

DB

RECEIVED
APR 10 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case 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)
45-10214					
45-12876					
45-10215					
45-10213					

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) Ellis Investment Co LTD

4. New Owner/Claimant(s) G5 Land Company
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 1310 South 600 West

City, State and ZIP Code Oakley ID 83346

New Telephone Number (208) 862-3346 Email: _____

5. Date you acquired the property _____
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) _____
 _____ (title if applicable)
 _____ (title if applicable)

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 DB
 Processed by _____ AJ

Date _____
 Date 4-11-2012
 Date _____

Receipt Amt. \$375 -
 Receipt No. 5032480
 WR _____ Date _____

RECEIVED
APR 10 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case 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)
45-10258					
45-10257					

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) Hazel Ellis

4. New Owner/Claimant(s) G5 Land Company
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 1310 South 600 West

City, State and ZIP Code Oakley ID 83346

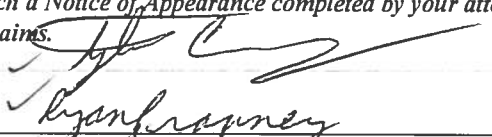
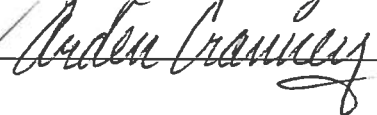
New Telephone Number (208) 862-3346 Email: _____

5. Date you acquired the property _____
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)


 _____ (title if applicable)

 _____ (title if applicable)

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 _____ Date _____
 Received by DB Date 4-11-2012
 Processed by _____ AJ Date _____

Receipt Amt. \$375-
 Receipt No. 5032480
 WR _____ Date _____

SPECIAL WARRANTY DEED

#48941

For Value Received

Ellis Investment Company, Ltd., a Utah limited partnership, sometimes referred to of record as
Ellis Investment, Ltd., a Utah limited partnership

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

G5 Land Company, an Idaho general partnership
Address: 1310 South 600 West
Oakley, Idaho 83346

CASSIA COUNTY
Recorded for:
LAND TITLE AND ESCROW
1:12:03 pm 04-02-2012
2012-001373
No. Pages: 4 Fee: \$19.00
JOSEPH W. LARSEN
County Clerk
Deputy: VIKI

Hereinafter called the Grantee, the following described premises situated in Cassia County, Idaho, to-wit:

PARCEL NO. 1:
TOWNSHIP 15 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 5: W½NW¼ and the W½SW¼ EXCEPT that part which lies East of the West boundary of Birch Creek County Road.

Section 5: SE¼SW¼ EXCEPT that part which lies East of the West boundary of Birch Creek County Road.

PARCEL NO. 2:
TOWNSHIP 15 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: Lots 1, 2, 3, 4 and 5, the SE¼NE¼ and the E¼SE¼.

Section 7: E¼NE¼; Lots 1, 2 and 3 and the NE¼SE¼.

Section 8: N½SW¼; SE¼; W½NE¼ and NW¼ EXCEPT that part which lies East of the West boundary of Birch Creek County Road.

PARCEL NO. 3:
TOWNSHIP 15 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: All EXCEPT Lot 4

Section 3: S½NE¼; N½SE¼; SW¼SE¼;

ALSO INCLUDED the following described parcel:

Beginning at the Center ¼ section corner of said Section 3, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence South 00°10'58" West along the East line of the SW¼ for a distance of 1157.86 feet to a ½ inch rebar;
Thence North 89°49'21" West for a distance of 564.02 feet to a ½ inch rebar;
Thence North 29°13'02" West for a distance of 1056.22 feet to a ½ inch rebar;
Thence North 02°22'43" East for a distance of 1189.56 feet to a ½ inch rebar;
Thence North 88°44'48" East for a distance of 1037.27 feet to a ½ inch rebar on the East line of the NW¼;
Thence South 00°10'58" West along the East line of the NW¼ for a distance of 976.96 feet to the Point of Beginning.

Section 9: NW¼NE¼; NE¼NW¼

Section 12: NE $\frac{1}{4}$; NE $\frac{1}{4}$ NW $\frac{1}{4}$; S $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 13: W $\frac{1}{2}$ NE $\frac{1}{4}$

PARCEL NO. 4:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 15: SW $\frac{1}{4}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 25: E $\frac{1}{2}$ SE $\frac{1}{4}$ **EXCEPT** that part which lies East of the West boundary of Birch Creek County Road.

Section 35: S $\frac{1}{2}$ NE $\frac{1}{4}$ and the SE $\frac{1}{4}$

PARCEL NO. 5

TOWNSHIP 14 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: Lot 4 **EXCEPT** that part which lies East of the West boundary of Birch Creek County Road.

Section 31: All, **EXCEPT** that part which lies East of the West boundary of Birch Creek County Road.

Section 32: W $\frac{1}{2}$ SW $\frac{1}{4}$ **EXCEPT** that part which lies East of the West boundary of Birch Creek County Road.

PARCEL NO. 6:

TOWNSHIP 14 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 9: NE $\frac{1}{4}$, **EXCEPT** the following parcel of land:

Beginning at the Northwest corner of the NE $\frac{1}{4}$ of said Section 9, which shall be known as the True Point of Beginning;
Thence South 0°00'25" East along the quarter section line for 2,645.08 feet to the center of Section 9;
Thence South 89°20'00" East along the quarter section line for 1,048.80 feet to a point;
Thence North 3°41'10" West for 548.19 feet along a fence line to a point;
Thence North 6°22'17" West for 790.87 feet along said fence line to a point;
Thence North 8°44'00" West for 1,331.41 feet along said fence line to a point on the section line;
Thence North 89°20'42" West along section line for 723.93 feet to the True Point of Beginning.

Section 10: NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 11: W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 14: NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, thence running South a distance of 600 feet;
Thence Northeasterly a distance of 800 feet, more or less to the Birch Creek Road;
Thence Northwesterly along the West boundary line of the Birch Creek Road 430 feet, more or less, to a point where the
West boundary line of the Birch Creek Road intersects the North boundary line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$;
Thence Westerly along said boundary line 700 feet, more or less, to the Point of Beginning.

TOGETHER WITH all water and water rights appurtenant thereto including but not limited to Idaho Department of Water Resources Water Right Nos. 45-10213, 45-10214, 45-10215, 45-10257, 45-10258 and 45-12876.

SUBJECT TO:

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

Taxes for 2012 and subsequent years.

Decree in the case of Columbus M. Carpenter, Plaintiff, vs. Emil Berg et al, dated October 27, 1925 and recorded October 28, 1925 as Instrument No. 78608 in Book 5 of Judgments on Page 453, records of Cassia County, Idaho.

Agreement For Easement And Right of Way between Stephen B. Ellis, grantor and the United States of America, grantee, dated February 21, 1955 and recorded April 27, 1955 as Instrument No. 186027 in Book 8 of Bills of Sale and Agreements on Page 570, records of Cassia County, Idaho.

Easement for Construction And Maintenance Of Concrete Ditch between the Oakley Highway District, Grantor and 10 B Birch Creek Water Users Association Of Lateral, Inc. aka 10 B Birch Creek Irrigation District, an association of water users, Grantee, dated September 22, 1967 and recorded July 8, 1968 as Instrument No. 41777 on Film No. 56, records of Cassia County, Idaho.

Easement For Construction And Maintenance Of Concrete Ditch between Gareld S. Marchant and Merna E. Marchant, husband and wife, Grantors and 10 B Birch Creek Irrigation District, an association of water users, Grantee, dated May 24, 1968 and recorded July 8, 1968 as Instrument No. 41787 on Film No. 56, records of Cassia County, Idaho.

Road right-of-way as disclosed by Warranty Deed executed by Gareld Stanley Marchant, Trustee of the Merna Ellis Marchant Revocable Trust dated the 4th of July of October 1979 to Stephen B. Ellis and Hazel T. Ellis, husband and wife, dated April 26, 1982 and recorded April 27, 1982 as Instrument No. 142895 on Film No. 149, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors 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 incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever arising by, through or under the Grantor.

Dated: February 11, 2012

ELLIS INVESTMENT COMPANY, LTD.,
a Utah limited partnership

By: _____

Stanley G. Ellis, General Partner

By: _____

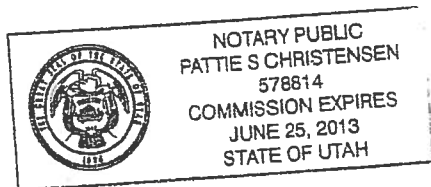
Kelly Ellis, General Partner

STATE OF UTAH)
) ss.
COUNTY OF Utah)

On this 11 day of February 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared **Stanley G. Ellis and Kelly Ellis**, known or identified to me to be the General Partners in the Limited Partnership of **Ellis Investment Company, Ltd.**, and the General Partners who subscribed said Limited Partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said Limited Partnership name.



Notary Public
Residing at: UT
My Commission expires: 6/23/13



208153

WHEN RECORDED, RETURN TO:

HOLME ROBERTS & OWEN
50 South Main, Suite 900
Salt Lake City, Utah 84144
Attn: Laurie K. Prestwich

QUITCLAIM DEED

THIS QUITCLAIM DEED is given by Stephen B. Ellis and Hazel T. Ellis, husband and wife, with an address of 1304 Elm Avenue, Provo, Utah 34604 ("Grantors"), to Ellis Investment Company, Ltd., a Utah limited partnership, with an address of 1304 Elm Avenue, Provo, Utah 84604 ("Grantee").

For valuable consideration, Grantors hereby quitclaim to Grantee all of their right, title and interest in and to the real property located in Cassia County, Idaho, more particularly described as follows:

Township 14 South, Range 22 East, Boise Meridian

Section 9: NE $\frac{1}{4}$, except the following parcel of land:

Beginning at the Northwest corner of the NE $\frac{1}{4}$ of said Section 9, which shall be known as the True Point of Beginning; Thence South 0°00'25" East along the quarter section line for 2,645.08 feet to the center of Section 9; Thence South 89°20'00" East along the quarter section line for 1,048.80 feet to a point; Thence North 3°41'10" West for 548.19 feet along a fence line to a point; Thence North 6°22'17" West for 790.87 feet along said fence line to a point; Thence 8°44'00" West for 1,331.41 feet along said fence line to a point on the section line; Thence North 89°20'42" West along section line for 723.93 feet to the True Point of Beginning.

Less a 60 foot road right of way along the East side of the above described property.

Section 10: NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

Section 11: W $\frac{1}{2}$ SW $\frac{1}{4}$

Section 14: NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, more particularly described as follows:

Beginning at the Northwest corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, thence running South a distance of 600 feet; thence Northeasterly a distance of 800 feet; more or less to the Birch Creek Road, thence Northwesterly along the West boundary line of the Birch Creek Road 130 feet, more or less, to a point where the West boundary line of the Birch Creek Road intersects the North boundary line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, thence Westerly along said boundary line 700 feet more or less to the point of beginning.

All in Cassia County, State of Idaho.

GRANTORS MAKE NO WARRANTIES, WHATSOEVER.

Dated this 16th day of June, 1990.

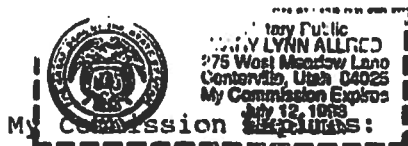
Stephen B. Ellis
Stephen B. Ellis

Hazel T. Ellis
Hazel T. Ellis

STATE OF UTAH)
COUNTY OF SALT LAKE) ss.

The foregoing instrument was acknowledged before me
by Stephen B. Ellis and Hazel T. Ellis, this 16th day of
June, 1990.

Witness my hand and official seal.



July 12, 1993

Mary Lynn Allred
Notary Public

Residing at:

Davis County Utah

7041LKPD

208153
JUNE 19 11 14 AM '91
CASSIA, IDAHO
FEE 9.00
K3: White 9.00
50 S. 7000th St.
Salt Lake City,
Utah 84144
Deane Roberts
FEB 21 1991



Land Title and Escrow, Inc.

Focused on Service, Positioned for the Future

April 9, 2012

Trish Fawcett
Idaho Dept. of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

RECEIVED
APR 10 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

RE: File No. 48941

Dear Trish:

Enclosed with this letter please find the following documents:

1. Three Notices of Change in Water Right Ownership, i.e. two to G5 Land Company and one to Cranney Ranches.
2. Copies of the Quitclaim Deed, Special Warranty Deed and Quitclaim Deed.
3. Land Title and Escrow's trust account check no. 26689 in the amount of \$375.00 for the water transfer fee.

Would you please make the necessary changes in the records to indicate the new owners for future water assessments and notices. Please send a receipted copy to this office.

Should you have any questions concerning this letter, please do not hesitate to contact me.

Very truly yours,
Land Title and Escrow, Inc.

Nancy Garrett
Administrative Assistant

/nrg
enc.

Box 177 • Burley, Idaho • 83318
Ph: 208.878.3524
Fx: 208.878.4435
lteb@pmt.org

Box 5375 • Twin Falls, Idaho • 83303-5375
Ph: 208.933.2650
Fx: 208.933.2655
ltetf@pmt.org

Box 473 • Gooding, Idaho • 83330
Ph: 208.934.8477
Fx: 208.934.5890
lteg@pmt.org

Box 111 • Rupert, Idaho • 83350
Ph: 208.436.0606
Fx: 208.436.1199
lter@pmt.org

Box 349 • Jerome, Idaho • 83338
Ph: 208.324.3357
Fx: 208.324.8961
ltej@pmt.org