

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 01 2012

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?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 45-275                | Yes <input type="checkbox"/> | 48-523A               | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 45-284B               | Yes <input type="checkbox"/> | 45-13589              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 45-285                | Yes <input type="checkbox"/> | 45-13590              | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 45-327D               | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
| 45-517D               | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: ALBION RANCH 2006, L.L.C.

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): ALBION 12 INVESTMENTS, L.L.C.

Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or

7595 EAST MCDONALD DR. #130

Mailing address

SCOTTSDALE

AZ

85250

City

State

ZIP

480-947-3100

mike@americorig.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: 10/10/12

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: Michael Neuman MANAGER 10/10/12  
Signature of new owner/claimant Title, if applicable Date

Signature: \_\_\_\_\_  
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 11-1-2012 Receipt No. 5032884 Receipt Amt. \$200

Approved by \_\_\_\_\_ Processed by \_\_\_\_\_ Date \_\_\_\_\_

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

SUPPORT DATA

IN FILE # 45-275

WARRANTY DEED

FOR VALUE RECEIVED, ALBION RANCH 2006, L.L.C., an Idaho limited liability company, the Grantor, does hereby convey to ALBION 12 INVESTMENTS, L.L.C., an Idaho limited liability company, the Grantee, whose current address is 7595 East McDonald Drive #130, Scottsdale, Arizona 85250, the following real property situated in Cassia County, Idaho:

See attached Exhibit "A"

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated this 10<sup>th</sup> day of October, 2012.

ALBION RANCH 2006, L.L.C., an Idaho limited liability company

By: PMTB INVESTMENTS, L.L.C., a Nevada limited liability company

Its: Member

By: Michael L. Merriman  
Michael L. Merriman

Its: Manager

STATE OF ARIZONA )  
 ) ss.  
County of Maricopa )

On this 10<sup>th</sup> day of October, 2012, before me the undersigned, a Notary Public in and for said State, personally appeared Michael L. Merriman, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.

Jeff Schneidman  
Notary Public

My Commission expires on 8-15-2015



## EXHIBIT "A"

### Legal Description

#### PARCEL NO. 1:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO

Section 16: Part of said Section 16, more particularly described as follows:

Beginning at the Southwest corner of said Section 16, said corner marked by a 5/8 inch rebar with a 3 inch cap on top which shall be the Point of Beginning;  
Thence North 00°33'17" West along the West line of Section 16 for a distance of 2632.90 feet to a 5/8 rebar with a 3 inch cap on top at the West ¼ section corner of Section 16;  
Thence North 00°36'10" West along the West line of Section 16 for a distance of 1820.19 feet;  
Thence South 89°49'50" East for a distance of 15.54 feet to a ½ inch rebar;  
Thence South 89°49'50" East for a distance of 770.99 feet to a ½ inch rebar on the Southwesterly right of way of State Highway 77;  
Thence South 45°31'05" East along the Southwesterly right of way of State Highway 77 for a distance of 2205.05 feet;  
Thence South 89°38'23" West (West, rec.) for a distance of 164.10 feet to a ½ inch rebar;  
Thence South 00°02'48" East (South, rec.) for a distance of 258.00 feet to a ½ inch rebar on the South line of the NW¼;  
Thence South 89°38'23" West along the South line of the NW¼ for a distance of 833.39 feet to a 5/8 inch rebar at the Northwest corner of the NE¼SW¼;  
Thence South 00°18'05" East along the West line of the NE¼SW¼ for a distance of 1313.50 feet to a 5/8 inch rebar at the Southwest corner of the NE¼SW¼;  
Thence North 89°30'50" East along the South line of the NE¼SW¼ for a distance of 1337.57 feet to a ½ inch rebar at the Southeast corner of the NE¼SW¼;  
Thence North 00°02'48" West along the East line of the NE¼SW¼ for a distance of 223.87 feet to a ½ inch rebar;  
Thence North 86°10'00" East (North 85°38'56" East, rec.) for a distance of 393.32 feet (402.79 feet, rec.) to a ½ inch rebar;  
Thence 00°18'30" West (North 0°51'30" West, rec.) for a distance of 593.10 feet to a ½ inch rebar;  
Thence North 00°18'30" West (North 0°51'30" West, rec.) for a distance of 0.10 feet to the Southwesterly right of way of State Highway 77;

Thence South 45°31'05" East along the Southwesterly right of way of State Highway 77 for a distance of 2908.61 feet to a concrete highway right of way marker at Station PC 618+23.5;

Thence along said highway right of way on a tangent curve to the right for a distance of 157.39 feet to a ½ inch rebar on the South line of Section 16, said curve having a radius of 1106.00 feet and a central angle of 8°09'12" with a long cord bearing of South 41°25'43" East for a distance of 157.26 feet;

Thence North 89°57'20" West along the South line of Section 16 for a distance of 2567.27 feet to a 5/8 inch rebar with a 3 inch cap on top at the S¼ Section corner of Section 16;

Thence South 89°23'12" West along the South line of Section 16 for a distance of 2663.52 feet to the Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO

Section 21: NW¼ and NW¼NE¼

PARCEL NO. 3:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO

Section 23: NW¼NW¼

PARCEL NO. 4:

TOWNSHIP 12 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO

Section 27: All that portion of the SE¼ lying South and West of the Albion Connor Creek Highway

Section 34: All that portion of the NE¼NE¼ lying South and West of the Albion Connor Creek Highway

Section 35: W½SW¼, SE¼SW¼, W½SE¼, EXCEPTING THEREFROM that portion deeded to the State of Idaho for highway purposes.

Section 35: All that portion of the NW¼ and the NE¼SW¼ lying South and West of the Albion Connor Creek Highway.

**TOWNSHIP 13 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,  
CASSIA COUNTY, IDAHO**

**Section 2:     W½NE¼, SE¼NW¼, NE¼SW¼ and NW¼SE¼, EXCEPTING THEREFROM  
that portion deeded to the State of Idaho for highway purposes.**

**TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or  
appurtenant thereto including but not limited to State of Idaho, Department of Water  
Resources Adjudication Nos. 45-275, 45-284B, 45-285, 45-327D, 45-517D, 45-523A, 45-13589  
and 45-13590.**

**SUBJECT TO:**

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

**Taxes for 2012 and subsequent years.**

**Reservations contained in the following:**

- **State of Idaho Deed dated November 19, 1940 and recorded February 11, 1941  
as Instrument No. 137902, in Book 2 of Patents on page 7, records of Cassia  
County, Idaho.**
- **State of Idaho Deed dated January 20, 1948 and recorded December 7, 1948 as  
Instrument No. 164179 in Book 2 of Patents on page 190, records of Cassia  
County, Idaho.**
- **State of Idaho Deed dated November 24, 1931 and recorded January 31, 1949  
as Instrument No. 164682 in Book 2 of Patents on page 199, records of Cassia  
County, Idaho.**
- **State of Idaho Deed dated January 29, 1951 and recorded February 15, 1951 as  
Instrument No. 171576 in Book 2 of Patents on page 267, records of Cassia  
County, Idaho.**
- **State of Idaho Deed dated July 26, 1955 and recorded August 17, 1962 as  
Instrument No. 8490 on Film No. 5, records of Cassia County, Idaho.**

**Gant of Easement and Right-of Way executed by Richard Anderson, grantor, to the United  
States of America, Department of the Interior, Bureau of Land Management, grantee, dated  
December 19, 1958 and recorded December 22, 1958 in Book 10 of Bills of Sales and  
Agreements as Instrument No. 199713, records of Cassia County, Idaho.**

**Access Road Easement executed by Richard S. Anderson and Helen Anderson, husband and  
wife, Grantors to the United States of America and its assigns, dated May 4, 1967 and  
recorded May 18, 1967 as Instrument No. 35082 on Film No. 49, records of Cassia County,  
Idaho.**

**Agreement for Purchase of Power between the Raft River Rural Electric Cooperative, Inc., Seller and Richard E. Anderson, aka Dick Anderson and Janice Anderson, Consumer, dated June 1, 1975 and recorded May 24, 1978 as Instrument No. 107835 on Film No. 117, records of Cassia County, Idaho.**

**Electric Line – Right-of-Way Easement executed by Dick Jr. and Janice Anderson, husband and wife, to Raft River Rural Electric Cooperative, Inc., a Cooperative corporation, dated February 8, 1989 and recorded March 31, 1989 as Instrument No. 201075 on Film No. 205, records of Cassia County, Idaho.**

**Electric Line – Right-of-Way Easement executed by Dick and Helen Anderson, husband and wife, to Raft River Rural Electric Cooperative, Inc., a Cooperative corporation, dated February 8, 1989 and recorded August 30, 1989 as Instrument No. 203681 on Film No. 209, records of Cassia County, Idaho.**

**Electric Line – Right-of-Way Easement executed by Dick and Helen Anderson, husband and wife, to Raft River Rural Electric Cooperative, Inc., a Cooperative corporation, dated August 30, 1989 and recorded August 30, 1989 as Instrument No. 203682 on Film No. 209, records of Cassia County, Idaho.**

**Electric Line – Right-of-Way Easement executed by Dick and Helen Anderson, husband and wife, to Raft River Rural Electric Cooperative, Inc., a Cooperative corporation, dated August 30, 1989 and recorded August 30, 1989 as Instrument No. 203683 on Film No. 209, records of Cassia County, Idaho.**

**Lease between Richard S. Anderson and Helen Anderson, and The United States of America, dated July 20, 1992 and recorded August 13, 1992 as Instrument No. 220412 on Film No. 237, records of Cassia County, Idaho.**

**Exclusive Road Easement executed by Helen Anderson, a widow to the United States of America and its assigns, dated July 8, 1997 and recorded October 8, 1997 as Instrument No. 251580 on Film No. 292, records of Cassia County, Idaho.**