PLS7048;

THENCE S. 89° 58' 13" E., 658.77 FEET ALONG THE SOUTH BOUNDARY OF THE BLM LAND CONTAINED WITHIN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 34, MARKED BY A 1/2" REBAR BY PLS7048;

THENCE N. 0° 06' 23" W., 1326.46 FEET ALONG THE EAST BOUNDARY OF THE BLM LAND CONTAINED WITHIN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER TO THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 34, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE N. 89° 54' 31" W., 658.04 FEET ALONG THE NORTH BOUNDARY OF THE BLM LAND CONTAINED WITHIN THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 34, MARKED BY A 1/2" REBAR BY PLS7048;

THENCE N. 0° 03' 04" W., 2649.66 FEET TO A 1/2" REBAR BY PLS7048 THAT LIES ON THE NORTH BOUNDARY OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 27;

THENCE S. 89° 49' 27" E., 657.07 FEET ALONG THE NORTH BOUNDARY OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 27, TO A 5/8" REBAR BY PLS7048;

THENCE S. 0° 04' 20" E., 1324.35 FEET ALONG THE EAST BOUNDARY OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 27, TO A 5/8" REBAR BY PLS7048;

THENCE S. 89° 51' 59" E., 3942.88 FEET ALONG THE SOUTH 1/16TH LINE OF SECTION 27, TO THE EAST BOUNDARY OF SECTION 27, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE S. 0° 18' 14" E., 1321.47 FEET ALONG THE EAST BOUNDARY OF SECTION 27, TO THE SECTION CORNER COMMON TO SECTIONS 26, 27, 34 AND 35 MARKED BY THE ORIGINAL STONE;

THENCE N. 89° 54' 31" W., 1316.07 FEET ALONG THE SOUTH BOUNDARY OF SECTION 27, TO THE NORTHEAST CORNER OF THE NORTHWEST CORNER OF THE NORTHEAST CORNER OF SECTION 34, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE S. 0° 14' 24" E., 1323.65 FEET ALONG THE EAST BOUNDARY OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 34, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE S. 89° 58' 13" E., 1317.67 FEET ALONG THE NORTH BOUNDARY OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 34, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE S. 0° 18' 35" E., 1322.24 FEET ALONG THE EAST BOUNDARY OF SECTION 34, TO THE EAST QUARTER CORNER OF SECTION 34, MARKED BY THE ORIGINAL STONE;

THENCE S. 0° 17' 16" E., 1323.30 FEET ALONG THE EAST BOUNDARY OF SECTION 34, TO THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 34, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE N. 89° 52' 09" E., 635.74 FEET ALONG THE NORTH BOUNDARY OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 35 TO THE CENTERLINE OF HATCH LANE, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE 103.06 FEET ALONG A NON-TANGENTIAL CURVE TO THE RIGHT WITH A RADIUS OF 150.00 FEET, A CENTRAL ANGLE OF 39° 22' 03", A TANGENT OF 53.66 FEET AND A CHORD OF 101.05 FEET THAT BEARS S. 04° 55' 38" W., BEING THE CENTERLINE OF HATCH LANE;

THENCE S. 24° 36' 40" W., 131.74 FEET ALONG THE CENTERLINE OF HATCH LANE;

THENCE 1019.78 FEET ALONG A CURVE TO THE LEFT WITH A RADIUS OF 3600.00 FEET, A CENTRAL ANGLE OF 16° 13' 49", A TANGENT OF 513.32 FEET AND A CHORD OF 101.36 FEET THAT BEARS S. 16° 29' 46" W., BEING THE CENTERLINE OF HATCH LANE;

THENCE S. 08° 22' 51" W., 130.57 FEET ALONG THE CENTERLINE OF HATCH LANE TO THE SOUTH BOUNDARY OF SECTION 35, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE S. 89° 52' 09" W., 257.93 FEET ALONG THE SOUTH BOUNDARY OF SECTION 35, TO THE SOUTHWEST CORNER OF SECTION 35, MARKED BY A 5/8" REBAR WITH ALUMINUM CAP BY PLS7048;

THENCE S. 89° 52' 09" W. 642.65 FEET ALONG THE LINE BETWEEN SAID SECTIONS 2 AND 34, TO THENORTHEAST CORNER OF SECTION 3, MARKED BY A 5/8" REBAR WITH ALUMINUM CAP BY PLS7048;

THENCE S. 0° 13' 06" W., 1266.47 FEET ALONG THE EAST BOUNDARY OF SECTION 3, TO THE SOUTHEAST CORNER OF GOVERNMENT LOT 1 IN SECTION 3, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE N. 89° 53' 52" W., 1320.16 FEET ALONG THE SOUTH BOUNDARY OF GOVERNMENT LOT 1, TO THE SOUTHWEST CORNER OF GOVERNMENT LOT 1 IN SECTION 3, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE S. 0° 13' 32" W., 639.38 FEET ALOLNG THE EAST BOUNDARY OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 3, TO A 5/8" REBAR BY PLS7048;

THENCE N.. 89° 44' 46" W., 1320.24 FEET ALONG THE SOUTH BOUNDARY OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 3 TO A 5/8" REBAR PLS7048;

THENCE N. 0° 13' 58" E., 635.88 FEET ALONG THE WEST BOUNDARY OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 3, TO A 5/8" REBAR BY PLS7048;

THENCE N. 89° 53' 52" W., 1321.11 FEET ALONG THE SOUTH BOUNDARY OF GOVERNMENT LOT 3, TO THE SOUTHWEST CORNER OF GOVERNMENT LOT 3 IN SECTION 3, MARKED BY A 5/8" REBAR BY PLS7048;

THENCE N. 0° 17' 02" E., 1250.50 FEET ALONG THE WEST BOUNDARY OF GOVERNMENT LOT 3 IN SECTION 3, TO THE TRUE POINT OF BEGINNING.

BASIS OF BEARING FOR THIS DESCRIPTION IS THE IDAHO STATE PLANE COORDINATE SYSTEMS, NAS83 (1992), CENTRAL ZONE, AT GRID, IN US SURVEY FEET.

THIS PARCEL APPEARS TO BE SUBJECT TO A PERSCRIPTIVE USE EASEMENT BY PUBLIC OF UNDETERMINED WIDTH ALONG HATCH LANE.

EXCEPTING THEREFROM:

TOWNSHIP 13 NORTH, RANGE 23 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.
SECTION 27: SOUTHEAST QUARTER SOUTHWEST QUARTER, SOUTH HALF
SOUTHEAST QUARTER
SECTION 34: WEST HALF NORTHEAST QUARTER

**AFFIDAVIT TO CORRECT
LEGAL DESCRIPTION**

STEVEN R. GOTT, certifies that he is the Vice President of Alliance Title & Escrow Corp., under whose supervision a Warranty Deed was prepared for Five E. Group, LLLP, an Idaho Limited Liability Partnership, to Real Holdings Inc., a Washington corporation, qualified intermediary for Berend Friehe and Carla B. Friehe, husband and wife, recorded August 16, 2012 as Instrument No. 246106, and Mortgage, Security Agreement and Fixture Filing between Real Holdings, Inc., to Berend Friehe and Carla B. Friehe recorded August 16, 2012 as Instrument No. 246107 of Custer County, Idaho;

WHEREAS, the legal description contained in said document contained a typographical error, which it is the purpose of this Affidavit to reform and correct; and

WHEREAS, Idaho Code Section 55-816 permits the recording of Affidavits affecting the description of real property as part of the record title of said real property;

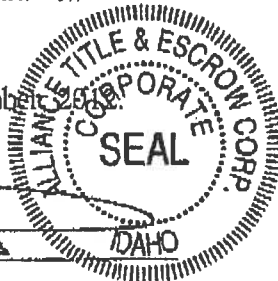
NOW THEREFORE, on the aforementioned instrument, the legal description is corrected to read as follows:

SEE ATTACHED EXHIBIT "A"

Dated this 4th day of September, 2012

Alliance Title & Escrow

Steven R. Gott



246216
Custer County Rec. of
Alliance
Time 11:24 AM Date 9/7, 2012
Barbara C. Tierney, Clerk
Barbara C. Tierney \$19⁰⁰
Deputy

STATE OF IDAHO
COUNTY OF LEMHI

On this 4th day of September, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Steven R. Gott, known or identified to me to be the person who executed the within instrument as Vice President of the Corporation on behalf of said Corporation and acknowledged to me that such Corporation executed the same.

Tina M. Christy-Dettloff
Residing at Salmon, ID
Comm. Expires: 4/5/2016

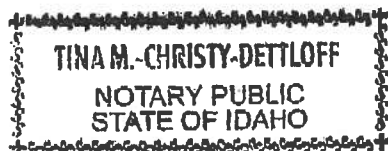


EXHIBIT "A"

153643

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