

DEV

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUL 01 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?
37-13302	Yes ☐		Yes ☐		Yes ☐
37-13303	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Jon Mellen and Lana Mellen
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Smokey Dome LLC, a Washington limited liability company
Name of each new owner as listed on the conveyance document
c/o Greg Vik
New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or
P.O. Box 1607
Mailing address
Bellevue WA 98009
City State ZIP
(425) 460-2542 gregv@pistolcreek.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: 12/17/10

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: [Signature] PRESIDENT 6/21/11
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by [Signature] Date 7/7/11 Receipt No. 8032014 Receipt Amt. \$ 50⁰⁰
Approved by _____ Processed by _____ Date _____

SUPPORT DATA
IN FILE # 37-13302

2001 JAN 12 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 37-13302

RECEIVED
JUL 11 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

NAME AND ADDRESS: JON MELLEN
LANA MELLEN
RT 1 BOX 2015
FAIRFIELD, ID 83327

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/01/1987

POINT OF DIVERSION: T01N R13E S32 NWSE Within Camas County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS

PLACE OF USE: Domestic Within Camas County
T01N R13E S32 NWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2001 JAN 12 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
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) Water Right 37-13303

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NAME AND ADDRESS: JON MELLEN
 LANA MELLEN
 RT 1 BOX 2015
 FAIRFIELD, ID 83327

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DETERMINATION OF HISTORICAL BENEFICIAL USE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
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Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

Section 18: SE1/4

Section 19: W1/2NE1/4; SE1/4

Section 20: NW1/4NW1/4; E1/2SW1/4; SW1/4SW1/4; N1/2SE1/4; SW1/4SE1/4;
E1/2NW1/4

Excepting There from a parcel of land situated in the Northwest Quarter of said section 20,
described as follows:

Beginning at a point of the North line of and 3,395.20 feet West from the Northeast corner of
said Section 20; Thence
South 00°16' West a distance of 533.40 feet; thence
South 49°26' East a distance of 351.60 feet; thence
North 77°33' East a distance of 482.40 feet; thence
North 01°33' East a distance of 655.70 feet; thence
North 89°44' West a distance of 755.20 feet to the Point of Beginning.

Section 29: W1/2, EXCEPT the following described tract of land:
Beginning at the Southwest corner of the W1/2SW1/4 of said Section 29; thence,
Running North 20 rods to a point; thence,
East 12 rods to a point; thence,
South 20 rods to a point; thence,
West 12 rods to the place of beginning.

Section 30: Lots 2 and 3; NE1/4SW1/4; SE1/4NW1/4; E1/2

Section 31: NE1/4

Section 32: NW1/4NE1/4, Excepting There from the SW1/4NW1/4NE1/4; NW1/4

Excepting There from the following described parcel of land:

Beginning at a point 575 feet west of the Southeast corner of and on the South boundary
line of the Southwest Quarter of the Northeast Quarter of said Section 32; Thence
North parallel with the East boundary line of said Southwest Quarter of the Northeast
Quarter of Section 32 a distance of 308 feet to a point; thence
East and parallel with the South boundary line of the said Southwest Quarter of the
Northeast Quarter of Said Section 32 a distance of 550 feet to a point; Thence
North and parallel with the East boundary line of said Southwest Quarter of the Northeast
Quarter of said Section 32 a distance of 987 feet to a point; thence

West and parallel with the North boundary line of the said Southwest Quarter of the Northeast Quarter and the Southeast quarter of the Northwest Quarter of said Section 32 a distance of 1,926.00 feet to a point; Thence South $16^{\circ}46'$ East a distance of 1,352.00 feet to a point on the South line of the Southeast Quarter of the Northwest Quarter of said Section 32; Thence East along the South line of the Southeast Quarter of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter of said Section 32 a distance of 986.00 feet to the Point of Beginning.

Parcel 4

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho.

Section 32: SW1/4NW1/4NE1/4

Parcel 5:

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho.

Section 15: E1/2NW1/4; W1/2E1/2

Section 22: W1/2

Section 27: NW1/4

Section 33: E1/2E1/2

/

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RECEIVED
JUL 01 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

WARRANTY DEED

JON MELLEN AND LANA MELLEN, husband and wife, Grantor, hereby convey, grant, bargain, sell and warrant to CARL D. REY and JANINE M. REY, husband and wife, Grantee, whose address is P.O. Box 40, Corvallis, Montana 59828, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the real property located in Camas County, Idaho and more particularly described on Exhibit A, attached and incorporated by reference, hereinafter the Real Property.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, mineral rights, rights-of-way and water rights in anyway appertaining to the property herein described. Attached hereto as Exhibit B is a description of the water rights appurtenant to the Real Property conveyed by this deed, together with water rights appurtenant to an adjacent parcel also being acquired by Grantee.

The Grantor covenants to the Grantee that the Grantor is the owner in fee simple of said premises; that the premises are free from all encumbrances, except as described below, and that the Grantor will warrant and defend the same from all other claims whatsoever, except any claims relating to the county road located on the Real Property.

This conveyance is subject to 1996 real property taxes, easements of record, any reservations in favor of the United States of America, and all other matters of record.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 26 day of January, 1996.

69756

Recorded at the Request of

Carm's Title

at 1:05 PM

January 26, 1996

In Book 29

of Deeds Page 833

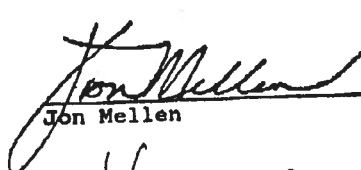
ROLLIE BENNETT
CAMAS COUNTY RECORDER

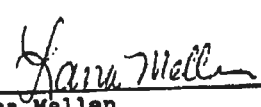
By Gary D. Bachtell

Fees \$ 12.00

WARRANTY DEED - 1

1/24/96


Jon Mellen

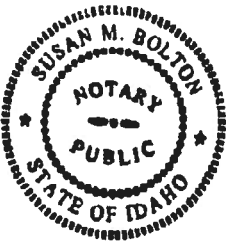

Lana Mellen

CERTIFICATE OF ACKNOWLEDGMENT

STATE OF IDAHO)
) SS.
COUNTY OF GOODING)

On this 26th day of January, 1996, before me, the undersigned, a Notary Public, personally appeared JON MELLEN and LANA MELLEN, known or identified 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 above written.



Susan M. Bolton
Notary Public For Idaho
Residing at: Gooding, Idaho
My Commission Expires: 10-16-98

()
(
Tract #2
Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho.

Section 32: NW¼NE¼.

EXHIBIT A

EXHIBIT B**APPURTENANT WATER RIGHTS**

Surface water rights appurtenant to the Real Property, described in the attached deed, to certain real property located adjacent to the Real Property, which is also being acquired by the Grantee, and to the Retained Property, described below, have been filed in the Snake River Basin Adjudication under the following numbers:

A37-00035
 A37-00454
 A37-00463B
 A37-00728
 A37-00730
 A37-13261
 A37-13267
 A37-13268
 A37-13269
 A37-13270
 A37-13271
 A37-13292
 R37-13261
 R37-13268

A Ground Water claim has also been filed in the Snake River Basin Adjudication under number A37-13274.

Together with all other water rights and permits which are appurtenant to the Real Property, described in the attached deed.

Seller reserves from the conveyance under the attached deed all water rights which are appurtenant to the following described real property ("the Retained Property"):

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho

SW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 29;
 NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 29;
 SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29;
 NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29;
 NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 29;
 SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29, except that portion of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, lying east of the county road;
 NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 29;
 SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 21;
 SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 21; and
 SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 20.

EXHIBIT B TO WARRANTY DEED
 1/25/96

RECEIVED
JUL 01 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Recording requested by and
When recorded return to: Danny
Van Horn, 150 N. Lincoln Way, Galt,
California 95632

WARRANTY DEED
(McCarter Parcel)

FOR VALUE RECEIVED, CARL D. REY and JANINE M. REY, husband and wife, and the Rey Family Limited Partnership as its interests may appear (collectively, "GRANTORS"), do hereby GRANT, BARGAIN, SELL CONVEY, and WARRANT unto NEW HOPE ROAD, LLC, a California limited liability company ("GRANTEE"), whose current mailing address is 150 N. Lincoln Way, Galt, California 95632, the real property situated in Camas County, State of Idaho, more particularly described in Exhibit A attached hereto and incorporated herein by reference.

TOGETHER WITH all and singular the improvements, tenements, hereditaments, easements, covenants and appurtenances thereunto belonging or in anywise appertaining to the property herein described, and the reversions, remainders, rents, issues and profits thereof; and

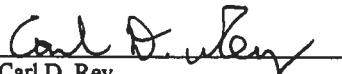
TOGETHER WITH all water rights and other entitlements to receive water for beneficial use on the described real property, including without limitation, all rights represented by any contract decree, license, permit, permit application, claim or storage entitlement, and those water rights identified in the records of the Idaho Department of Water Resources for beneficial use on the described real property, and all ditches, ditch rights, easements and rights-of-way associated with the delivery of such water rights.

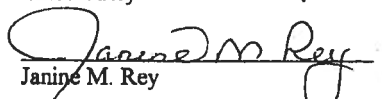
TO HAVE AND TO HOLD the said premises, together with all appurtenances thereto, unto the said Grantee, their successors and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; and that said premises are free from all encumbrances except current years' taxes, levies, and assessments, reservations in favor of the United States of America, the existing county road, restrictions, easements, and all other matters of record, and that Grantor will warrant and defend the same from all other lawful claims whatsoever, except any claims or easements or other rights relating to the pioneer cemetery, which is located at or near the intersecting corner of Sections 29, 30, 31 and 32 of the Real Property, and the pioneer cemetery's access road.

SIGNATURE PAGE FOLLOWS

78417
Recorded at the Request of
Camas County Title
at 11:25 A.M.
April 29th. 2005
in Book 35 Page 169
of Deeds
ROLLIE BENNETT
CAMAS COUNTY RECORDER
By Hollie Bennett
Fees \$ 15.00

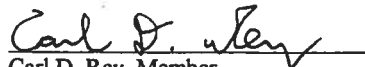
IN WITNESS WHEREOF, The Grantors have caused their names to be affixed effective
this 25 day of April, 2005.

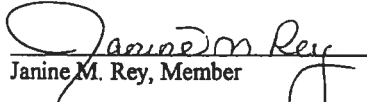

Carl D. Rey


Janine M. Rey

REY FAMILY LIMITED
PARTNERSHIP, an Idaho Limited
Partnership,

BY: JBC Investments, LLC, an
Idaho limited liability company, its
General Partner


Carl D. Rey, Member


Janine M. Rey, Member

STATE OF IDAHO)
)ss.
County of Ada)

On the 25 day of April, in the year of 2005, before me, the undersigned, a Notary Public, in and for the State of Idaho, personally appeared Carl D. Rey and Janine M. Rey, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

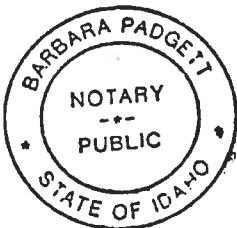
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Barbara Padgett
Notary Public for Idaho
Residing at: Boise, ID
My Commission Expires: 6/6/06

STATE OF IDAHO)
)ss.
County of Ada)

On this 25 day of April, 2005 before me, April, a Notary Public in and for said State, personally appeared Carl D. Rey and Janine M. Rey, known or identified to me to be the Members of JBC Investments, LLC, an Idaho limited liability company, the General Partner of Rey Family Limited Partnership, an Idaho limited partnership, and the general partner who subscribed said limited partnership name to the foregoing instrument, and acknowledged to me that he executed the within instrument on behalf of said limited liability company, and that such limited liability company executed the same in said limited partnership name.

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



Barbara Padgett
NOTARY PUBLIC FOR IDAHO
Residing at Boise, ID
My Commission Expires 6/6/06

RECEIVED
JUL 11 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

McCarter Parcel

Township 1 North Range 13, East of the Boise Meridian
Camas County, Idaho

Section 17: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 18: SE $\frac{1}{4}$

Section 19: W $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$

Section 20: NW $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$; N $\frac{1}{2}$ SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$

E $\frac{1}{2}$ NW $\frac{1}{4}$,

EXCEPTING THEREFROM a parcel of land situated in the Northwest
Quarter of said Section 20, described as follows:

BEGINNING at a point on the North line of and 3,395.2 feet West from the
Northeast corner of said Section 20;
THENCE South 0°16' West a distance of 533.4 feet;
THENCE South 49°26' East a distance of 351.6 feet;
THENCE North 77°33' East a distance of 482.4 feet;
THENCE North 01°33' East a distance of 655.7 feet;
THENCE North 89°44' West a distance of 755.2 feet to the POINT OF
BEGINNING.

SUBJECT TO AND TOGETHER WITH use of an easement for the purpose of
ingress and egress over an existing desert road which meanders
over the above described tracts.

Section 29: W $\frac{1}{2}$;

Section 30: Lots 2 and 3; NE $\frac{1}{4}$ SW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; E $\frac{1}{2}$;

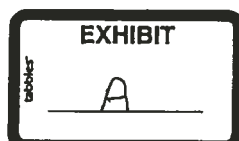
Section 31: NE $\frac{1}{4}$;

Section 32: NW $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPTING THEREFROM the SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$;

NW $\frac{1}{4}$,

EXCEPTING THEREFROM the following described parcel of land:

BEGINNING at a point 575 feet West of the Southeast corner of and on the
South boundary line of the Southwest Quarter of the Northeast
Quarter of said Section 32;
THENCE North parallel with the East boundary line of said Southwest
Quarter of the Northeast Quarter of Section 32 a distance of 308
feet to a point;
THENCE East and parallel with the South boundary line of the said
Southwest Quarter of the Northeast Quarter of said Section 32 a
distance of 550 feet to a point;



THENCE North and parallel with the East boundary line of said Southwest Quarter of the Northeast Quarter of said Section 32 a distance of 987 feet to a point;

THENCE West and parallel with the North boundary line of the said Southwest Quarter of the Northeast Quarter and the Southeast Quarter of the Northwest Quarter of said Section 32 a distance of 1,926 feet to a point;

THENCE South $16^{\circ}46'$ East a distance of 1,352.0 feet to a point on the South line of the Southeast Quarter of the Northwest Quarter of said Section 32;

THENCE East along the South line of the Southeast Quarter of the Northwest Quarter and of the Southwest Quarter of the Northeast Quarter of said Section 32 a distance of 986 feet to the POINT OF BEGINNING.

RECEIVED
JUL 11 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Recording requested by and
When recorded return to: Danny
Van Horn, 150 N. Lincoln Way, Galt,
California 95632

6040219/7041149

WARRANTY DEED
(Residence Parcel)

FOR VALUE RECEIVED, CARL D. REY and JANINE M. REY, husband and wife, ("GRANTORS"), do hereby GRANT, BARGAIN, SELL CONVEY, and WARRANT unto NEW HOPE ROAD, LLC, a California limited liability company ("GRANTEE"), whose current mailing address is 150 N. Lincoln Way, Galt, California 95632, the real property situated in Camas County, State of Idaho, more particularly described in Exhibit A attached hereto and incorporated herein by reference.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, mineral rights owned by Grantor, rights of way and water rights (together with any and all permits or licenses for water rights) in any way appertaining to the property herein described.

TO HAVE AND TO HOLD the said premises, together with all appurtenances thereto, unto the said Grantee, their successors 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; and that said premises are free from all encumbrances except current years' taxes, levies, and assessments, reservations in favor of the United States of America, the existing county road, restrictions, easements, and all other matters of record, and that Grantor will warrant and defend the same from all other lawful claims whatsoever.

IN WITNESS WHEREOF, The Grantors have caused their names to be affixed effective this 4th day of December, 2004.

Recorded at the Request of
Camas County Title
at 10:30 A M
Dec 14, 2004
In Book 34 Page 770
of Deeds

Carl D. Rey
Carl D. Rey
Janine M. Rey
Janine M. Rey

RECORDED
Baldu D. Waller
900

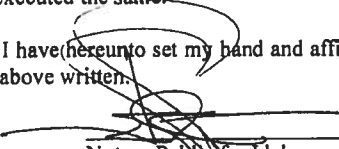
78023

STATE OF IDAHO)
)ss.
County of Ada)

On the 4th day of December, in the year of 2004, before me, the undersigned, a Notary Public, in and for the State of Idaho, personally appeared Carl D. Rey and Janine M. Rey, known or identified 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 in this certificate first above written.





Notary Public for Idaho
Residing at Boise, ID
My Commission Expires: 11-26-07

EXHIBIT A
C040218

Township 1 North, Range 13, East of the Boise Meridian, Camas County, Idaho

Section 32: SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$

Order No. Escrow No. Tax Parcel No. Recording Requested By: Len Reid Reynoso, Attorney at Law WHEN RECORDED MAIL TO: Danny & Valerie Van Horn 9873 Harvey Rd. Galt, CA 95632	78918 Not recorded at the Request of <u>Danny Van Horn</u> at <u>2:15</u> <u>PM</u> <u>September 27, 2005</u> In Book <u>35</u> Page <u>448</u> of <u>Deeds</u> FOLLIE BENNETT CAMAS COUNTY RECORDER By <u>Follie Bennett</u> Fees \$ <u>98</u>
--	---

MAIL TAX STATEMENTS TO:
Same as above.

SPACE ABOVE THIS LINE FOR RECORDER'S USE

DOCUMENTARY TRANSFER TAX \$ -0-

☐ Computed on the consideration or value of property conveyed; or
☐ Computed on the consideration or value less liens or encumbrances remaining at time of sale.

RECEIVED
 JUL 01 2011
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

WARRANTY DEED

(McCarte Parcel)

FOR VALUE RECEIVED, NEW HOPE ROAD, LLC, a California limited liability company, "GRANTORS", do hereby GRANT, BARGAIN, SELL, CONVEY, and WARRANT unto Danny Van Horn and Valerie Van Horn, husband and wife, joint tenants, "GRANTEE", whose current mailing address is P.O. Box 345 Fairfield, Idaho, 83327, the real property situated in Camas County, State of Idaho, more particularly described in Exhibit A-3 attached hereto and incorporated herein by reference.

TOGETHER WITH all and singular the improvements, tenements, hereditaments, easements, covenants and appurtenances thereunto belonging or in anywise appertaining to the property herein described, and the reversions, remainders, rents, issues and profits thereof; and

TOGETHER WITH all water rights and other entitlements to receive water for beneficial use on the described real property, including without limitation, all rights represented by any contract decree, license, permit, permit application, claim or storage entitlement, and those water rights identified in the records of the Idaho Department of Water Resources for beneficial use on the described real property, and all ditches, ditch rights, easements and right-of-way associated with the delivery of such water rights.

TO HAVE AND TO HOLD the said premises, together with all appurtenances thereto, unto the said Grantee, their successors 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; and that said premises are free from all encumbrances except current years' taxes, levies, and assessments, reservations in favor of the United States of America, the existing county road, restrictions, easements, and all other matters of record, and that Grantor will warrant and defend the same from all other lawful claims whatsoever, except any claims or easements or other rights relating to the pioneer cemetery, which is located at or near the intersecting corner of Sections 29, 30, 31 and 32 of the Real Property, and the pioneer cemetery's access road.

Dated 9-27-05

STATE OF Idaho)
COUNTY OF Camas) SS.

On, Sept. 27, 2005 before me the undersigned, personally appeared
Danny Van Horn

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature

Gayle L. Bachtell
MCE: 10-19-2011

x [Signature]
DANNY VAN HORN, President

x _____

GAYLE L. BACHTTELL
 NOTARY PUBLIC
 STATE OF IDAHO

(This area for official notarial seal)

EXHIBIT A-3
McCarter Parcel

TOWNSHIP 1 NORTH, RANGE 13, EAST OF THE BOISE MERIDIAN, CAMAS COUNTY, IDAHO

Section 17 SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 18 SE $\frac{1}{4}$

Section 19 W $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 20 NW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$

E $\frac{1}{2}$ NW $\frac{1}{4}$, EXCEPTING THEREFROM a parcel of land situated in the Northwest Quarter of said Section 20, described as follows:

BEGINNING at a point on the North line of and 3,395.2 feet West from the Northeast corner of said Section 20;

THENCE South 0°16' West a distance of 533.4 feet;

THENCE South 49°26' East a distance of 351.6 feet;

THENCE North 77°33' East a distance of 482.4 feet;

THENCE North 01°33' East a distance of 655.7 feet;

THENCE North 89°44' West a distance of 755.2 feet to the POINT OF BEGINNING.

SUBJECT TO AND TOGETHER WITH use of an easement for the purpose of ingress and egress over an existing desert road which meanders over the above described tracts.

Section 29 W $\frac{1}{4}$

Section 30: Lots 2 and 3, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$

Section 31: NE $\frac{1}{4}$

Section 32 NW $\frac{1}{4}$ NE $\frac{1}{4}$, EXCEPTING THEREFROM the SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$

NW $\frac{1}{4}$, EXCEPTING THEREFROM the following described parcel of land.

BEGINNING at a point 575 feet West of the Southeast corner of and on the South boundary line of the Southwest Quarter of the Northeast Quarter of said Section 32;

THENCE North parallel with the East boundary line of said Southwest Quarter of the Northeast Quarter of Section 32 a distance of 308 feet to a point;

THENCE East and parallel with the South boundary line of the said Southwest Quarter of the Northeast Quarter of said Section 32 a distance of 550 feet to a point;

THENCE North and parallel with the East boundary line of said Southwest Quarter of the Northeast Quarter of said Section 32 a distance of 667 feet to a point;

THENCE West and parallel with the North boundary line of the said Southwest Quarter of the Northeast Quarter and the Southeast Quarter of the Northwest Quarter of said Section 32 a distance of 1.926 feet to a point.

THENCE South 16°46' East a distance of 1.352.0 feet to a point on the South line of the Southeast Quarter of the Northwest Quarter of said Section 32.

THENCE East along the South line of the Southeast Quarter of the Northwest Quarter and of the Southwest Quarter of the Northeast Quarter of said Section 32 a distance of 986 feet to the POINT OF BEGINNING.

Order No.
Escrow No.
Tax Parcel No.
Recording Requested By:
Len ReidReynoso, Attorney at Law

WHEN RECORDED MAIL TO:
Danny & Valerie Van Horn
9873 Harvey Rd.
Galt, CA 95632

78919

Recorded at the Request of

Danny Van Horn
at 2:18 P. M
on September 27th, 2005
In Book 35 Page 451
of Deeds
ROLLIE BENNETT
CAMAS COUNTY RECORDER
By Rollie Bennett
Fees \$ 6.00

RECEIVED
JUL 01 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

MAIL TAX STATEMENTS TO:
Same as above.

SPACE ABOVE THIS LINE FOR RECORDER'S USE

DOCUMENTARY TRANSFER TAX \$ -0-

Computed on the consideration or value of property conveyed; or
Computed on the consideration or value less liens or encumbrances
remaining at time of sale.

WARRANTY DEED

(Residence Parcel)

FOR VALUE RECEIVED, NEW HOPE ROAD, LLC, a California limited liability company, "GRANTORS", do hereby GRANT, BARGAIN, SELL, CONVEY, and WARRANT unto Danny Van Horn and Valerie Van Horn, husband and wife, joint tenants, "GRANTEE", whose current mailing address is P.O. Box 345 Fairfield, Idaho, 83327, the real property situated in Camas County, State of Idaho, more particularly described in Exhibit A-3 attached hereto and incorporated herein by reference.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, mineral rights owned by Grantor, rights of way and water rights (together with any and all permits or licenses for water rights) in any way appertaining to the property herein described.

TO HAVE AND TO HOLD the said premises, together with all appurtenances thereto, unto the said Grantee, their successors 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; and that said premises are free from all encumbrances except current years' taxes, levies, and assessments, reservations in favor of the United States of America, the existing county road, restrictions, easements, and all other matters of record, and that Grantor will warrant and defend the same from all other lawful claims whatsoever.

Dated 9-27-05

STATE OF Idaho) SS.
COUNTY OF Camas)

On Sept. 27, 2005 before me the undersigned, personally appeared
Danny Van Horn

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

x [Signature]
DANNY VAN HORN, President

x _____

GAYLE L. BACHTTEL
NOTARY PUBLIC
STATE OF IDAHO

Signature

Gayle L. Bachtell
MCE: 10-19-2011

(This area for official notarial seal)

#78023

EXHIBIT A
C040218

Township 1 North, Range 13, East of the Boise Meridian, Camas County, Idaho

Section 32 SW/4NW/4NE/4

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
120 Second Ave. North/P O Box 7999
Ketchum, ID 83340

CAMAS COUNTY
RECORDED FOR:
FIRST AMERICAN TITLE
2:06:04 pm 12-17-2010
2010-083452
NO. PAGES: 5 FEE: \$22.00
ROLLIE BENNETT
COUNTY CLERK
DEPUTY: KBLDGETT

RECEIVED
JUL 11 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Space Above This Line for Recorder's Use Only

**CORRECTION WARRANTY DEED
(McCarter Parcel)**

File No.: **336930K (mgm)**

Date: **May 19, 2010**

****This deed is being recorded to correct the Warranty Deed recorded as Instrument No. 78918, which contained an invalid notary acknowledgment and to extinguish any interest New Hope Road, LLC has in the property.****

For Value Received, **New Hope Road, LLC, a California limited liability company which is comprised of Danny Van Horn and Valerie Van Horn as the only members/managers of said LLC**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Danny Van Horn and Valerie Van Horn, Trustees of "The Danny Van Horn and Valerie Van Horn Revocable Trust"**, hereinafter called the Grantee, whose current address is **9873 Harvey Road, Galt, CA 95632**, the following described premises, situated in **Camas County, Idaho**, to-wit:

See Exhibit A attached hereto and made a part hereof

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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.

This document may be executed simultaneously in one or more counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument.

Date: 05/19/2010

Warranty Deed
- continued

File No.: 336930K (mgm)

D V H, Manager

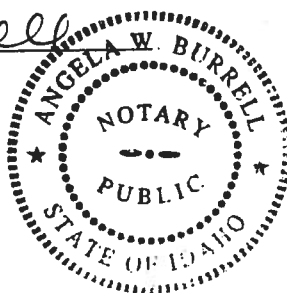
Danny Van Horn, Manager/Member

Valerie Van Horn, Manager/Member

STATE OF Idaho)
COUNTY OF Blaine)
SS.

On this 20th day of May, 2010, before me, a Notary Public in and for said State, personally appeared **Danny Van Horn**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **New Hope Road, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.

Angela W. Burrell
Notary Public of Idaho
Residing at: Hailey, ID
Commission Expires: 11.19.14



STATE OF California)
COUNTY OF _____)
SS.

On this _____ day of May, 2010, before me, a Notary Public in and for said State, personally appeared **Valerie Van Horn**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **New Hope Road, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.

Notary Public of California
Residing at:
Commission Expires:

Date: 05/19/2010

Warranty Deed
- continued

File No.: 336930K (mgm)

Danny Van Horn, Manager/Member

Valerie Van Horn Mgr/Mbr.
Valerie Van Horn, Manager/Member

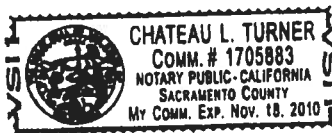
STATE OF California)
SS.
COUNTY OF _____)

On this _____ day of May, 2010, before me, a Notary Public in and for said State, personally appeared **Danny Van Horn**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **New Hope Road, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.

Notary Public of California
Residing at:
Commission Expires:

STATE OF California)
SS.
COUNTY OF Sacramento)

On this 20th day of May, 2010, before me, a Notary Public in and for said State, personally appeared **Valerie Van Horn**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **New Hope Road, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.



Chateau L. Turner
Notary Public of California
Residing at: 10434 Twin Cities Rd. Galt, CA
Commission Expires: November 18, 2010

Exhibit A

McCarter Parcel

Township 1 North, Range 13 East of the Boise Meridian, Camas County, Idaho.

Section 17: SW1/4SW1/4

Section 18: SE1/4

Section 19: W1/2NE1/4; SE1/4

Section 20: NW1/4NW1/4; E1/2SW1/4; SW1/4SW1/4; N1/2SE1/4; SW1/4SE1/4;
E1/2NW1/4

Excepting Therefrom a parcel of land situated in the Northwest Quarter of said section 20, described as follows:

Beginning at a point of the North line of and 3,395.20 feet West from the Northeast corner of said Section 20; thence
South 00°16' West a distance of 533.4 feet; thence
South 49°26' East a distance of 351.6 feet; thence
North 77°33' East a distance of 482.4 feet; thence
North 01°33' East a distance of 655.7 feet; thence
North 89°44' West a distance of 755.2 feet to the Point of Beginning.

SUBJECT TO AND TOGETHER WITH use of an easement for the purpose of ingress and egress over an existing desert road which meanders over the above described tract.

Section 29: W1/2

Section 30: Lots 2 and 3; NE1/4SW1/4; SE1/4NW1/4; E1/2

Section 31: NE1/4

Section 32: NW1/4NE1/4, Excepting Therefrom the SW1/4NW1/4NE1/4; NW1/4

Excepting There from the following described parcel of land:

Beginning at a point 575 feet West of the Southeast corner of and on the South boundary line of the Southwest Quarter of the Northeast Quarter of said Section 32; Thence
North parallel with the East boundary line of said Southwest Quarter of the Northeast Quarter of Section 32 a distance of 308 feet to a point; Thence
East and parallel with the South boundary line of the said Southwest Quarter of the Northeast Quarter of Said Section 32 a distance of 550 feet to a point; Thence

North and parallel with the East boundary line of said Southwest Quarter of the Northeast Quarter of said Section 32 a distance of 987 feet to a point; Thence West and parallel with the North boundary line of the said Southwest Quarter of the Northeast Quarter and the Southeast Quarter of the Northwest Quarter of said Section 32 a distance of 1,926.00 feet to a point; Thence South $16^{\circ}46'$ East a distance of 1,352.00 feet to a point on the South line of the Southeast Quarter of the Northwest Quarter of said Section 32: Thence East along the South line of the Southeast Quarter of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter of said Section 32 a distance of 986.00 feet to the Point of Beginning.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
120 Second Ave. North/P O Box 7999
Ketchum, ID 83340

CAMAS COUNTY
RECORDED FOR:
FIRST AMERICAN TITLE
2:09:15 pm 12-17-2010
2010-083453
NO. PAGES: 4 FEE: \$19.00
ROLLIE BENNETT
COUNTY CLERK
DEPUTY: KBLDGGETT

RECEIVED
JUL 11 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Space Above This Line for Recorder's Use Only

**CORRECTION WARRANTY DEED
(Residence Parcel)**

File No.: **336930K (mgm)**

Date: **May 19, 2010**

****This deed is being recorded to correct the Warranty Deed recorded as Instrument No. 78919, which contained an invalid notary acknowledgment and to extinguish any interest New Hope Road, LLC has in the property.****

For Value Received, **New Hope Road, LLC, a California limited liability company which is comprised of Danny Van Horn and Valerie Van Horn as the only members/managers of said LLC**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Danny Van Horn and Valerie Van Horn, Trustees of "The Danny Van Horn and Valerie Van Horn Revocable Trust"**, hereinafter called the Grantee, whose current address is **9873 Harvey Road, Galt, CA 95632**, the following described premises, situated in **Camas County, Idaho**, to-wit:

See Exhibit A attached hereto and made a part hereof

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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.

This document may be executed simultaneously in one or more counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument.

Date: 05/19/2010

Warranty Deed
- continued

File No.: 336930K (mgm)

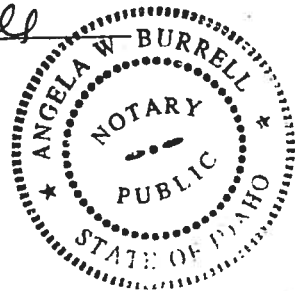
D. Van Horn, Manager
Danny Van Horn, Manager/Member

Valerie Van Horn, Manager/Member

STATE OF Idaho)
COUNTY OF Blaine)
SS.

On this 20th day of May, 2010, before me, a Notary Public in and for said State, personally appeared **Danny Van Horn**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **New Hope Road, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.

Angela W. Burrell
Notary Public of Idaho
Residing at: Heuley, ID
Commission Expires: 11.19.14



STATE OF California)
COUNTY OF _____)
SS.

On this _____ day of May, 2010, before me, a Notary Public in and for said State, personally appeared **Valerie Van Horn**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **New Hope Road, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.

Notary Public of California
Residing at:
Commission Expires:

Date: 05/19/2010

Warranty Deed
- continued

File No.: 336930K (mgm)

Danny Van Horn, Manager/Member

Valerie Van Horn
Valerie Van Horn, Manager/Member

STATE OF California)
SS.
COUNTY OF _____)

On this _____ day of May, 2010, before me, a Notary Public in and for said State, personally appeared **Danny Van Horn**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **New Hope Road, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.

Notary Public of California
Residing at:
Commission Expires:

STATE OF California)
SS.
COUNTY OF Sacramento)

On this 20th day of May, 2010, before me, a Notary Public in and for said State, personally appeared **Valerie Van Horn**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **New Hope Road, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that she executed the same in said Limited Liability Company's name.



Cher
Notary Public of California
Residing at: 1454 Twin Cities Rd. Galt, CA
Commission Expires: November 18, 2010

Exhibit A

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho.

Section 32: SW1/4NW1/4NE1/4

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
120 Second Ave. North/P O Box 7999
Ketchum, ID 83340

CAMAS COUNTY
RECORDED FOR:
FIRST AMERICAN TITLE
2:12:49 pm 12-17-2010
2010-083454
NO. PAGES: 9 FEE: \$34.00
ROLLIE BENNETT
COUNTY CLERK
DEPUTY: KBLDGETT

RECEIVED
JUL 01 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **336930A (cc)**

Date: **December 09, 2010**

For Value Received and as part of an I.R.C. Section 1031 Tax-Deferred Exchange, Geoffrey Richards in his capacity as Chapter 7 Bankruptcy Trustee for Valerie Sue Van Horn and Danny Paul Van Horn, Trustees of "The Danny Van Horn and Valerie Van Horn Revocable Trust", case number 10-36969-B-7 (U.S. Bk. Ct. E. Dist. Cal), hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Smokey Dome LLC, a Washington limited liability company**, hereinafter called the Grantee, whose current address is **c/o Greg Vik, P.O. Box 1607, Bellevue, WA 98009**, the following described premises, situated in **Camas County, Idaho**, to-wit:

See Exhibit A attached hereto and made a part hereof

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

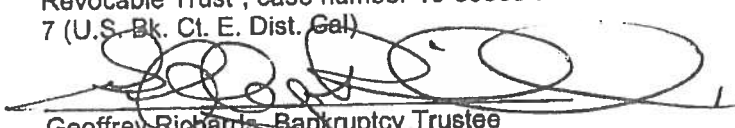
TOGETHER WITH all water rights and other entitlements to receive water for beneficial use on the real property conveyed hereunder including, without limitation, all rights represented by any contract, decree, license, permit, permit application, claim or storage entitlement, and those water rights recommended and/or decreed in *In Re: The General Adjudication of Rights to the Use of Water From the Snake River Basin Water System*, Twin Falls District Court Case No. 3956 (the "SRBA") under the water right numbers listed on **Exhibit B** attached hereto and incorporated herein by this reference, and all ditches, ditch rights, easements and rights-of-way associated with the delivery of such water rights.

Date: 12/09/2010

Warranty Deed
- continued

File No.: 336930A (cc)

Geoffrey Richards in his capacity as Chapter
7 Bankruptcy Trustee for Valerie Sue Van
Horn and Danny Paul Van Horn, Trustees of
"The Danny Van Horn and Valerie Van Horn
Revocable Trust", case number 10-36969-B-
7 (U.S. Bk. Ct. E. Dist. Cal)


Geoffrey Richards, Bankruptcy Trustee

STATE OF California)
ss.
COUNTY OF _____)

On this _____ day of December, 2010, before me, a Notary Public in and for said State, personally appeared **Geoffrey Richards**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Bankruptcy Trustee of the **Valerie Sue Van Horn and Danny Paul Van Horn, Trustees of "The Danny Van Horn and Valerie Van Horn Revocable Trust", case number 10-36969-B-7 (U.S. Bk. Ct. E. Dist. Cal)** Trust, and acknowledged to me that he executed the same as such Bankruptcy Trustee.

see attached CA acknowledgment

Notary Public of California
Residing at:
Commission Expires:

CERTIFICATE OF ACKNOWLEDGMENT
California All-Purpose Acknowledgment

State of California
County of Contra Costa

On Dec. 15, 2010 before me, Leslie N. Mortimer, Notary Public,
Date Name of Officer

personally appeared Geoffrey Richards,
Name of Signer(s)

who 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Leslie N. Mortimer
Signature of Notary Public



Place Notary Seal Above

Description of Attached Document

Title or Type of Document: Warranty Deed
Document Date: Dec 9, 2010 Number of Pages: 2
Signers(s) other than named above: N/A

Date: December 09, 2010

File No.: 336930A (cc)

EXHIBIT 'A'

LEGAL DESCRIPTION:

Parcel 1:

Township 1 North, Range 13, East of the Boise Meridian, Camas County, Idaho

Section 29: The NE1/4NE1/4

Parcel 2:

Township 1 North, Range 13, East of the Boise Meridian, Camas County, Idaho

Section 29: SW1/4SE1/4; NW1/4SE1/4; SW1/4NE1/4; NW1/4NE1/4; NE1/4SE1/4;
SE1/4NE1/4

Excepting There From that portion of the Southeast Quarter of the Northeast Quarter of said
Section 29 lying East of the County Road.

Section 21: SE1/4SW1/4; SW1/4SW1/4

Section 20: SE1/4SE1/4

Parcel 3:

Township 1 North, Range 13, East of the Boise Meridian, Camas County, Idaho

Section 28: W1/2SW1/4NW1/4 and a tract of land located in the W1/2NW1/4NW1/4
described as follows:

Beginning at a point 950 feet South of the NW corner Section 28, the TRUE POINT OF
BEGINNING; Thence
East and parallel with the North boundary of Section 28, a distance of 660 feet to a point;
Thence
South on the East boundary of the W1/2NW1/4NW1/4 Section 28, to the SE corner of said
W1/2NW1/4NW1/4; Thence
West on the South boundary of the W1/2NW1/4NW1/4 a distance of 660 feet to the SW
corner of the W1/2NW1/4NW1/4; Thence
North on the boundary of the W1/2NW1/4NW1/4 to the Point of Beginning.

Section 29: That portion of the SE1/4NE1/4 lying East of the County Road as now constructed.

Township 1 North, Range 13, East of the Boise Meridian, / Camas County, Idaho

Section 20: A tract of land located in the Northeast Quarter, more particularly described as follows:

Beginning at the Northwest corner of said Northeast Quarter of Section 20; Thence South 89°22'20" East a distance of 45.37 feet along the Northerly boundary of said Northeast Quarter to the True Point of Beginning; Thence South 89°22'20" East a distance of 1,035.41 feet along the Northerly boundary of said Northeast Quarter; Thence South 00°07'34" West a distance of 2,632.85 feet to a point on the Southerly boundary of said Northeast Quarter; Thence North 89°45'00" West a distance of 381.44 feet along the Southerly boundary of said Section 20; Thence North 38°13'00" West a distance of 1,091.01 feet to a fence line; thence North 00°25'38" West a distance of 1,785.00 feet along said fence line to the True Point of Beginning.

Township 1 North, Range 13 East of the Boise Meridian, Camas County, Idaho.

Section 4: S1/2NE1/4; SE1/4NW1/4; E1/2SW1/4; SW1/4SW1/4; SE1/4

Section 8: SW1/4NW1/4; E1/2NW1/4; NE1/4; S1/2

Excepting there from the following described parcel: /

Beginning at the Southwest corner of the Southwest Quarter of said section 8, the True Point of Beginning; Thence North along the West boundary of said Southwest Quarter 900 feet to a point; thence East and parallel with the South boundary of the Southwest Quarter 1,320 feet to a point; thence in a Southeasterly direction to a point on the South boundary of the Southwest Quarter of the Southeast Quarter of said Section 8, 400 feet East of the Southwest corner of the Southwest Quarter of the Southeast Quarter of said Section 8; Thence West on the South boundary of the Southwest Quarter of the Southeast Quarter and the South one-half of the Southwest Quarter 3040 feet to the True Point of Beginning.

Section 9: ALL

Section 17: A parcel of land lying East of the following described center line:

Beginning at the North Quarter corner of said Section 17, the True Point of Beginning;

Thence

East on the North boundary of said Section 17 for 400 feet to a point; Thence
In a Southeasterly direction a distance of 4,920.0 feet to a point on the East boundary of
Section 17,
900 feet North of the Southeast corner of said Section 17; thence
South on the East boundary of Section 17 for 900 feet to the Southeast corner of said
Section 17.

Section 21: N1/2; N1/2S1/2; S1/2SE1/4

Excepting There from the following described parcel of land:

Commencing at the West quarter corner of Section 28; Thence
North 3°00' East 3,274.38 feet; thence
North 7°42'30" East a distance of 715.76 feet; thence
South 86°16' East a distance of 871.90 feet to the Real Point of Beginning; thence continuing
South 86°16' East a distance of 400.00 feet; thence
North 03°44' West a distance of 600.00 feet; thence
North 86°16' West a distance of 400.00 feet; thence
South 03°44' West a distance of 600.00 feet to the Real Point of Beginning.

And Excepting there from the West one-half of the Southwest Quarter of the Northwest
quarter and the West one-half of the Northwest Quarter of the Southwest Quarter.

Section 28: All Except W1/2SW1/4NW1/4 and a tract of land located in the
W1/2NW1/4NW1/4 described as follows:

Beginning at a point 950 feet South of the NW corner of said Section 28, the True Point of
Beginning; thence
East and parallel with the North boundary of Section 28, a distance of 660 feet to a point;
thence
South on the East boundary of the W1/2NW1/4NW1/4 of said Section 28 to the SE corner of
said W1/2NW1/4NW1/4; thence
West on the South Boundary of the W1/2NW1/4NW1/4 a distance of 660 feet to the SW
corner of the W1/2NW1/4NW1/4; thence
North on the boundary of the W1/2NW1/4NW1/4 to the Point of Beginning.

Section 29: SE1/4SE1/4

Section 32: E1/2E1/2

Section 33: NW1/4NE1/4; N1/2NW1/4; SW1/4 NW1/4

Section 17: SW1/4SW1/4

EXHIBIT B

Irrigation Water Rights

37-35A, 37-454A, 37-463C, 37-728A, 37-2139A, 37-13261A, 37-13267A, 37-13268A, 37-13269A, 37-13270A, 37-13271A, 37-730A, 37-2735, 37-2736, 37-2736A, 37-463A, 37-2726, 37-2103 and 37-2131

Domestic and Stockwater Rights

37-13301, 37-13302, 37-13303, 37-13292, 37-13314, 37-21280, 37-21282, 37-21283, 37-21284, 37-21653, 37-21654, 37-21715 and 37-21716

THIS DOCUMENT BEING RE-RECORDED TO CORRECT
LEGAL DESCRIPTION.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
120 Second Ave. North/P O Box 7999
Ketchum, ID 83340

CAMAS COUNTY
RECORDED FOR:
FIRST AMERICAN TITLE
2:12:45 pm 12-17-2010
2010-083454
NO. PAGES: 9 FEE: \$34.66
ROLLIE BENNETT
COUNTY CLERK
DEPUTY: KBLDGETT

CAMAS COUNTY
RECORDED FOR:
FIRST AMERICAN TITLE
2:23:05 pm 04-18-2011
2011-083677
NO. PAGES: 10 FEE: \$37.00

KORRI BLODGETT
COUNTY CLERK
DEPUTY: BHALTON

RECEIVED
JUL 01 2011
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 336930A (cc)

Date: December 09, 2010

For Value Received and as part of an I.R.C. Section 1031 Tax-Deferred Exchange, Geoffrey Richards in his capacity as Chapter 7 Bankruptcy Trustee for Valerie Sue Van Horn and Danny Paul Van Horn, Trustees of "The Danny Van Horn and Valerie Van Horn Revocable Trust", case number 10-36969-B-7 (U.S. Bk. Ct. E. Dist. Cal), hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Smokey Dome LLC, a Washington limited liability company, hereinafter called the Grantee, whose current address is c/o Greg Vik, P.O. Box 1607, Bellevue, WA 98009, the following described premises, situated in Camas County, Idaho, to-wit:

See Exhibit A attached hereto and made a part hereof

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

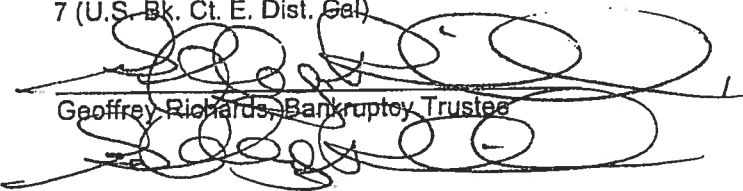
TOGETHER WITH all water rights and other entitlements to receive water for beneficial use on the real property conveyed hereunder including, without limitation, all rights represented by any contract, decree, license, permit, permit application, claim or storage entitlement, and those water rights recommended and/or decreed in *In Re: The General Adjudication of Rights to the Use of Water From the Snake River Basin Water System*, Twin Falls District Court Case No. 3956 (the "SRBA") under the water right numbers listed on Exhibit B attached hereto and incorporated herein by this reference, and all ditches, ditch rights, easements and rights-of-way associated with the delivery of such water rights.

Date: 12/09/2010

Warranty Deed
- continued

File No.: 336930A (cc)

Geoffrey Richards in his capacity as Chapter
7 Bankruptcy Trustee for Valerie Sue Van
Horn and Danny Paul Van Horn, Trustees of
"The Danny Van Horn and Valerie Van Horn
Revocable Trust", case number 10-36969-B-
7 (U.S. Bk. Ct. E. Dist. Cal)


Geoffrey Richards, Bankruptcy Trustee

STATE OF California)
SS.
COUNTY OF _____)

On this _____ day of December, 2010, before me, a Notary Public in and for said State, personally
appeared **Geoffrey Richards**, known or identified to me to be the person(s) whose name(s) is
subscribed to the within instrument as Bankruptcy Trustee of the **Valerie Sue Van Horn and Danny
Paul Van Horn, Trustees of "The Danny Van Horn and Valerie Van Horn Revocable Trust",**
case number **10-36969-B-7 (U.S. Bk. Ct. E. Dist. Cal)** Trust, and acknowledged to me that he
executed the same as such Bankruptcy Trustee.

see attached CA acknowledgment

Notary Public of California
Residing at:
Commission Expires:

CERTIFICATE OF ACKNOWLEDGMENT

California All-Purpose Acknowledgment

State of California
County of Contra Costa

On Dec. 15, 2010 before me, Leslie N. Mortimer, Notary Public,
Date Name of Officer

personally appeared Geoffrey Richards,
Name of Signer(s)

who 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Leslie N. Mortimer
Signature of Notary Public



Place Notary Seal Above

Description of Attached Document

Title or Type of Document: Warranty Deed
Document Date: Dec 9, 2010 Number of Pages: 2
Signers(s) other than named above: N/A

CERTIFICATE OF ACKNOWLEDGMENT
California All-Purpose Acknowledgment

State of California
County of Contra Costa

On 4.15.11 before me, M. MARCUCCI, Notary Public,
Date Name of Officer

personally appeared GEDFFREY RICHARDS,
Name of Signer(s)

who 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



M. Marcucci
Signature of Notary Public

Place Notary Seal Above

Description of Attached Document

Title or Type of Document: WARRANTY DEED

Document Date: 12.9.2010 Number of Pages: 2

Signers(s) other than named above: _____

Date: December 09, 2010

File No.: 336930A (cc)

EXHIBIT 'A'

LEGAL DESCRIPTION:

Parcel 1:

Township 1 North, Range 13, East of the Boise Meridian, Camas County, Idaho

Section 29: The NE1/4NE1/4

Parcel 2:

Township 1 North, Range 13, East of the Boise Meridian, Camas County, Idaho

Section 29: SW1/4SE1/4; NW1/4SE1/4; SW1/4NE1/4; NW1/4NE1/4; NE1/4SE1/4;
SE1/4NE1/4

Excepting There From that portion of the Southeast Quarter of the Northeast Quarter of said
Section 29 lying East of the County Road.

Section 21: SE1/4SW1/4; SW1/4SW1/4

Section 20: SE1/4SE1/4

Parcel 3:

Township 1 North, Range 13, East of the Boise Meridian, Camas County, Idaho

Section 28: W1/2SW1/4NW1/4 and a tract of land located in the W1/2NW1/4NW1/4
described as follows:

Beginning at a point 950 feet South of the NW corner Section 28, the TRUE POINT OF
BEGINNING; Thence
East and parallel with the North boundary of Section 28, a distance of 660 feet to a point;
Thence
South on the East boundary of the W1/2NW1/4NW1/4 Section 28, to the SE corner of said
W1/2NW1/4NW1/4; Thence
West on the South boundary of the W1/2NW1/4NW1/4 a distance of 660 feet to the SW
corner of the W1/2NW1/4NW1/4; Thence
North on the boundary of the W1/2NW1/4NW1/4 to the Point of Beginning.

Section 29: That portion of the SE1/4NE1/4 lying East of the County Road as now constructed.

Township 1 North, Range 13, East of the Boise Meridian, Camas County, Idaho

Section 20: A tract of land located in the Northeast Quarter, more particularly described as follows:

Beginning at the Northwest corner of said Northeast Quarter of Section 20; Thence South 89°22'20" East a distance of 45.37 feet along the Northerly boundary of said Northeast Quarter to the True Point of Beginning; Thence South 89°22'20" East a distance of 1,035.41 feet along the Northerly boundary of said Northeast Quarter; Thence South 00°07'34" West a distance of 2,632.85 feet to a point on the Southerly boundary of said Northeast Quarter; Thence North 89°45'00" West a distance of 381.44 feet along the Southerly boundary of said Section 20; Thence North 38°13'00" West a distance of 1,091.01 feet to a fence line; thence North 00°25'38" West a distance of 1,785.00 feet along said fence line to the True Point of Beginning.

Township 1 North, Range 13 East of the Boise Meridian, Camas County, Idaho.

Section 4: S1/2NE1/4; SE1/4NW1/4; E1/2SW1/4; SW1/4SW1/4; SE1/4

Section 8: SW1/4NW1/4; E1/2NW1/4; NE1/4; S1/2

Excepting there from the following described parcel:

Beginning at the Southwest corner of the Southwest Quarter of said section 8, the True Point of Beginning; Thence North along the West boundary of said Southwest Quarter 900 feet to a point; thence East and parallel with the South boundary of the Southwest Quarter 1,320 feet to a point; thence in a Southeasterly direction to a point on the South boundary of the Southwest Quarter of the Southeast Quarter of said Section 8, 400 feet East of the Southwest corner of the Southwest Quarter of the Southeast Quarter of said Section 8; Thence West on the South boundary of the Southwest Quarter of the Southeast Quarter and the South one-half of the Southwest Quarter 3040 feet to the True Point of Beginning.

Section 9: ALL

Section 17: A parcel of land lying East of the following described center line:

Beginning at the North Quarter corner of said Section 17, the True Point of Beginning;

First American Title Company

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Date: December 09, 2010

Thence

East on the North boundary of said Section 17 for 400 feet to a point; Thence
In a Southeasterly direction a distance of 4,920.0 feet to a point on the East boundary of
Section 17,
900 feet North of the Southeast corner of said Section 17; thence
South on the East boundary of Section 17 for 900 feet to the Southeast corner of said
Section 17.

Section 21: N1/2; N1/2S1/2; S1/2SE1/4

Excepting There from the following described parcel of land:

Commencing at the West quarter corner of Section 28; Thence
North 3°00' East 3,274.38 feet; thence
North 7°42'30" East a distance of 715.76 feet; thence
South 86°16' East a distance of 871.90 feet to the Real Point of Beginning; thence continuing
South 86°16' East a distance of 400.00 feet; thence
North 03°44' ~~West~~ East a distance of 600.00 feet; thence *EAST* 
North 86°16' West a distance of 400.00 feet; thence
South 03°44' West a distance of 600.00 feet to the Real Point of Beginning.

And Excepting there from the West one-half of the Southwest Quarter of the Northwest
quarter and the West one-half of the Northwest Quarter of the Southwest Quarter.

Section 28: All Except W1/2SW1/4NW1/4 and a tract of land located in the
W1/2NW1/4NW1/4 described as follows:

Beginning at a point 950 feet South of the NW corner of said Section 28, the True Point of
Beginning; thence
East and parallel with the North boundary of Section 28, a distance of 660 feet to a point;
thence
South on the East boundary of the W1/2NW1/4NW1/4 of said Section 28 to the SE corner of
said W1/2NW1/4NW1/4; thence
West on the South Boundary of the W1/2NW1/4NW1/4 a distance of 660 feet to the SW
corner of the W1/2NW1/4NW1/4; thence
North on the boundary of the W1/2NW1/4NW1/4 to the Point of Beginning.

Section 29: SE1/4SE1/4

Section 32: E1/2E1/2

Section 33: NW1/4NE1/4; N1/2NW1/4; SW1/4 NW1/4

Section 17: SW1/4SW1/4

Section 18: SE1/4

Section 19: W1/2NE1/4; SE1/4

Section 20: NW1/4NW1/4; E1/2SW1/4; SW1/4SW1/4; N1/2SE1/4; SW1/4SE1/4;
E1/2NW1/4

Excepting There from a parcel of land situated in the Northwest Quarter of said section 20,
described as follows:

Beginning at a point of the North line of and 3,395.20 feet West from the Northeast corner of
said Section 20; Thence
South 00°16' West a distance of 533.40 feet; thence
South 49°26' East a distance of 351.60 feet; thence
North 77°33' East a distance of 482.40 feet; thence
North 01°33' East a distance of 655.70 feet; thence
North 89°44' West a distance of 755.20 feet to the Point of Beginning.

Section 29: W1/2, EXCEPT the following described tract of land:
Beginning at the Southwest corner of the W1/2SW1/4 of said Section 29; thence,
Running North 20 rods to a point; thence,
East 12 rods to a point; thence,
South 20 rods to a point; thence,
West 12 rods to the place of beginning.

Section 30: Lots 2 and 3; NE1/4SW1/4; SE1/4NW1/4; E1/2

Section 31: NE1/4

Section 32: NW1/4NE1/4, Excepting There from the SW1/4NW1/4NE1/4; NW1/4

Excepting There from the following described parcel of land:

Beginning at a point 575 feet west of the Southeast corner of and on the South boundary
line of the Southwest Quarter of the Northeast Quarter of said Section 32; Thence
North parallel with the East boundary line of said Southwest Quarter of the Northeast
Quarter of Section 32 a distance of 308 feet to a point; thence
East and parallel with the South boundary line of the said Southwest Quarter of the
Northeast Quarter of Said Section 32 a distance of 550 feet to a point; Thence
North and parallel with the East boundary line of said Southwest Quarter of the Northeast
Quarter of said Section 32 a distance of 987 feet to a point; thence

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Date: December 09, 2010

West and parallel with the North boundary line of the said Southwest Quarter of the Northeast Quarter and the Southeast quarter of the Northwest Quarter of said Section 32 a distance of 1,926.00 feet to a point; Thence South $16^{\circ}46'$ East a distance of 1,352.00 feet to a point on the South line of the Southeast Quarter of the Northwest Quarter of said Section 32; Thence East along the South line of the Southeast Quarter of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter of said Section 32 a distance of 986.00 feet to the Point of Beginning.

Parcel 4

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho.

Section 32: SW1/4NW1/4NE1/4

Parcel 5:

Township 1 North, Range 13 East, Boise Meridian, Camas County, Idaho.

Section 15: E1/2NW1/4; W1/2E1/2

Section 22: W1/2

Section 27: NW1/4

Section 33: E1/2E1/2

EXHIBIT B

Irrigation Water Rights

37-35A, 37-454A, 37-463C, 37-728A, 37-2139A, 37-13261A, 37-13267A, 37-13268A, 37-13269A, 37-13270A, 37-13271A, 37-730A, 37-2735, 37-2736, 37-2736A, 37-463A, 37-2726, 37-2103 and 37-2131

Domestic and Stockwater Rights

37-13301, 37-13302, 37-13303, 37-13292, 37-13314, 37-21280, 37-21282, 37-21283, 37-21284, 37-21653, 37-21654, 37-21715 and 37-21716