

DE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 03 2011

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?
37-586	Yes ☐		Yes ☐		Yes ☐
37-587	Yes ☐		Yes ☐		Yes ☐
37-589	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Randy Keading
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Roth Investments, L.L.C.
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
539 South 800 East
Mailing address
Jerome ID 83338
City State ZIP
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: July 29, 2011

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: Roth Investments LLC Managing Member 7-29-11
Signature of new owner/claimant Title, if applicable Date

Signature: Managing Director Roth Habersitz
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by B. Walker Date 8/3/2011 Receipt No. S032078 Receipt Amt. \$7500
Approved by _____ Processed by _____ Date _____

SUPPORT DATA

IN FILE # 37-586

WARRANTY DEED

#GL-11224

For Value Received

Randy Keading, also shown of record as Randall R. Keading, Jr., an unmarried man

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

Roth Investments, L.L.C., an Idaho Limited Liability Company

Address: 539 South 800 East, Jerome, ID 83338

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

See Attached Exhibit A

RECORDED AT THE CLERK'S OFFICE - COUNTY OF LINCOLN
Recorded at the request of *[Signature]*
JUL 29 2011
To wit: 35 minutes past 2 o'clock
Recorded by *[Signature]*
Fee: 22 = Return to: *[Signature]*

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to 197.50 Shares of Capital Stock from the Big Wood Canal Company, and Water Right No.37-586, 37-587 and 37-589 from the Idaho Department of Water Resources for Big Wood River Water totaling 322 inches.

SUBJECT TO:

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

Taxes for 2011 and subsequent years, a lien, but not yet due or payable.

Assessments of the American Falls Reservoir District No. 2 and the rights and powers of said District as by law provided.

Assessments of the Big Wood Canal Company and the rights and powers of said Company as by law provided.

Right of way for canals, laterals and waste ditches of Big Wood Canal Company.

Assessments levied or to be levied by the Water Master.

Water Master assessments made by virtue of the water decreed under the case S.C. Frost et al vs. Alturas Water Company et al, recorded December 17, 1909 in Book 1 Judgments Page 191, records of Lincoln County, Idaho, decreed to Charles Dill, with priority date of April 1, 1883, Little Wood River. (Parcel No. 2)

Agreement recorded November 3, 1930 in Book 4 Agreements Page 454, records of Lincoln County, Idaho. (Parcel No. 2)

Reservation contained in Patent given by The United States of America to Verle Cleo Ross dated January 31, 1962, recorded February 26, 1962 as Instrument Number 112451, Lincoln County records, excepting and reserving, also, to the United States all the oil and gas in the land so patented and to it, or persons authorized by it the right to prospect for, mine and remove such deposits from the same upon compliance with the conditions and subject to the provisions and limitations of the Act of July 17, 1914 (38 Stat. 509). (Parcel No. 1)

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the 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 incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Page 2 of Warranty Deed

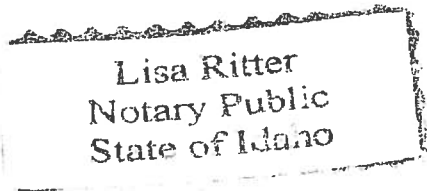
Dated: July 29, 2011



Randy Keading

STATE OF IDAHO)
) ss.
COUNTY OF Jerome)

On this 29 day of **July, 2011**, before me, the undersigned, a Notary Public in and for said State, personally appeared **Randy Keading**, 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
Residing at: Gooding ID
My Commission expires: 10/8/16

Exhibit A

Order Number: GL-11224

PARCEL NO. 1:

TOWNSHIP 5 SOUTH, RANGE 18 EAST OF THE BOISE MERIDIAN, LINCOLN COUNTY, IDAHO

A parcel of land located in Sections 17 and 18, being more particularly described as follows:

Commencing at the North One Quarter (N $\frac{1}{4}$) corner of said Section 18 from which the Northeast Section corner of said Section 18 bears North 89°11'59" East, 2651.16 feet, said North One Quarter (N $\frac{1}{4}$) corner being THE TRUE POINT OF BEGINNING;

Thence North 89°11'59" East along the North boundary of the NE $\frac{1}{4}$ of said Section 18 for a distance of 2651.16 feet to the Northeast Section corner of said Section 18;

Thence South 89°46'03" East along the North boundary of the NW $\frac{1}{4}$ of said Section 17 for a distance of 1321.68 feet to the Northeast corner of the W $\frac{1}{2}$ NW $\frac{1}{4}$ of said Section 17, monumented by a marked 1978 BLM brass cap;

Thence South 00°14'45" West along the East boundary of the W $\frac{1}{2}$ NW $\frac{1}{4}$ of said Section 17 for a distance of 2659.22 feet to the Southeast corner of the W $\frac{1}{2}$ NW $\frac{1}{4}$ of said Section 17 monumented by a marked 1978 BLM brass cap;

Thence South 44°07'18" West for a distance of 2105.95 feet;

Thence North 85°15'55" West for a distance of 485.60 feet;

Thence North 55°18'35" West for a distance of 733.63 feet;

Thence North 08°56'04" East along an existing fence line for a distance of 385.49 feet;

Thence North 00°50'47" East along an existing fence line for a distance of 676.84 feet to a point on the North boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18;

Thence North 89°57'07" West along the North boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18 for a distance of 154.31 feet to the Northwest corner of said NE $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence South 00°02'45" West along the West boundary of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18 for a distance of 1041.96 feet;

Thence South 48°29'52" West for a distance of 453.36 feet to a point on the South boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18;

Thence South 89°39'00" West along the South boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18 for a distance of 955.32 feet;

Thence North 00°25'57" East for a distance of 1349.32 feet to a point on the North boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18;

Thence North 89°57'07" West along the North boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18 for a distance of 43.98 feet to the Northwest corner of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence South 00°07'56" West along the West boundary of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ for a distance of 788.65 feet;

Thence South 86°58'40" West for a distance of 284.82 feet;

Thence South 43°26'28" West for a distance of 312.89 feet;

Thence South 09°38'23" East for a distance of 318.68 feet to a point on the South boundary of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 18;

Thence North 89°25'07" West along the South boundary of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the South boundary of Government Lot 3 for a distance of 2296.56 feet to the Southwest corner of said Government Lot 3 and being on the West boundary of said Section 18;

Thence North 00°16'01" West along the West boundary of Government Lot 3 for a distance of 1324.04 feet to the Northwest corner of said Government Lot 3;

Thence North 00°18'15" West along the West boundary of Government Lot 2 of said Section 18 for a distance of 1332.73 feet to the Northwest corner of said Government Lot 2;

Thence South 89°30'38" East along the North boundary of Government Lot 2 and the North boundary of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 18 for a distance of 2760.83 feet to the Northeast corner of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 18;

Thence North 00°07'56" East along the East boundary of the NW $\frac{1}{4}$ of said Section 18 for a distance of 1311.44 feet to the North One Quarter (N $\frac{1}{4}$) corner of said Section 18, said point being THE TRUE POINT OF BEGINNING.

-Continued-

CONTINUATION

PARCEL NO. 2:

Together With an Easement for the purpose of ingress and egress, and the use and maintenance of an irrigation pipeline, power station, pump station, and existing pond, and all appurtenances, said easement being encompassed within the following described boundary:

Beginning at the Northwest corner of the NE¼SE¼ of said Section 18; Thence South 00°02'45" East along the West boundary of the NE¼SE¼ of said Section 18 for a distance of 4.95 feet to THE TRUE POINT OF BEGINNING;
Thence South 89°18'44" East for a distance of 2.48 feet;
Thence South 58°48'53" East for a distance of 63.25 feet;
Thence South 29°52'06" East for a distance of 63.35 feet;
Thence South 21°36'28" East for a distance of 104.67 feet;
Thence South 11°03'31" East for a distance of 78.13 feet;
Thence South 02°21'17" West for a distance of 285.37 feet;
Thence South 12°06'55" West for a distance of 431.97 feet;
Thence South 05°41'32" West for a distance of 154.22 feet;
Thence South 03°37'17" East for a distance of 152.79 feet;
Thence South 09°17'23" West for a distance of 107.00 feet;
Thence South 45°03'34" East for a distance of 32.45 feet;
Thence North 54°05'40" East for a distance of 22.03 feet;
Thence South 30°17'28" East for a distance of 17.68 feet;
Thence South 54°05'40" West for a distance of 17.47 feet;
Thence South 45°03'34" East for a distance of 48.11 feet;
Thence North 41°21'11" East for a distance of 328.14 feet;
Thence South 55°18'35" East for a distance of 182.00 feet;
Thence South 08°27'26" East for a distance of 86.93 feet;
Thence South 16°48'32" West for a distance of 107.90 feet;
Thence South 89°59'20" West for a distance of 92.19 feet;
Thence South 38°52'14" West for a distance of 79.35 feet;
Thence North 87°17'00" West for a distance of 132.22 feet;
Thence North 45°03'34" West for a distance of 493.40 feet;
Thence North 48°29'52" East for a distance of 271.05 feet;
Thence North 05°41'32" East for a distance of 58.35 feet;
Thence North 12°06'55" East for a distance of 431.39 feet;
Thence North 02°21'18" East for a distance of 281.31 feet;
Thence North 11°03'31" West for a distance of 73.94 feet;
Thence North 21°36'28" West for a distance of 101.38 feet;
Thence North 29°52'06" West for a distance of 56.74 feet;
Thence North 58°48'53" West for a distance of 48.92 feet to a point on the West boundary of the NE¼SE¼ said Section 18;
Thence North 00°02'45" East along the West boundary of said NE¼SE¼ for a distance of 21.89 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 3:

Together with a road access easement created by Access Easement Agreement, described as follows:

A road access easement across a 30 foot wide strip of land centered on the following described line:

Beginning at the intersection of Big Wood Road, aka 420 North Road, and 200 East Road,
Thence Southeasterly along the arc of a non-tangent curve right for a distance of 155.16 feet; said arc having a radius of 127.50 feet and chord bearing and distance of South 35°01'53" East - 145.76 feet;
Thence South 00°01'41" West for a distance of 1763.37 feet to the point of curvature of a non-tangent curve left;
Thence Southeasterly along the arc of the non-tangent curve left for a distance of 143.74 feet, said arc having a radius of 92.04 feet and chord bearing and distance of South 43°36'53" East - 129.57 feet;
Thence South 89°18'49" East for a distance of 1203.82 feet to the point of curvature of a non-tangent curve right, said point being the intersection with 360 North Road and private access road and being the TRUE POINT OF BEGINNING.

-Continued-

CONTINUATION

Thence Southeasterly along the arc of the non-tangent curve right for a distance of 116.06 feet, said arc having a radius of 116.23 feet and chord bearing and distance of South 44°42'51" East - 111.30 feet;
Thence South 21°35'00" East for a distance of 106.24 feet;
Thence South 11°03'31" East for a distance of 76.04 feet;
Thence South 02°21'17" West for a distance of 283.34 feet;
Thence South 12°06'55" West for a distance of 431.67 feet;
Thence South 07°24'59" West for a distance of 48.60 feet to the terminus point of said easement. The sideline boundaries shall be lengthened or shortened to intersect the Southerly boundary of the before described parcel.

LINCOLN COUNTY
 Recorded for:
LAND TITLE & ESCROW GL-11224
 10:59:54 am 01-27-2012
0000-191393
 No. Pages: 1 Fee: \$10.00
SUZANNE MCCONNELL
 County Clerk
 Deputy: **CAROLE**

For Value Received

Randy Keading, also shown of record as Randall R. Keading, Jr. an unmarried man

Hereinafter called the grantor, hereby remises, releases, and forever Quitclaims unto

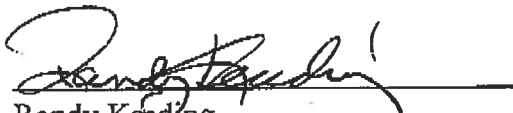
Roth Investments, L.L.C., and Idaho Limited Liability Company
ADDRESS: 539 South 800 East, Jerome, ID 83338

Hereinafter called the grantee, the following described premises, in Lincoln County, Idaho to-wit:

All right title and interest in Water Right Numbers 37-586, 37-587 and 37-589 with the Idaho Department of Water Resources.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto said Grantee, and the grantee's heirs and assigns forever.

Dated: January 27, 2012


 Randy Keading

STATE OF IDAHO)

) ss.

COUNTY OF Lincoln)

On this 27 day of January, 2012, before me, the undersigned, a Notary Public in and for said State, personally appeared Randy Keading, 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.

Lisa Ritter
Notary Public
State of Idaho


 Notary Public

Residing at: Gooding, ID

My Commission expires: 10/8/16



Land Title and Escrow, Inc.

Focused on Service, Positioned for the Future

gl-11224
Gooding

August 2, 2011

Department of Water Resources
Southern Region
1341 Fillmore Suite 200
Twin Falls, Idaho 83301

RECEIVED

AUG 03 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION

RE: Notice of Change of Water Right Ownership

Cert Mail #7010 3090 0003 1008 2642

Dear Sirs:

At the request of the buyer, we are forwarding to your office the following in connection with the above referenced:

- Notice of Change of Water Right Ownership for Water Right Number 37-586, 37-587, 37-589
- Copy of Deed #190706

Thank you,

LAND TITLE AND ESCROW, INC.

Debbie Zatica
Escrow Assistant
(208) 934-8477

P.O. Box 473, 546 Main Street
Gooding, Idaho 83330

cc:

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

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

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

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

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

January 27, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

ROTH INVESTMENTS LLC
539 S 800 E
JEROME ID 83338

RE: Change of Ownership for Water Right No(s). 37-586, 37-587, 37-589

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,



Trish Fawcett
Technical Records Specialist

Enclosure(s)

Cc: Land Title & Escrow Inc. (File GL-11224)