



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718
Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

December 13, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Lance Funk
Lisa Funk
PO Box 310
American Falls ID 83211

SUPPORT DATA

RE: Notice of Change in Water Right Ownership
Water Rights: 35-14080, 35-14083, 35-14088 & 35-14091

IN FILE # 35-14080

Dear Mr. Funk:

On May 12, 2011, you filed a Notice of Change in Water Right Ownership (ownership change) with the Idaho Department of Water Resources (IDWR), seeking to update the ownership records for the water rights listed above. After an initial review, we determined that you did not include the proper filing fee (4 x \$100.00 per water right = \$400.00). The ownership change only included a check for \$100.00. On September 13-2011, we sent a letter requesting the additional filing fee of \$300.00. The additional fee was to be provided within 30 days. Please find attached a map of the property and the water right place of use of the water rights mentioned above.

IDWR has never received a response to the request. Without the proper filing fee, we cannot complete the ownership change. We are therefore returning your original ownership change and have initiated a refund of your money (\$100.00). The refund from the state of Idaho will arrive at the address listed below within a couple of weeks.

First American Title Company
2240 E Center
Pocatello ID 83201

Please feel free to re-file your ownership change at any time in the future when you have collected the proper documentation of ownership and have included the correct filing fee.

If you have any questions, please contact me at (208) 525-7161.

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Enclosure(s)
cc: First American Title Co

Idaho Department of Water Resources

Legend

Water Right POD



Place of Use for 35-14080, 35-14083, 35-14088 & 35-14091



Lance and Lisa Funk Property



Taxlots



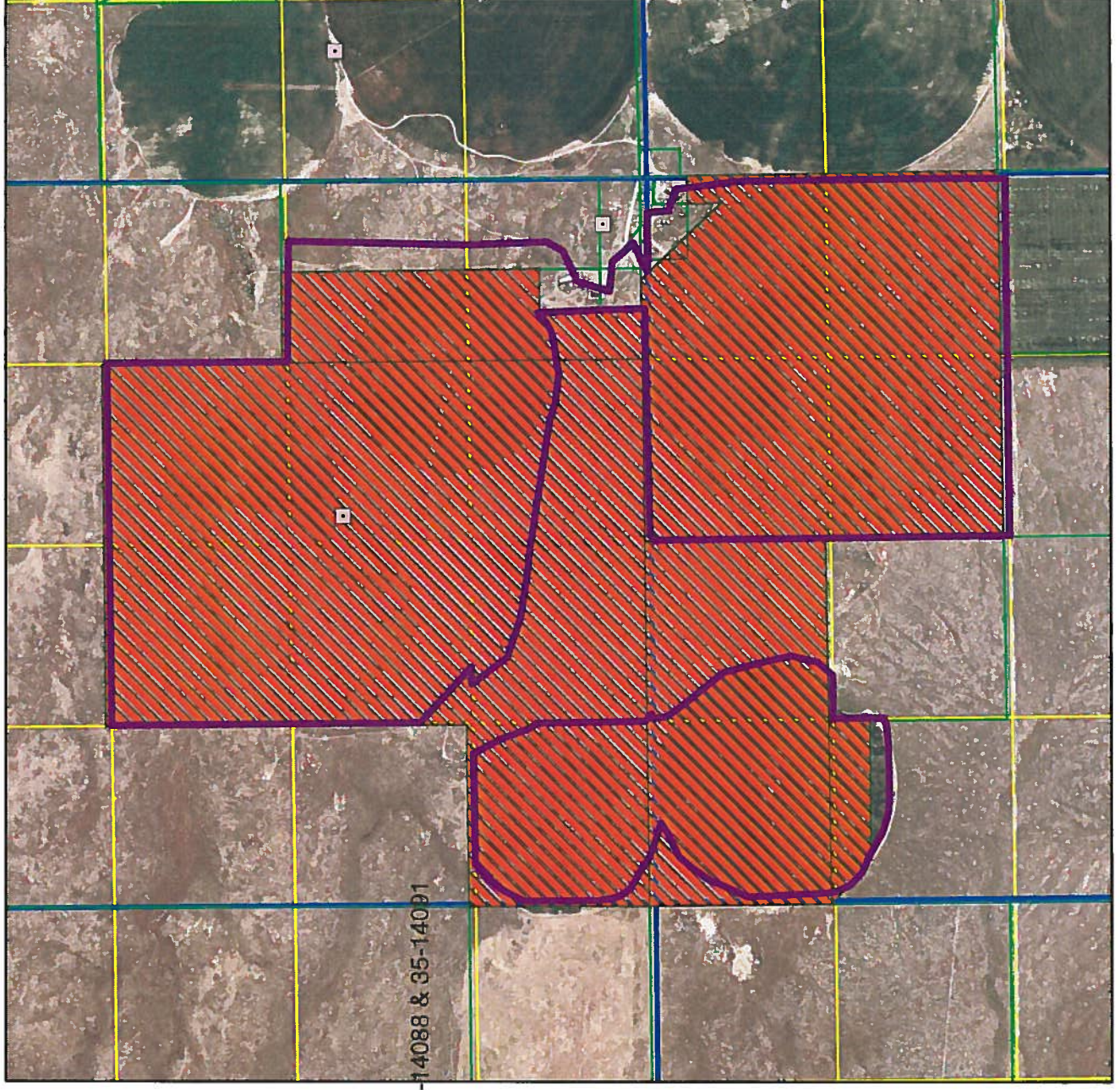
Township/Range



Sections



QQ



Layout Created by:

Jonie Barg

Date:

December 13, 2011

RECEIVED

MAY 12 2011

Department of Water Resources
Eastern RegionSTATE OF IDAHO
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?
35-14080	Yes ☐		Yes ☐		Yes ☐
35-14083	Yes ☐		Yes ☐		Yes ☐
35-14088	Yes ☐		Yes ☐		Yes ☐
35-14091	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: REID S. & RUTH O. STEWART AKA SUPERIOR L & L, LLC
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): LAND D. FUNK AND LISA I. FUNK
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☒ and ☐ or ☐ and/or
PO BOX 310
Mailing address
AMERICAN FALLS IDAHO 83211
City State ZIP
(208) 226-5551 LANCE@FUNKFARMS.NET
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: 3/28/2011 *(SEE ATTACHED WD & QCD'S WHEN STEWARTS TRANSFERRED THEIR OWNERSHIP INTO THEIR LLC, SUPERIOR L & L, LLC)

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):
 - o \$25 per *undivided* water right.
 - o \$100 per *split* water right.
 - o No fee is required for pending adjudication claims.

7. Signature: [Signature] Title, if applicable: OWNER Date: 5-5-11
Signature of new owner/claimant
Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only

Received by [Signature] Date 5/16/2011 Receipt No. E031657 Receipt Amt. \$100.-
Approved by _____ Processed by _____ Date _____



First American Title Company
2240 E. Center, Pocatello, ID 83201
Phone (208)232-6224 Fax (208)232-6257

RECEIVED

MAY 12 2011

Department of Water Resources
Eastern Region

Idaho Dept. of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

May 11, 2011
File No.: 363429-P (rr)

Attn: Michael Holiday
Phone: (208)525-7161 Fax:

Water **35-14080, 35-14083, 35-14088, 35-14091,**
Right No:

Previous Owners: **Reid S. & Ruth O. Stewart, aka Superior L & L, LLC**
Legal Description of Property in question:

See attached copy of Warranty Deed

Prior vested owner of property: **Superior L & L, LLC, an Idaho limited liability company**

TO WHOM IT MAY CONCERN:

Please be advised that the above referenced Water Right Numbers have been sold and title is now vested as follows:

Lance D. Funk and Lisa I. Funk

as per the copy of recorded Warranty Deed attached hereto. **Please note** that the Stewart's, in an attempt to transfer the property into their LLC, Superior L & L, LLC, an Idaho limited liability company, made some errors with the legal descriptions which we were obligated to correct prior to closing on the sale of the ground and water rights. As such, in addition to the Warranty Deed from Superior L & L, LLC to Lance and Lisa Funk, I have also enclosed copies of the deeds recorded by Reed prior to our transaction, along with the Quitclaim Deeds correcting the vesting into their LLC. Please change your records accordingly and don't hesitate to contact me should you require anything further. The new owners may be reached at the following address:

Mailing Address: **P.O. Box 310, American Falls, ID 83211**

Sincerely,

Ruth Rubel
Escrow Officer

rr/rr

AFTER RECORDING MAIL TO:

Lance D. Funk and Lisa I. Funk
2960 Cedar Lane
American Falls, ID 83203

Instrument # 627051

BINGHAM COUNTY, IDAHO
03-28-2011 12:23:27 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - PO
SARA J. STAUB Fee: 16.00
Ex-Officio Recorder Deputy BMarlatt
Index To: DEED
Electronically Recorded by Simplifile

WARRANTY DEED

File No.: 363429-P (rr)

Date: March 04, 2011

For Value Received, Superior L & L, LLC, an Idaho limited liability company, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto Lance D. Funk and Lisa I. Funk, husband and wife, hereinafter referred to as Grantee, whose current address is P.O. Box 310, American Falls, ID 83211, the following described premises, situated in Bingham County, Idaho, to wit:

LEGAL DESCRIPTION: Real property in the County of Bingham, State of Idaho, described as follows:

See attached Exhibit "A"

APN:

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

APN:

Warranty Deed
- continued

File No.: 363429-P (rr)
Date: 03/04/2011

Superior L & L, LLC, an Idaho limited liability
company

Reid G. Stewart

By: Reid G. Stewart, Sole Member and
Manager

STATE OF

~~Idaho~~ *Utah*

COUNTY OF

~~Bannock~~ *Salt Lake*

On this 10 day of **March, 2011**, before me, a Notary Public in and for said State, personally appeared **Reid G. Stewart**, known or identified to me to be the person whose name is subscribed to the within instrument as **Member and Manager** of the **Superior L & L, LLC**, limited liability company, and acknowledged to me that such limited company executed same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Tamera Alldredge
Notary Public for the State of ~~Idaho~~ *Utah*
Residing at: *Draper, Utah*
My Commission Expires: *July 2, 2011*

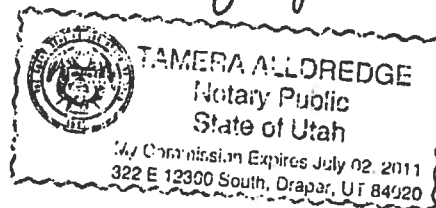


EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Bingham, State of Idaho, described as follows:

Parcel 1:

Township 4 South, Range 30 E.B.M., Bingham County, Idaho

Section 23: SW $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$, EXCEPTING AND RESERVING to the United States all the oil and gas in said lands.

Section 26: N $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPTING AND RESERVING to the United States all the oil and gas in said lands.

Parcel 1A:

Township 4 South, Range 30 E.B.M., Bingham County, Idaho

Section 26: Portion of SW $\frac{1}{4}$ NW $\frac{1}{4}$ described as beginning at a point 1,320 South of the Northwest corner of said Section 26, thence East 1,320 feet; thence South 300 feet; thence West 1000 feet; thence N. 46°50'51" W. 438.63 feet to the point of beginning, EXCEPTING AND RESERVING to the United States all the oil and gas in said lands.

Parcel 2:

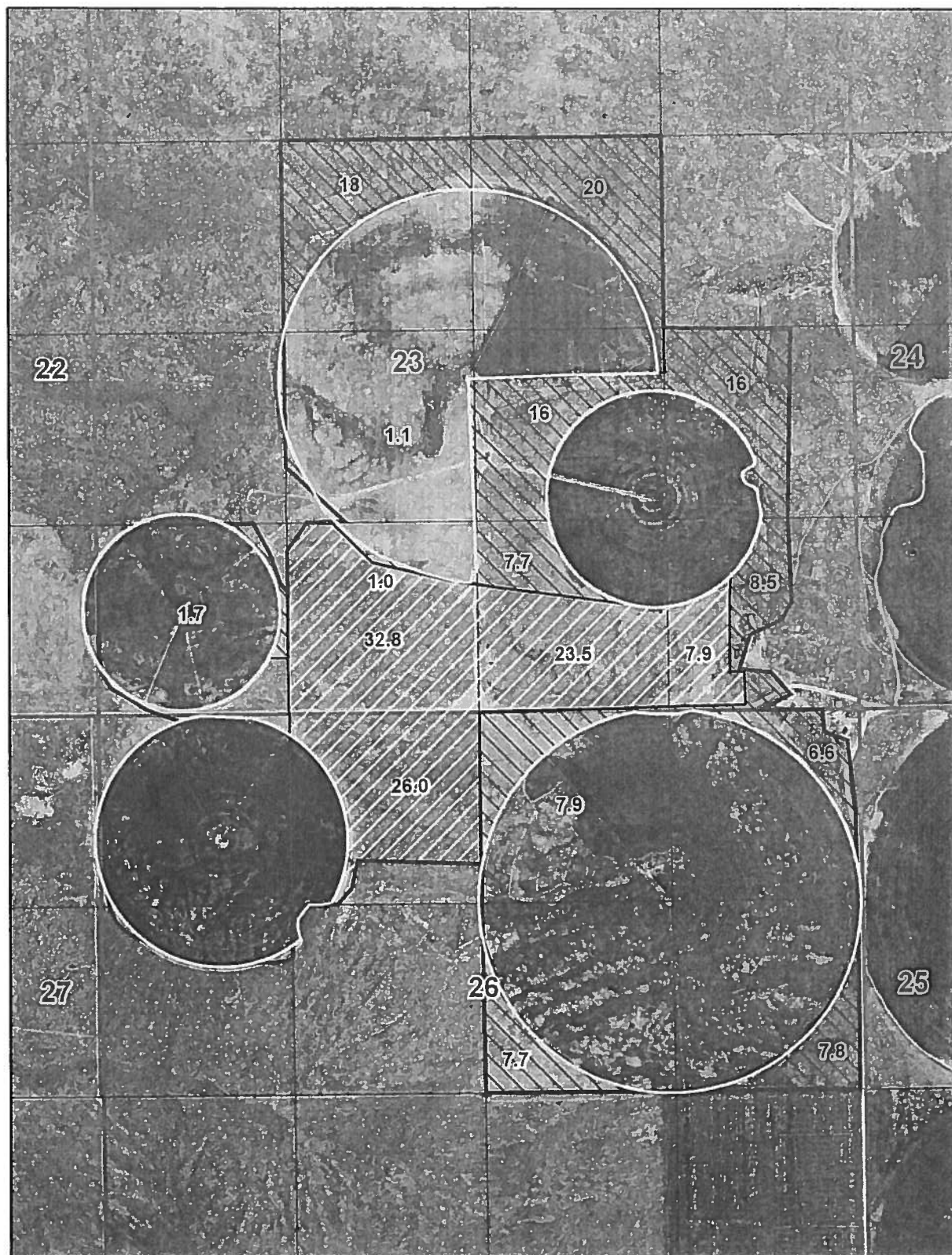
Township 4 South, Range 30 E.B.M., Bingham County, Idaho

Section 23: W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$, EXCEPT beginning at a point 660 feet West of the Southeast corner of said Section 23, thence North 750 feet; thence West 300 feet; thence South 750 feet; thence East 300 feet to the point of beginning. EXCEPTING AND RESERVING to the United States all the oil and gas in said lands.

Parcel 3:

Township 4 South, Range 30 E.B.M., Bingham County, Idaho

Section 26: NE $\frac{1}{4}$, EXCEPT Beginning at the NE corner of Section 26, Township 4 South, Range 30 East, Bingham County, Idaho; thence South 100 feet; thence West 200 feet; thence South 500 feet; thence N. 42°30'38" W. 813.94 feet; thence East 750 feet to the point of beginning, ALSO EXCEPTING AND RESERVING to the United States all the oil and gas.



1 inch equals 1,000 feet

FUNK, LANCE TRANSFER FROM MAP NAIP 2009 AERIAL

Legend

- WR_POU_FROM
- Water Bank=120ac
- 90 Acres transfer from
- gcdb_sections
- T.4S. R.30E.
- current irrigation=350.5 ac

BROCKWAY ENGINEERING, PLLC.
ALR - NOV. 30, 2010

NOTE: 5.1 AC. IRR. OUTSIDE POU

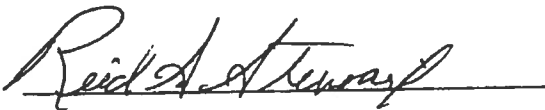


THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.

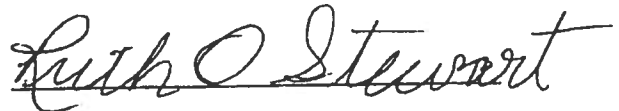
Instrument # 626740
BINGHAM COUNTY, IDAHO
03-17-2011 10:58:10 AM No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE - PO
SARA J. STAUB Fee: 10.00
Ex-Officio Recorder Deputy BMarlatt
Index To: DEED
Electronically Recorded by Simplifile

Quit Claim Deed

For value Received, **Reid S. Stewart and Ruth O. Stewart, husband and wife**, do(es) hereby convey, release, remise and forever quite claim unto **Superior L&L, LLC, an Idaho limited liability company**, whose address is **2500 W. New River Road, Phoenix, AZ 85087**, the following described premises in **Bingham county, Idaho**, to-wit: T4S R30 EBM Sec 26 NE ¼.



Reid S. Stewart



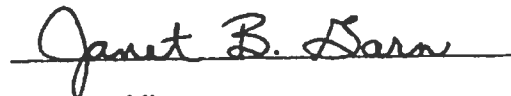
Ruth O. Stewart

On this 11th day of **March, 2011**, before me, a Notary Public in and for said State, personally appeared **Reid S. Stewart and Ruth O. Stewart**, know or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

STATE OF UTAH

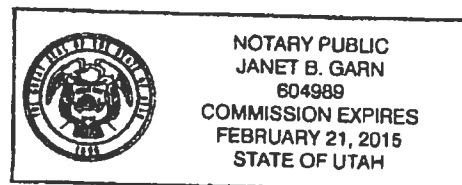
COUNTY OF CACHE



Notary Public

Residing at: Logan, UT

My Commission Expires: 2/21/2015

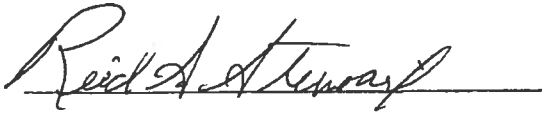


THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.

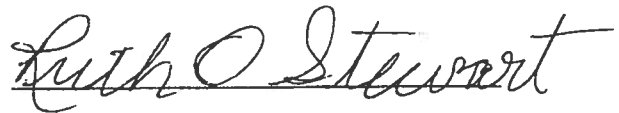
Quit Claim Deed

Recorded Electronically	
ID	026740
County	Bingham
Date	2-17-11
Time	10:59am
Simplifile.com 800.460.5657	

For value Received, **Reid S. Stewart and Ruth O. Stewart, husband and wife**, do(es) hereby convey, release, remise and forever quite claim unto **Superior L&L, LLC, an Idaho limited liability company**, whose address is **2500 W. New River Road, Phoenix, AZ 85087**, the following described premises in **Bingham county, Idaho**, to-wit: T4S R30 EBM Sec 26 NE ¼.



Reid S. Stewart



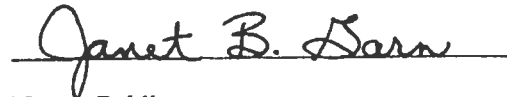
Ruth O. Stewart

On this 11th day of **March, 2011**, before me, a Notary Public in and for said State, personally appeared **Reid S. Stewart and Ruth O. Stewart**, know or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

STATE OF UTAH

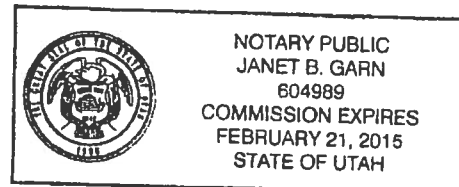
COUNTY OF CACHE



Notary Public

Residing at: Logan, UT

My Commission Expires: 2/11/2015



THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.

Instrument # 626721
BINGHAM COUNTY, IDAHO
03-16-2011 02:53:01 PM No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE - PO
SARA J. STAUB Fee: 10.00
Ex-Officio Recorder Deputy BMarlatt
Index To: DEED
Electronically Recorded by Simplifile

QUIT CLAIM DEED

FOR VALUE RECEIVED, Reid S. Stewart and Ruth O. Stewart, husband and wife hereinafter referred to as "Grantor", whether one or more, does hereby grant, bargain, sell and convey unto Superior L&L LLC, hereinafter referred to as "Grantee", whether one or more, whose current address 3100 W. 1000 S., Aberdeen, ID 83210, the following described premises in Bingham County, Idaho, T4SR30EBM to wit:

A portion of Section 23; SE ¼

Together with all improvements presently situated on property.

Dated this 10 day of Dec, 2010

Reid S. Stewart
Reid S. Stewart

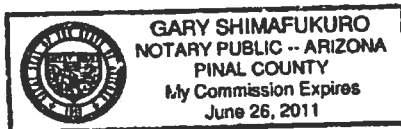
Ruth O. Stewart
Ruth O. Stewart

STATE OF ARIZONA)
County of Pinal) :SS

On the 10th day of December, 2010 before me, the undersigned Notary Public, in and for the state, personally appeared Reid S. Stewart and Ruth O. Stewart, husband and wife, know to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS THEREOF, I have hereunto set my hand and affixed my official seal the day and year first written above.

(Seal)



Gary Shimafukuro
Notary Public-State of Arizona
My commission expires June 26, 2011

THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.

Recorded Electronically

ID 1026721
County Bingham
Date 3-10-11 Time 2:53
Simplifile.com 800.460.5657

QUIT CLAIM DEED

FOR VALUE RECEIVED, Reid S. Stewart and Ruth O. Stewart, husband and wife hereinafter referred to as "Grantor", whether one or more, does hereby grant, bargain, sell and convey unto Superior L&L LLC, hereinafter referred to as "Grantee", whether one or more, whose current address 3100 W. 1000 S., Aberdeen, ID 83210, the following described premises in Bingham County, Idaho, T4SR30EBM to wit:

A portion of Section 23; SE ¼

Together with all improvements presently situated on property.

Dated this 10 day of Dec, 2010

Reid S. Stewart
Reid S. Stewart

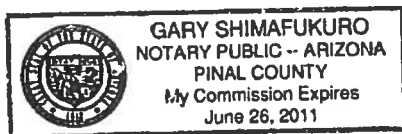
Ruth O. Stewart
Ruth O. Stewart

STATE OF ARIZONA)
County of Pinal) :SS

On the 10th day of December, 2010 before me, the undersigned Notary Public, in and for the state, personally appeared Reid S. Stewart and Ruth O. Stewart, husband and wife, know to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS THEREOF, I have hereunto set my hand and affixed my official seal the day and year first written above.

(Seal)



Gary Shimafukuro
Notary Public-State of Arizona
My commission expires June 26, 2011

THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY IN
ACCOMMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.

Instrument # 626720
BINGHAM COUNTY, IDAHO
03-16-2011 02:53:01 PM No. of Pages: 1
Recorded for: FIRST AMERICAN TITLE - PO
SARA J. STAUB Fee: 10.00
Ex-Officio Recorder Deputy BMarlatt
Index To: DEED/WARRANTY DEED - COUN
Electronically Recorded by Simplifile

WARRANTY DEED

FPR VALUE RECEIVED, Reid S. Stewart and Ruth O. Stewart, husband and wife hereinafter referred to as "Grantor", whether one or more, does hereby grant, bargain, sell and convey unto Superior L&L LLC, hereinafter referred to as "Grantee", whether one or more, whose current address 3100 W. 1000 S., Aberdeen, ID 83210, the following described premises in Bingham County, Idaho, to wit: Township 4 S, Range 30 EAS

Section 26: NE 1/4

Together with all improvements presently situated on property, including water rights and irrigation equipment.

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

Dated this 30th day of November, 2010

Reid S. Stewart
Reid S. Stewart

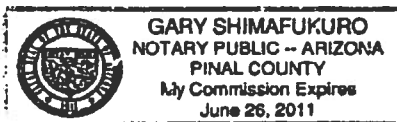
Ruth O. Stewart
Ruth O. Stewart

STATE OF ARIZONA)
County of Pinal) :SS

On the 30th day of November, 2010 before me, the undersigned Notary Public, in and for the state, personally appeared Reid S. Stewart and Ruth O. Stewart, husband and wife, know to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS THEREOF, I have hereunto set my hand and affixed my official seal the day and year first written above.

(Seal)



Gary ShimaFukuro
Notary Public-State of Arizona
My commission expires June 26, 2011

THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY
ACCOMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.

Recorded Electronically

ID 10210720
County Bingham
Date 3-11-11 Time 2:53pm
Simplifile.com 800.460.5657

WARRANTY DEED

FPR VALUE RECEIVED, Reid S. Stewart and Ruth O. Stewart, husband and wife hereinafter referred to as "Grantor", whether one or more, does hereby grant, bargain, sell and convey unto Superior L&L LLC, hereinafter referred to as "Grantee", whether one or more, whose current address 3100 W. 1000 S., Aberdeen, ID 83210, the following described premises in Bingham County, Idaho, to wit: Township 4 S, Range 30 East

Section 26: NE 1/4

Together with all improvements presently situated on property, including water rights and irrigation equipment.

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

Dated this 30th day of November, 2010

Reid S. Stewart
Reid S. Stewart

Ruth O. Stewart
Ruth O. Stewart

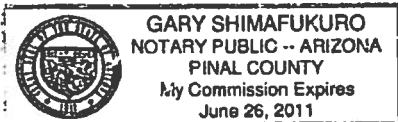
STATE OF ARIZONA)

County of Pinal)
:SS

On the 30th day of November, ²⁰¹⁰~~2011~~ before me, the undersigned Notary Public, in and for the state, personally appeared Reid S. Stewart and Ruth O. Stewart, husband and wife, know to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS THEREOF, I have hereunto set my hand and affixed my official seal the day and year first written above.

(Seal)



Gary Shimafukuro
Notary Public-State of Arizona
My commission expires June 26, 2011

THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.

AFTER RECORDING MAIL TO:

First American Title Company
2240 East Center Street
Pocatello, ID 83201

Instrument # 626609
BINGHAM COUNTY, IDAHO
03-14-2011 01:31:14 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - BL
SARA J. STAUB Fee: 16.00
Ex-Officio Recorder Deputy CMiles
Index To: QUIT CLAIM DEED
Electronically Recorded by Simplifile

QUITCLAIM DEED

File No.: 363429-P (rr)

Date: March 4, 2011

For Value Received, Rald G. Stewart and Heidi F. Stewart, husband and wife, do(es) hereby convey, release, remise, and forever quit claim unto Superior L & L, LLC, an Idaho limited liability company, whose address is 2500 W. New River Road, Phoenix, AZ 85087, the following described premises in Bingham County, Idaho, to-wit:

LEGAL DESCRIPTION: Real property in the County of Bingham, State of Idaho, described as follows:

See Attached Exhibit "A"

APN:

together with their appurtenances.

Dated: 3-10, 2011

THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.

AFTER RECORDING MAIL TO:

First American Title Company
2240 East Center Street
Pocatello, ID 83201

Instrument # 626719
BINGHAM COUNTY, IDAHO
03-16-2011 02:53:01 PM No. of Pages: 3
Recorded for: FIRST AMERICAN TITLE - PO
SARA J. STAUB Fee: 16.00
Ex-Officio Recorder Deputy BMariatt
Index To: DEED
Electronically Recorded by Simplifile

QUITCLAIM DEED

File No.: 363429-P (rr)

Date: March 4, 2011

For Value Received, Reld G. Stewart and Heidi F. Stewart, husband and wife, do(es) hereby convey, release, remise, and forever quit claim unto Superior I. & L, LLC, an Idaho limited liability company, whose address is 2500 W. New River Road, Phoenix, AZ 85087, the following described premises in Bingham County, Idaho, to-wit:

LEGAL DESCRIPTION: Real property in the County of Bingham, State of Idaho, described as follows:

See Attached Exhibit "A"

APN:

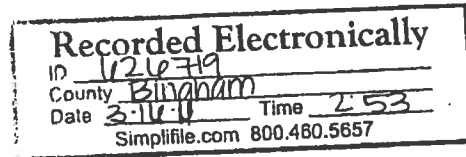
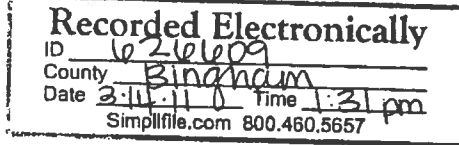
together with their appurtenances.

Dated: 4-10, 20 11

THIS INSTRUMENT FILED FOR RECORD BY
FIRST AMERICAN TITLE COMPANY AS AN
ACCOMODATION ONLY AND HAS NOT BEEN
EXAMINED AS TO ITS EXECUTION OR AS
TO ITS EFFECT UPON THE TITLE.

AFTER RECORDING MAIL TO:

First American Title Company
2240 East Center Street
Pocatello, ID 83201



QUITCLAIM DEED

File.No.: 363429-P (rr)

Date: March 4, 2011

For Value Received, Reid G. Stewart and Heidi F. Stewart, husband and wife, do(es) hereby convey, release, remise, and forever quit claim unto Superior L & L, LLC, an Idaho limited liability company, whose address is 2500 W. New River Road, Phoenix, AZ 85087, the following described premises in Bingham County, Idaho, to-wit:

LEGAL DESCRIPTION: Real property in the County of Bingham, State of Idaho, described as follows:

See Attached Exhibit "A"

APN:

together with their appurtenances.

Dated: 3-10, 20 11

APN:

Quitclaim Deed - continued

File No.: 363429-P (rr)

Date: 02/18/2011

Reid G. Stewart

Reid G. Stewart

Heldi F. Stewart

Heldi F. Stewart

STATE OF

~~Idaho~~

Utah

COUNTY OF

~~Bingham~~

Salt Lake

On this 10 day of **March, 2011**, before me, a Notary Public in and for said State, personally appeared **Reid G. Stewart and Heldi F. Stewart**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Tamera Alldredge

Notary Public of ~~Idaho~~

Residing at: *Draper, Utah*

My Commission Expires

July 2, 2011

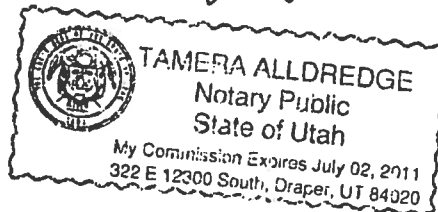


EXHIBIT A

LEGAL DESCRIPTION: Real property in the County of Bingham, State of Idaho, described as follows:

Parcel 1A:

Township 4 South, Range 30 E.B.M., Bingham County, Idaho

Section 26: Portion of SW $\frac{1}{4}$ NW $\frac{1}{4}$ described as beginning at a point 1,320 South of the Northwest corner of said Section 26, thence East 1,320 feet; thence South 300 feet; thence West 1000 feet; thence N. 46°50'51" W. 438.63 feet to the point of beginning, EXCEPTING AND RESERVING to the United States all the oil and gas in said lands.

Parcel 3:

Township 4 South, Range 30 E.B.M., Bingham County, Idaho

Section 26: NE $\frac{1}{4}$, EXCEPT Beginning at the NE corner of Section 26, Township 4 South, Range 30 East, Bingham County, Idaho; thence South 100 feet; thence West 200 feet; thence South 500 feet; thence N. 42°30'38" W. 813.94 feet; thence East 750 feet to the point of beginning, ALSO EXCEPTING AND RESERVING to the United States all the oil and gas.

Instrument # 599204

BINGHAM COUNTY

9-26-2008 10:15:20 No. of Pages: 2

Recorded for: #496 REID G. STEWART

SARA J. STAUB

Ex-Officio Recorder Deputy

Fee: 5.00

A298-10
R298-04

QUITCLAIM DEED

THIS QUITCLAIM DEED, Executed this _____ day of _____, (year),

by first party, Grantor, *Superior LFL LLC*

whose post office address is *3100 W 1000 S*



Av Id 8320

second party, Grantee, *6 Stewart*

whose post office address is *3100 W 1000 S*

WITNESSETH, That the said first party, for good consideration and for the sum of *ten* Dollars (\$ *10.00*) paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release and quitclaim unto the said second party forever, all the right, title, interest and claim which the said first party has in and to the following described parcel of land, and improvements and appurtenances there- to in the County of *Bingham*, State of *Id* to wit:

T4S R30 E8M a portion of Sec. 26
Beginning at the N.E corner of said Sec, thence
South 350' thence West 600' thence North 350'
thence 600' East to the point of Beginning

Ptn of Parcel 3

(1) ATHF

Rev 6/98

If your state requires 8 1/2" x 11" forms, cut off the bottom of this page at the dotted line.



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593261

IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written. Signed, sealed and delivered in presence of:

Signature of Witness

Signature of First Party

Print name of Witness

Print name of First Party

Signature of Witness

Signature of First Party

Print name of Witness

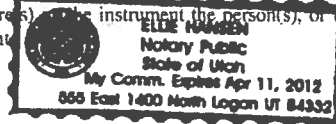
Print name of First Party

State of Utah

County of CACHE

On Sept 23, 2008 before me, Ellie Hansen
appeared Reid Stewart

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
WITNESS my hand and official seal.



Ellie Hansen
Signature of Notary

Affiant Known Produced ID
Type of ID drivers license
(Seal)

State of

County of

On

appeared

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
WITNESS my hand and official seal.

Signature of Notary

Affiant Known Produced ID
Type of ID drivers license
(Seal)

Signature of Preparer

Print Name of Preparer

Address of Preparer

(2)

If your state requires 8 1/2" x 11" forms, cut off the bottom of this page at the dotted line.

BLACKFOOT IDAHO
FEE 11.75

2006 DEC 22 AM 10:59

575484

RECEIVED AT THE REQUEST OF
STEW
35 S Main
H.P. UT 84318

A298-10
R298-04

QUITCLAIM DEED

THIS QUITCLAIM DEED, Executed this 1st day of Dec, 2006 (year),
by first party, Grantor, Reid G & Heidi F Stewart
whose post office address is 3100 W 1000 S
to second party, Grantee, Superior Lth LC
whose post office address is 3100 W 1000 S Aberdeen, Id

WITNESSETH, That the said first party, for good consideration and for the sum of
744 Dollars (\$744) paid by the said second
party, the receipt whereof is hereby acknowledged, does hereby remise, release and quitclaim
unto the said second party forever, all the right, title, interest and claim which the said first party
has in and to the following described parcel of land, and improvements and appurtenances there-
to in the County of Bingham, State of Id to wit:

T15N R45E B30 Sec 261 Beginning at the
NE Corner thence South 600 feet, thence W 600 feet
thence N 600 feet then E 600 feet to the point of
Beginning,

Ptn of Parcel 3

(1) ATHF

Rev. 6/98

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IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written. Signed, sealed and delivered in presence of:

Signature of Witness

Print name of Witness

Signature of Witness

Print name of Witness

Reed L Stewart
Signature of First Party

Reed L Stewart
Print name of First Party

Heidi F Stewart
Signature of First Party

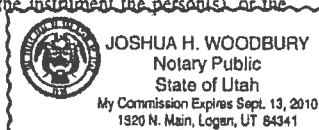
Heidi F Stewart
Print name of First Party

State of UTAH
County of CACHE

On December 13th 2006 before me,
appeared Reed L Stewart

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.
WITNESS my hand and official seal.

Joshua H. Woodbury
Signature of Notary



Affiant Known Produced ID
Type of ID Utah ID

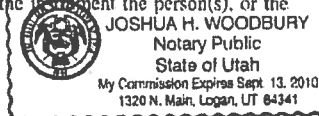
(Seal)

State of UTAH
County of CACHE

On Dec 13th 2006 before me,
appeared Reed L Stewart

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.
WITNESS my hand and official seal.

Joshua H. Woodbury
Signature of Notary



Affiant Known Produced ID
Type of ID Utah ID

(Seal)

Signature of Preparer

Print Name of Preparer

Address of Preparer

(2)

If your state requires 8 1/2" x 11" forms, cut off the bottom of this page at the dotted line.

575484

591789

WARRANTY DEED

FOR VALUE RECEIVED, Reid S. Stewart and Ruth O. Stewart husband and wife, hereinafter referred to as "Grantor", whether one or more, does hereby grant, bargain, sell and convey unto Superior L&L LLC, hereinafter referred to as "Grantee", whether one or more, whose current address is 3100 West 1000 South, Aberdeen, ID the following described land, in Bingham County, Idaho lying in Township 4 South, Range 30 EBM:

Section 23: SWNE4; SENW4; E2SW4; W2SE4; SWSW
Section 26: N2NW4

Together with all improvements presently situated on property, including water rights and irrigation equipment.

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

Dated this 5th day of Feb, 2008.

Reid S. Stewart
Reid S. Stewart

Ruth O. Stewart
Ruth O. Stewart

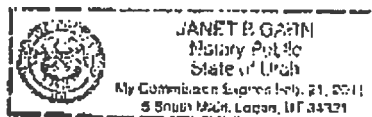
STATE OF UTAH)
:SS
County of Cache)

Instrument # 591789

BINGHAM COUNTY
2008-03-10 11:04:38 No. of Pages: 1
Recorded for : \$300 REID AND RUTH STEWART
SARA J. STAUS
Ex-Officio Recorder Deputy KB Fee: \$3.00

On this 5th day of February, 2008, before me, the undersigned Notary Public, in and for said State, personally appeared Reid S. Stewart and Ruth O. Stewart, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first written above.



(SEAL)

Janet B. Gartin
NOTARY PUBLIC-STATE OF UTAH
My commission expires: 2-21-2011

537557

550091

BRIGHAM COUNTY RECORDER

BLACKFOOT, IDAHO

FEB 17

DEP

1568

Superior LTL

QUITCLAIM DEED

For Value Received Reid G Stewart + Heidi F Stewart

2005 FEB - 2 JAN 10

RECORDED AT THE REQUEST OF

do hereby convey, release, remise and forever quit claim unto

Superior LTL LLC

whose current address is 3100 W 1000 S Aberdeen, Id 83210

the following described premises, to-wit: TNSP 4 S R 30 E B.M.

Bingham County, Id.

Sec. 23: E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$, Except: Beginning at a Point 360 Feet W. of the SE corner of said Sec. 23, thence W. along S. line of said Sec. 23, 300 feet; thence N. at right angles 240 feet; thence Southeasterly to the point of beginning.

Sec. 24: S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$ " 25: NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

" 26: Beginning at the NE corner of said Sec. 26,

Thence south along the E. line of said Sec. 26 600 feet thence W. 600 feet thence N. 600 feet thence E. 600 feet to the point of beginning.

TNSP 4 S R 31 E B.M. Bingham County, Id.

Sec. 30: SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$

" 31: E $\frac{1}{2}$ NW $\frac{1}{4}$; W $\frac{1}{2}$ NE $\frac{1}{4}$; SW $\frac{1}{4}$ Except: Beginning at the SW corner of Sec. 31 thence N. 0° 05' 04" W. along the W. line of said Sec. 438.83'; thence S. 89° 22' 31" E. 142.15'; thence S. 49° 04' 46" E. 314.92'; thence S. 81° 13' 17" E. 477.55';

together with their appurtenances. Thence S. 0° 05' 04" E. 167.4' to a point on the S. line of Sec. 31; thence N. 89° 22' 31" W. along the S. line of said Sec. 851.71' to the point of beginning.

Reid G Stewart

Heidi F Stewart

STATE OF IDAHO, COUNTY OF Cache

On this 30th day of December, 2005

before me, a notary public in and for said State, personally appeared

Reid G. Stewart + Heidi F. Stewart

known to me to be the person who name subscribed to the within instrument, and acknowledged to me that executed the same.

Cathy Denton

Notary Public

Residing at Smithfield, UT
Comm. Expires 2-11-2005



NOTARY PUBLIC

CATHY DENTON

10 N. Main

Smithfield, UT 84335

My Commission Expires Feb. 11, 2005

State of Utah

Initial RGS + HFS
Notarized - 28-2005
Cathy Denton



NOTARY PUBLIC

CATHY DENTON

10 N. Main

Smithfield, UT 84335

My Commission Expires Feb. 11, 2005

State of Utah

RECORDED AT THE REQUEST OF
Superior LTL
3100 W 1000 S
Aberdeen, ID 83210

2005 FEB 17 PM 1:01

FEB 17 2005

BRIGHAM COUNTY RECORDER

BLACKFOOT, IDAHO

FEB 17 2005

Ptn of Parcel 3

Tnsp 4S R 30 EBM Bingham County, Idaho

Sec. 23; E 1/2 E 1/2 SE 1/4, Except: Beginning at a point 360 feet W. of the SE corner of said Sec. 23, thence W. along S. line of said Sec. 23, 300 feet; thence N. at right angles 240 feet; thence Southeasterly to the point of beginning.

Sec 24: S 1/2 NW 1/4; SW 1/4

Sec. 25: NW 1/4; E 1/2 ~~SW 1/4~~ *SE 1/4* *Red*

Sec. 26: Beginning at the NE corner of said Sec. 26, thence south along the E. line of said Sec. 26, 600 feet thence W. 600 feet thence N. 600 feet thence E. 600 feet to the point of beginning.

Tnsp 4S R 31 EBM Bingham County Idaho

Sec. 30; SW 1/4; W 1/2 SE 1/4

537557

Sec. 31: E 1/2 NW 1/4; W 1/2 NE 1/4; SW 1/4, Except: Beginning at the SW corner of said Sec. 31, which is marked by a 5/8" iron pin and aluminum cap marked PLS 843;

thence N. $0^{\circ}05'04''$ W. along the W. line of said Sec., 438.83 feet; thence S. $89^{\circ}22'31''$ E. 142.15 feet; thence S. $49^{\circ}04'46''$ E. 314.92 feet; thence S. $81^{\circ}13'17''$ E. 477.55 feet;

thence S. $0^{\circ}05'04''$ E. 167.40 feet to a point on the S. line of said Sec. 31; thence N. $89^{\circ}22'31''$ W. along the S. line of said Sec. 851.71 feet to the point of beginning.

550091

WARRANTY DEED

308322

For Value Received

REID S. STEWART AND RUTH O. STEWART, husband and wife

the grantor do hereby grant, bargain, sell, and convey unto

REID G. STEWART AND HEIDI STEWART, husband and wife

3000 W Grandview Aberdeen Id 83210
the grantees, the following described premises, to-wit:

Beginning at the Northeast corner of Section 26, Township 4 South Range 30 East of the Boise Meridian, and running thence West along the section line 330 feet; thence South 200 feet; thence Southeasterly to a point on the section line 400 feet South of the point of beginning; thence North 400 feet to the point of beginning; and also that portion of the Northeast quarter of said Section, township and range, lying East of the Country Road.

T-8288

FBI

SIMONSON COUNTY RECORDER

RECEIVED JUL 12 1983

93 JUL 12 PM 3 46

308322

RECORDED BY THE REC'D ST OF
R. S. Stewart

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantees that he is the owner in fee simple of said premises; that said premises are free from all incumbrances except as hereinabove set forth and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: March 25, 1983

Reid S. Stewart
REID S. STEWART

Ruth O. Stewart
RUTH O. STEWART

STATE OF UTAH, COUNTY OF CACHE

On this 5th day of July, 1983, before me, a notary public in and for said State, personally appeared REID S. STEWART AND RUTH O. STEWART,

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public
Notary Public

Residing at Logan, Utah
Comm. Expires 6-21-86

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at _____ minutes past _____ o'clock _____ m.,
this _____ day of _____
ID _____, in my office, and duly recorded in Volume _____
of the Official Records.

By _____
Recorder

By _____
Deputy

Fee \$
Mail to:

INSTRUMENT NO.