

RECEIVED

FEB 29 2012

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 23 2012

DEPARTMENT OF
WATER RESOURCES

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?
347205 34-7205	Yes ☐	No Split per Deed	Yes ☐		Yes ☐
342484 34-2484	Yes ☒		Yes ☐		Yes ☐
34890 34-89A	Yes ☒	No Split per Deed	Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Larry Rasmussen and Sherry Rasmussen
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Lost River Farms, Limited Liability Company
Name of each new owner as listed on the conveyance document
Douglas Wolf, Managing Partner
New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or
6164 N. Pintail Way
Mailing address
Garden City Id 83714
City State ZIP
Office 208-322-7300 Doug@Sundanceco.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: February 7, 2012

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: Douglas Wolf Managing Partner Feb. 21, 2012
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by SJL Date 02-23-12 Receipt No. E037731 \$150. - \$75. - refunded
Approved by [Signature] Processed by [Signature] Date 7/10/2012 Receipt Amt. \$150 -

IN FILE # 34-89A

Order No. 5422

**CORRECTED
WARRANTY DEED**

to correct Warranty Deed, recorded February 7, 2012,
Instrument No. 49300, Butte County records.

NO. **0049675**
RECORDED
JUN 20 2012
11:55 A.M.
BUTTE COUNTY RECORDER
[Signature] P.M.

For Valuable Consideration Received

LARRY RASMUSSEN and SHERRY RASMUSSEN, Husband and Wife,

the Grantors, do hereby grant, bargain, sell, convey and warrant unto

LOST RIVER FARMS, LIMITED LIABILITY COMPANY

the Grantee, whose current address is:

6164 N. Pintail Way, Garden City, ID 83714

the following described premises, to-wit:

See Exhibit "A" attached hereto and made a part hereof.

**INCLUDING, but not limited to the following Water Rights in Basin 34 Water District:
Nos. 34-7205, 34-2484 and 34-89A**

**RESERVING TO THE GRANTORS, 2 acres of Decreed Water from Water Right Nos.
34-2484 and 34-89A, for property retained.**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

[Signature]
Larry Rasmussen

6-13-12
Date

[Signature]
Sherry Rasmussen

6-13-12
Date

State of Idaho

ss.

County of BUTTE

On this **13th day of June, 2012**, before me, the undersigned, a Notary Public, in and for said State, personally appeared **LARRY RASMUSSEN and SHERRY RASMUSSEN**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

[Signature]
Notary Public

Residing at: **Arco, Idaho**

Commission Expires: **6-5-2015**

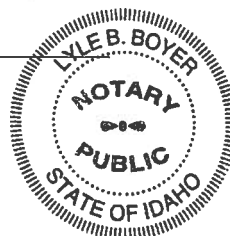


EXHIBIT "A"

PARCEL I:

Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho

Section 5: A parcel of land generally described as being all of Lot 3, Section 5, and portions of Lot 4, said Section 5, a portion of the SW1/4NW1/4 of said Section 5, and a portion of the SE1/4NW1/4 of said Section 5, said parcel of land being more particularly described as follows:

Beginning at the Northwest corner of said Section 5, (said corner being monumented by a standard G.L.O. pipe and brass cap monument);
thence S. 00°02'24" W., along the West boundary of the NW1/4 of said Section 5, a distance of 799.38 feet to a one-half inch diameter steel rod;
thence S. 47°53'21" E., a distance of 418.74 feet to a one-half inch diameter steel rod;
thence S. 19°06'10" W., a distance of 228.38 feet to a one-half inch diameter steel rod on the Easterly boundary of road right-of-way as defined by an existing fence line;
thence S. 46°45'47" E., along the Easterly boundary of said road right-of-way, a distance of 1,052.75 feet to a point from which the Northwest corner of said Section 5 bears S. 46°45'47" E., a distance of 159.61 feet and N. 27°44'46" W., a distance of 2402.78 feet;
thence N. 46°45'47" E., a distance of 235 feet;
thence S. 64°00" E., a distance of 602 feet, more or less, to an existing fence corner at the Westerly toe of an existing canal bank;
thence S. 31°30'55" E., a distance of 98.0 feet, more or less, along said canal to a found one-half inch diameter steel rod at an existing fence corner;
thence along said fence line the following four courses:
S. 55°40'24" E., 72.08 feet;
S. 74°21'29" E., 218.05 feet;
S. 42°31'52" E., 67.60 feet;
S. 06°59'16" E., 189.33 feet to the South boundary of the NW1/4 of the said Section 5;
thence N. 88°54'24" E., along the South boundary of the NW1/4 of said Section 5, a distance of 528.39 feet to the Center 1/4 Corner of said Section 5;
thence N. 00°26'31" E., along the East boundary of the NW1/4 of said Section 5, a distance of 2539.01 feet to the N1/4 Corner of said Section 5;
thence S. 89°50'48" W., along the North boundary of the NW1/4 of said Section 5, a distance of 2539.28 feet to the standard corner common to Sections 31 and 32, T4N, R27 EBM (said corner being monumented by a G.L.O. pipe and brass cap monument);
thence S. 89°41'38" W., along the North boundary of the NW1/4 of said Section 5, a distance of 125.40 feet to the Northwest corner of said Section 5, and the Point of Beginning.

The above described parcel of land is **SUBJECT TO** the following **FOUR** Easements:

1. A 15 foot wide Easement to a culinary wellsite, pump and pipes for maintenance and repairs. Said Easement beginning S.00°02'24" W., a distance of 1,073.98 feet and S. 46°45'47" E., a distance of 854.07 feet from the Northwest corner of Section 5, Township 3 North, Range 27 E.B.M.; thence N. 46°45'47" E., a distance of 48 feet, more or less, to said wellsite and beginning of easement. Thence continuing S. 46°45'47" E, parallel to an existing fence line, a distance of 522.81 feet, more or less, to the Northwest boundary line of the Rasmussen property described in Quitclaim Deed, Instrument No. 46148, recorded November 12, 2008, and End of Easement.
2. A Prescriptive Easement for the purpose of maintaining an existing irrigation canal.
3. County Road Right-of-Way Easements adjoining the Southerly and Easterly boundaries thereof.
4. Other Easements of record or by prescription.

INCLUDING a 15 foot wide Easement for Irrigation Water and Wellsite in the SW1/4SE1/4, Section 3, Township 4 North, Range 26 E.B.M. as contained in Agreement recorded December 1, 1977, Instrument No. M-6395, records of Butte County, Idaho. Corrected and re-recorded December 15, 1977, Instrument No. M-6420, records of Butte County, Idaho.

PARCEL II:

Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho

Section 5: NE1/4SE1/4 and that portion of the NW1/4SE1/4 lying North and East of the Union Pacific Railroad right-of-way and that portion of the NE1/4SW1/4 lying North and East of the Arco Canal.

EXCEPTING the Quist Ditch.

ALSO EXCEPTING the North 80 feet.

ALSO EXCEPTING existing public road rights-of-way.

ALSO EXCEPTING any portion lying within the following described parcel:

That portion of the SW1/4SE1/4 and the NW1/4SE1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho, described as follows:

Beginning at a point that is South 1312 feet from the E1/4 Corner of said Section, thence West 1357 feet to the True Point of Beginning; thence North 335 feet; thence West 1325 feet to the Easterly boundary of the former State Highway; thence along said Easterly boundary of the former State Highway in a Southeasterly direction 1451 feet; thence East 40 feet; thence North 750 feet; thence East 320 feet to the True Point of Beginning.

INCLUDING an Access Easement for Ingress and Egress to the NW1/4SE1/4, Section 5, Township 3 North, Range 27 E.B.M., through that portion of the NE1/4SW1/4 of said Section 5 described as follows:

A 20 foot wide Access Easement beginning at the East boundary of the county road (Highway Drive) and the most Southeast corner of the said NE1/4SW1/4 lying East of the county road; thence in an Easterly direction to a point 335 feet North, more or less, from the Southwest corner of the NW1/4SE1/4 of said Section 5 and the end of said Access Easement.

Order No. 5422LRT

QUITCLAIM DEED

to correct Water Right Nos.on Warranty Deed,
recorded February 7, 2012, Instrument No. 49300,
records of Butte County, Idaho.

NO. 0049352

RECORDED

MAR 01 2012

A.M. 3:14 P.M.
BUTTE COUNTY RECORDER
Barbara Andersen

THIS INDENTURE, Made this 1st day of March, 2012, between LARRY RASMUSSEN and SHERRY RASMUSSEN, Husband and Wife, as Grantors, to LOST RIVER FARMS, LIMITED LIABILITY COMPANY as Grantee, whose current address is 6164 N. Pintail Way, Garden City, ID 83714

WITNESSETH That said Grantors for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, do by these premises remise, release and forever QUITCLAIM, unto the said Grantee and to his heirs and assigns all that certain lot, piece or parcel of land, situate, lying and being in, County of Butte, State of Idaho, bounded and particularly described as follows, to wit:

Water Rights in Basin 34 Water District, Nos. 34-7205, 34-2484, and 34-89A

as pertaining to Township 3 North, Range 27 E.B.M., Section 5, more particularly described within Warranty Deed referred to above.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances, unto the Grantee and to his heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantors have hereunto set their hands and seals the day and year first above written.

Larry Rasmussen
Larry Rasmussen

7-1-12
Date

Sherry Rasmussen
Sherry Rasmussen

State of Idaho

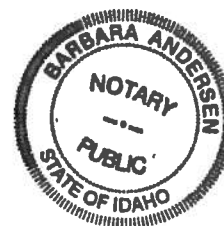
ss.

County of BUTTE

On this 1st day of March, 2012, before me, the undersigned, a Notary Public, in and for said State, personally appeared LARRY RASMUSSEN and SHERRY RASMUSSEN, known to me, and/or identified to me on the basis of satisfactory evidence, to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

Barbara Andersen
Notary Public
Commission Expires: 11-29-2012
Residing at: MOORE, ID



WARRANTY DEED

Order No. 5422LRT

For Valuable Consideration Received

LARRY RASMUSSEN and SHERRY RASMUSSEN, Husband and Wife,

the Grantors, do hereby grant, bargain, sell, convey and warrant unto

LOST RIVER FARMS, LIMITED LIABILITY COMPANY

the Grantee, whose current address is:

6164 N. Pintail Way, Garden City, ID 83714

the following described premises, to-wit:

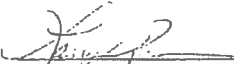
See Exhibit "A" attached hereto and made a part hereof.

INCLUDING, but not limited to the following Water Rights in Basin 34 Water District:

Nos. 347205, 342484, 34890

RESERVING to the Grantors, 2 acres of Decreed Water for property retained.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.


Larry Rasmussen

1-25-12
Date


Sherry Rasmussen

1-25-12
Date

State of Idaho

ss.

County of Butte

On this 25th day of January, 2012, before me, the undersigned, a Notary Public, in and for said State, personally appeared LARRY RASMUSSEN and SHERRY RASMUSSEN, known to me, and/or identified to me on the basis of satisfactory evidence, to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public

Residing at: Arco, Idaho

Commission Expires: 6-5-2015

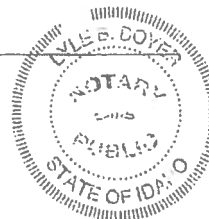


EXHIBIT "A"

PARCEL 1:

Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho

Section 5: A parcel of land generally described as being all of Lot 3, Section 5, and portions of Lot 4, said Section 5, a portion of the SW1/4NW1/4 of said Section 5, and a portion of the SE1/4NW1/4 of said Section 5, said parcel of land being more particularly described as follows:

Beginning at the Northwest corner of said Section 5, (said corner being monumented by a standard G.L.O. pipe and brass cap monument);
thence S. 00°02'24" W., along the West boundary of the NW1/4 of said Section 5, a distance of 799.38 feet to a one-half inch diameter steel rod;
thence S. 47°53'21" E., a distance of 418.74 feet to a one-half inch diameter steel rod;
thence S. 19°06'10" W., a distance of 228.38 feet to a one-half inch diameter steel rod on the Easterly boundary of road right-of-way as defined by an existing fence line;
thence S. 46°45'47" E., along the Easterly boundary of said road right-of-way, a distance of 1,052.75 feet to a point from which the Northwest corner of said Section 5 bears S. 46°45'47" E., a distance of 159.61 feet and N. 27°44'46" W., a distance of 2402.78 feet;
thence N. 46°45'47" E., a distance of 235 feet;
thence S. 64°00" E., a distance of 602 feet, more or less, to an existing fence corner at the Westerly toe of an existing canal bank;
thence S. 31°30'55" E., a distance of 98.0 feet, more or less, along said canal to a found one-half inch diameter steel rod at an existing fence corner;
thence along said fence line the following four courses:
S. 55°40'24" E., 72.08 feet;
S. 74°21'29" E., 218.05 feet;
S. 42°31'52" E., 67.60 feet;
S. 06°59'16" E., 189.33 feet to the South boundary of the NW1/4 of the said Section 5;
thence N. 88°54'24" E., along the South boundary of the NW1/4 of said Section 5, a distance of 528.39 feet to the Center 1/4 Corner of said Section 5;
thence N. 00°26'31" E., along the East boundary of the NW1/4 of said Section 5, a distance of 2539.01 feet to the N1/4 Corner of said Section 5;
thence S. 89°50'48" W., along the North boundary of the NW1/4 of said Section 5, a distance of 2539.28 feet to the standard corner common to Sections 31 and 32, T4N, R27 EBM (said corner being monumented by a G.L.O. pipe and brass cap monument);
thence S. 89°41'38" W., along the North boundary of the NW1/4 of said Section 5, a distance of 125.40 feet to the Northwest corner of said Section 5, and the Point of Beginning.

The above described parcel of land is SUBJECT TO the following **FOUR** Easements:

1. A 15 foot wide Easement to a culinary wellsite, pump and pipes for maintenance and repairs. Said Easement beginning S.00°02'24" W., a distance of 1,073.98 feet and S. 46°45'47" E., a distance of 854.07 feet from the Northwest corner of Section 5, Township 3 North, Range 27 E.B.M.; thence N. 46°45'47" E., a distance of 48 feet, more or less, to said wellsite and beginning of easement. Thence continuing S. 46°45'47" E, parallel to an existing fence line, a distance of 522.81 feet, more or less, to the Northwest boundary line of the Rasmussen property described in Quitclaim Deed, Instrument No. 46148, recorded November 12, 2008, and End of Easement.
2. A Prescriptive Easement for the purpose of maintaining an existing irrigation canal.
3. County Road Right-of-Way Easements adjoining the Southerly and Easterly boundaries thereof.
4. Other Easements of record or by prescription.

INCLUDING a 15 foot wide Easement for Irrigation Water and Wellsite in the SW1/4SE1/4, Section 3, Township 4 North, Range 26 E.B.M. as contained in Agreement recorded December 1, 1977, Instrument No. M-6395, records of Butte County, Idaho. Corrected and re-recorded December 15, 1977, Instrument No. M-6420, records of Butte County, Idaho.

PARCEL II:

Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho

Section 5: NE1/4SE1/4 and that portion of the NW1/4SE1/4 lying North and East of the Union Pacific Railroad right-of-way and that portion of the NE1/4SW1/4 lying North and East of the Arco Canal.

EXCEPTING the Quist Ditch.

ALSO EXCEPTING the North 80 feet.

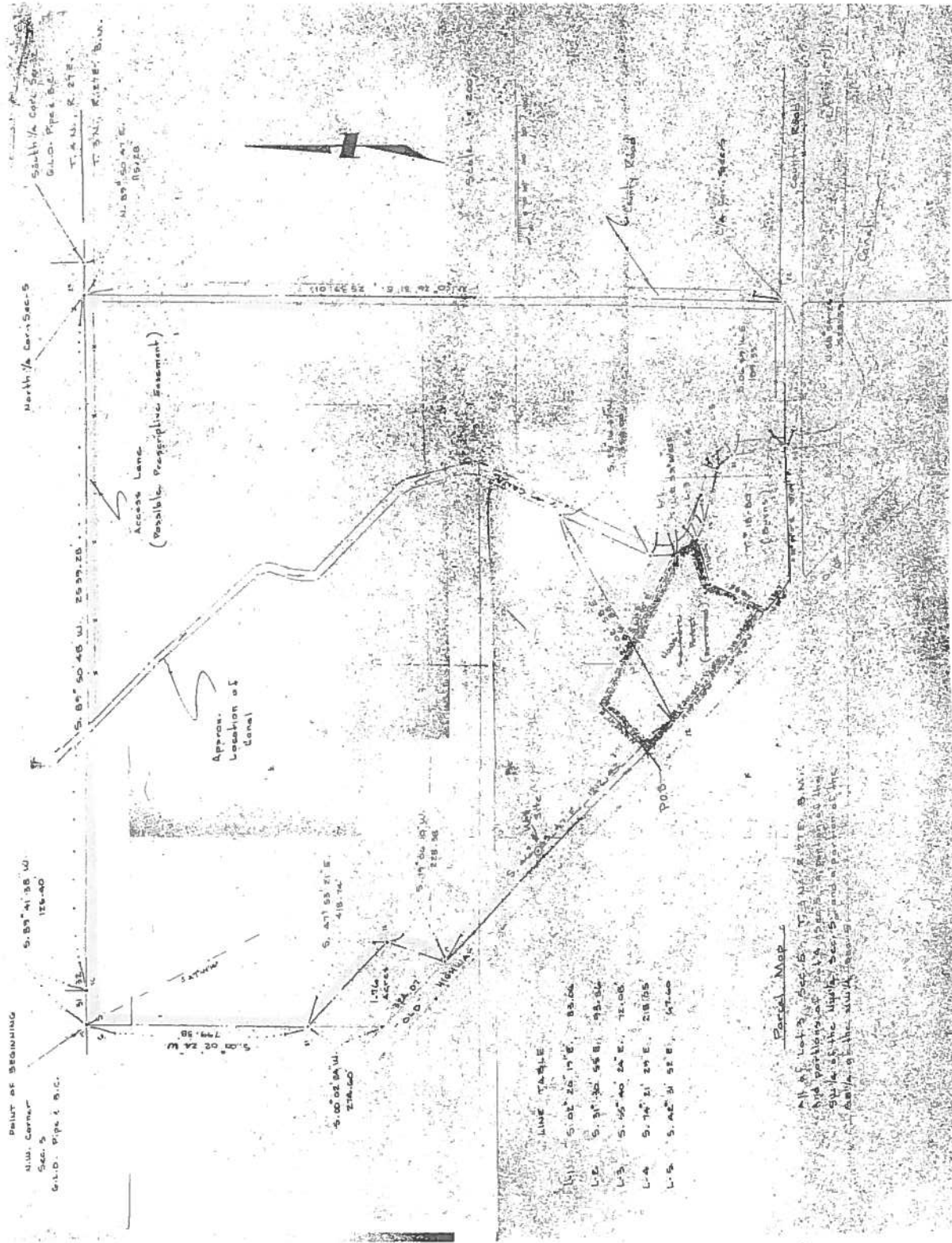
ALSO EXCEPTING existing public road rights-of-way.

ALSO EXCEPTING any portion lying within the following described parcel:
That portion of the SW1/4SE1/4 and the NW1/4SE1/4 of Section 5, Township 3 North, Range 27 East of the Boise Meridian, Butte County, Idaho, described as follows:

Beginning at a point that is South 1312 feet from the E1/4 Corner of said Section, thence West 1357 feet to the True Point of Beginning; thence North 335 feet; thence West 1325 feet to the Easterly boundary of the former State Highway; thence along said Easterly boundary of the former State Highway in a Southeasterly direction 1451 feet; thence East 40 feet; thence North 750 feet; thence East 320 feet to the True Point of Beginning.

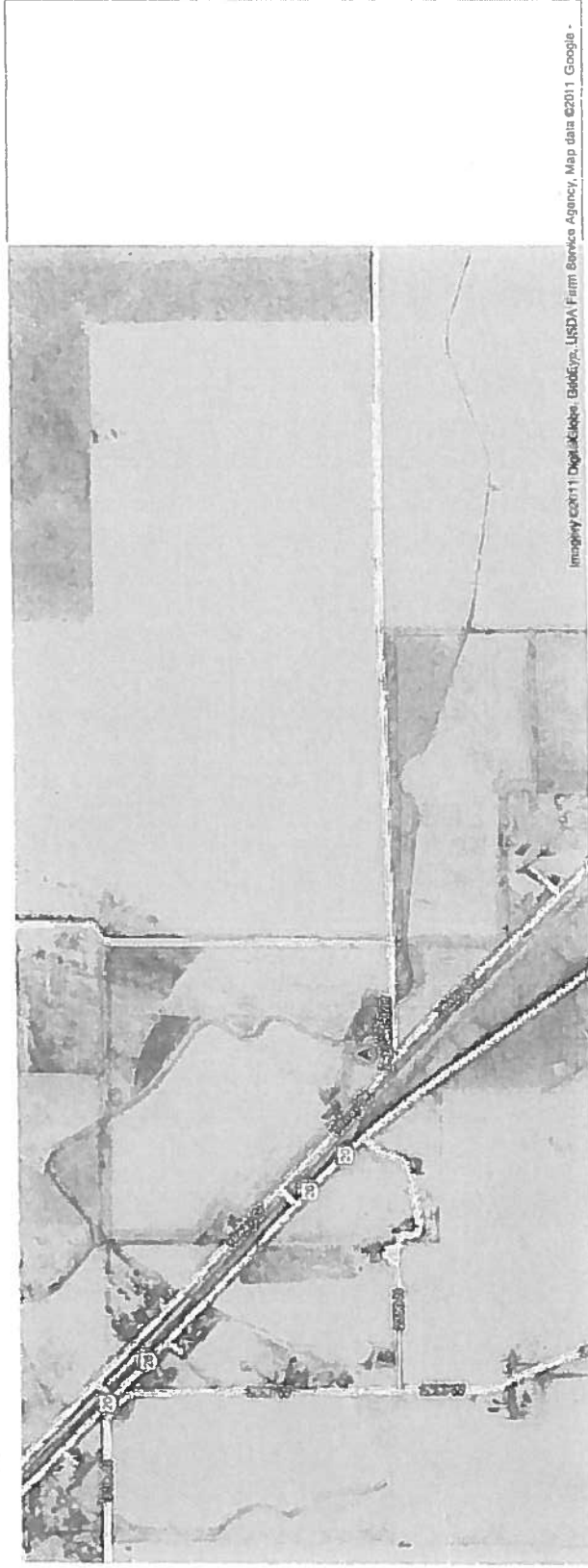
INCLUDING an Access Easement for Ingress and Egress to the NW1/4SE1/4, Section 5, Township 3 North, Range 27 E.B.M., through that portion of the NE1/4SW1/4 of said Section 5 described as follows:

A 20 foot wide Access Easement beginning at the East boundary of the county road (Highway Drive) and the most Southeast corner of the said NE1/4SW1/4 lying East of the county road; thence in an Easterly direction to a point 335 feet North, more or less, from the Southwest corner of the NW1/4SE1/4 of said Section 5 and the end of said Access Easement.

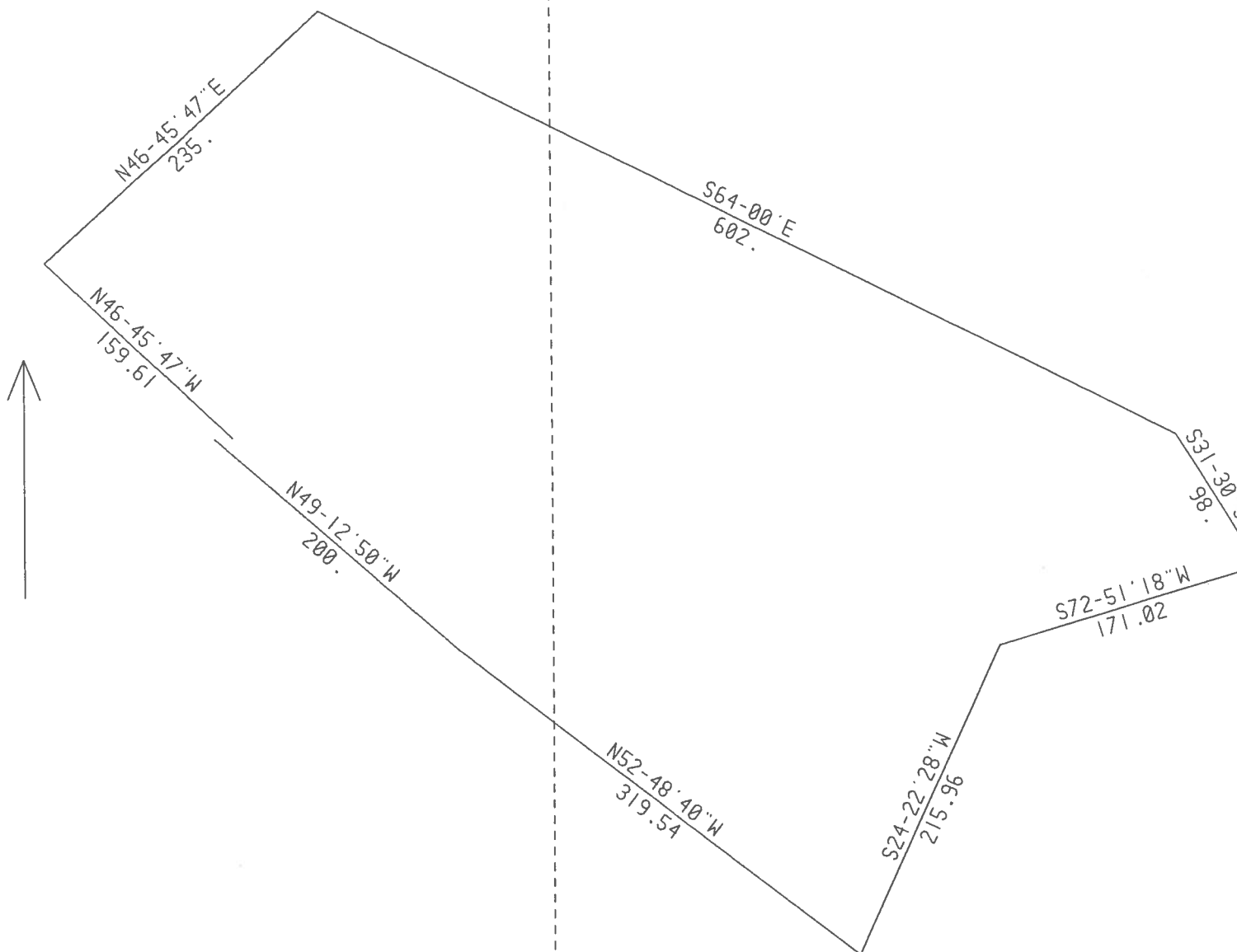


To see all the details that are visible on the screen, use the "Print" link next to the map.

Google



Imagery ©2011 DigitalGlobe, GeoEye, USDA Farm Service Agency, Map data ©2011 Google



Client: rasmussen 46148

Plat of Deed Calls for: rasmussen 46148

=====		
rasmussen 46148	 AREA	.. CLOSING ERROR ..
Scale : 100 ft/in	Acres : 4.677 ?	Bearing: N87.3857E
North Shift: +0	Sq. Feet : 203742 ?	Feet : 11.32
East Shift : +0	Sq. Meters: 18928.3 ?	Meters : 3.451
DMS Rotated: +000.0000	Perimeter : 2001.13	Precision: 1/177
=====		

1. /NW,05,03N,27E
2. /S27.4446E 2402.78
3. N46.4547W 159.61
4. N46.4547E 235.
5. S64.00E 602.
6. S31.3055E 98.
7. S72.5118W 171.02
8. S24.2228W 215.96
9. N52.4840W 319.54
10. N49.1250W 200.

=====

Larry Rasmussen
208-525-5186