

RECEIVED

APR 21 2011 RECEIVED

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

Department of Water Resources
Eastern Region

APR 18 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

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

Water Right No.(s)	Adjudication Claim No.(s)	Split	Water Right No.(s)	Adjudication Claim No. (s)	Split
34-527 <u>OK</u>	_____	☐	34-13944 <u>OK</u>	_____	☐
34-528 <u>OK</u>	_____	☐	_____	_____	☐
34-13564 <u>OK</u>	_____	☐	_____	_____	☐
34-742 <u>OK</u>	_____	☐	_____	_____	☐
34-7034 <u>OK</u>	_____	☐	_____	_____	☐

2. The following REQUIRED information must be submitted with this form:

SUPPORT DATA

- A. The appropriate FILING FEE. See instructions for fee amounts. IN FILE # 34-527
- B. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water right(s) in question, WITH ATTACHED LEGAL DESCRIPTION.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency AERIAL PHOTO with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Richard A. Smith
5787 W 5000 N, Mackay, ID 83251
4. New Owner/Claimant(s): Rainbow Trout Ranch, LLC
 New Mailing Address: 451 Jackson Street
 City, State, Zip Code: San Francisco, CA 94111
 New Telephone Number: (415) 364-0300
5. Date you acquired the property: October, 5, 2010

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number: _____

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	_____

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(If the right(s) will not be split, skip this area and proceed to item 7)

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Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	_____

7. Signature of New Owner(s) or Claimant(s):
(include title, if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

FOR OFFICE USE ONLY

Received by: _____
Received by: Chick
Processed by: _____ AJ

Date: _____
Date: 4/19/11
Date: _____

Fee: _____
Receipt No: 5031867
WR: _____ Date: _____

\$25. - JB E036640

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

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 Incomplete forms will be returned.

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<u>34-527</u>	<u> </u>	☐	<u>34-13944</u>	<u> </u>	☐
<u>34-528</u>	<u> </u>	☐	<u> </u>	<u> </u>	☐
<u>34-13564</u>	<u> </u>	☐	<u> </u>	<u> </u>	☐
<u>34-742</u>	<u> </u>	☐	<u> </u>	<u> </u>	☐
<u>34-7034</u>	<u> </u>	☐	<u> </u>	<u> </u>	☐

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- A. The appropriate FILING FEE. See instructions for fee amounts.
 - B. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water right(s) in question, WITH ATTACHED LEGAL DESCRIPTION.
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Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number: _____

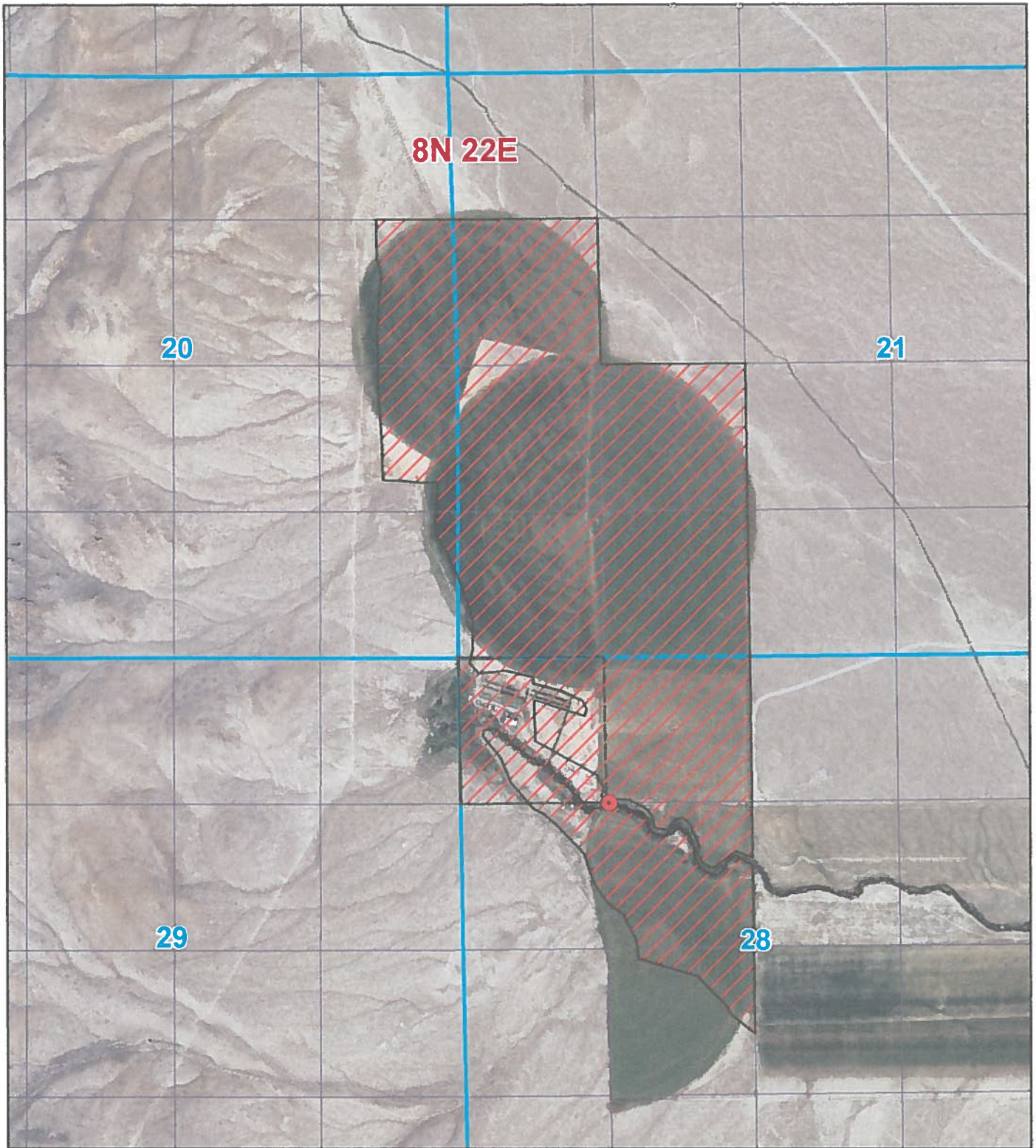
<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (acres, number and type of stock, homes, etc.)
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Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	

7. Signature of New Owner(s) or Claimant(s): _____
(include title, if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

FOR OFFICE USE ONLY

Received by: _____	Date: _____	Fee: _____
Received by: _____	Date: _____	Receipt No: _____
Processed by: _____ AJ	Date: _____	WR: _____ Date: _____

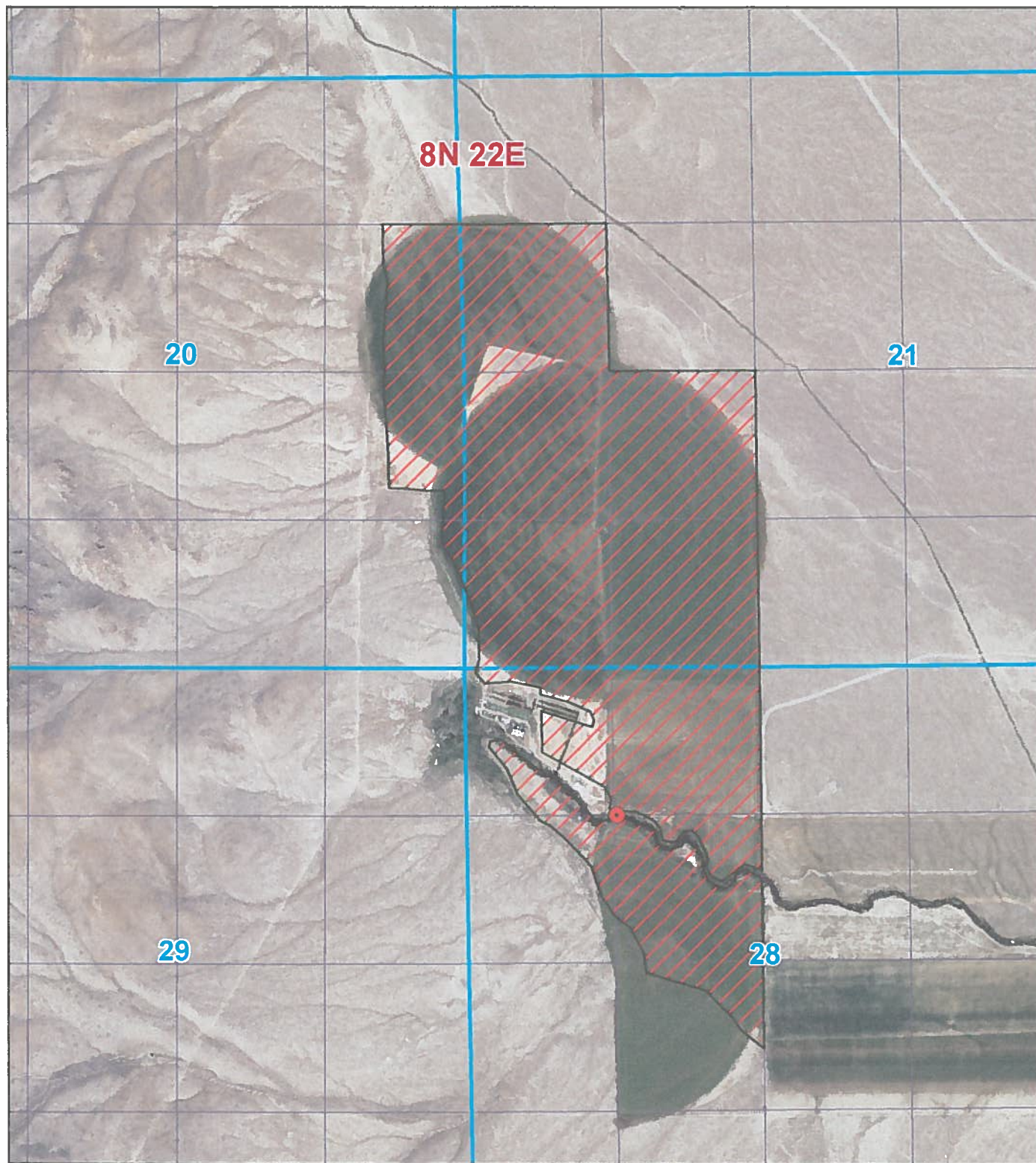


**JOHN, MICHAEL
W.R. 34-527 CHANGE OF OWNERSHIP
NAIP 2009 AERIAL PHOTOGRAPH**

Legend

- | | | |
|--|--|--|
| WR_POD_FOR_COO |  twshp |  first |
|  34, 527, |  ladesc | WR_POU_for_COO |
| | |  34, 527, |



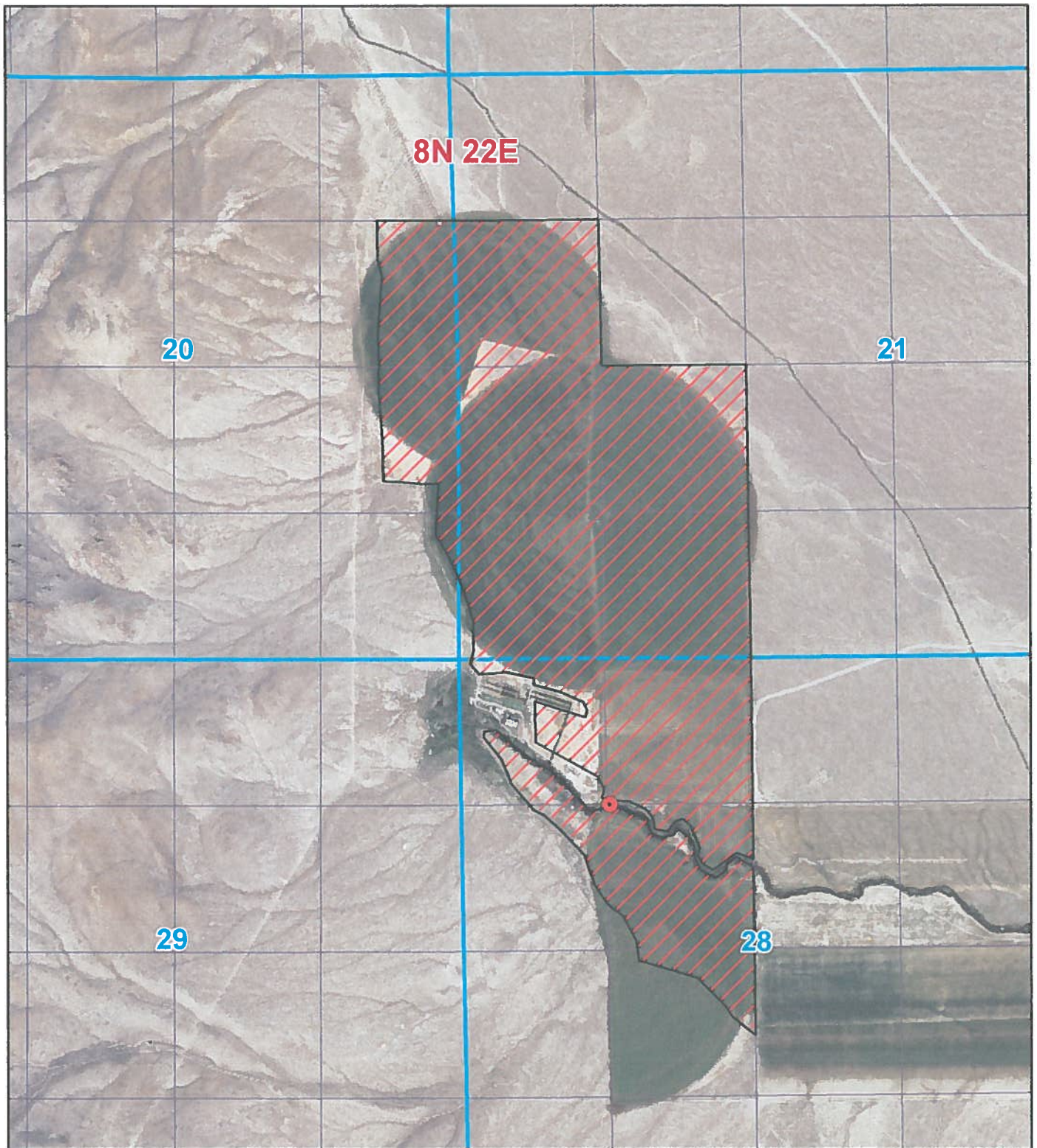


**JOHN, MICHAEL
W.R. 34-742 CHANGE OF OWNERSHIP
NAIP 2009 AERIAL PHOTOGRAPH**

Legend

- | | | |
|----------------|----------|----------------|
| WR_POD_FOR_COO | Sections | ladesc |
| 34, 742, | twnshp | WR_POU_for_COO |
| | | 34, 742, |





**JOHN, MICHAEL
W.R. 34-13564 CHANGE OF OWNERSHIP
NAIP 2009 AERIAL PHOTOGRAPH**

Legend

- | | | |
|----------------|----------|----------------|
| WR_POD_FOR_COO | Sections | lades |
| 34, 13564, | twrshp | WR_POU_for_COO |
| | | 34, 13564, |





JOHN, MICHAEL
W.R. 34-7034 CHANGE OF OWNERSHIP
NAIP 2009 AERIAL PHOTOGRAPH

Legend

WR_POD_FOR_COO	townshp	first
34, 7034,	ladesc	WR_POU_for_COO
		34, 7034,



When recorded, please return to:

Givens Pursley LLP
Attention: L. Edward Miller, Esq.
601 West Bannock Street
Boise, Idaho 83702

240809
Custer County Req. of
CCT
Time 10:09 A M Date 5-18, 2009
Barbara C. Breedlove, Clerk
(Signature) \$ 12.00
Deputy

GENERAL WARRANTY DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, **Richard A. Smith**, an unmarried man dealing with his sole and separate property (hereinafter referred to as the "**Grantor**"), hereby grants, bargains, sells, and conveys unto **Big Lost, LLC**, an Idaho limited liability company, whose current address is 451 Jackson St., San Francisco, CA 94111 (hereinafter referred to as the "**Grantee**"), the following described real property, located in Custer County, Idaho, to wit (hereinafter referred to as the "**Premises**"):

See Exhibit A attached hereto and incorporated herein by this reference.

TOGETHER WITH all water and water rights, ditch or irrigation company shares, streets, alleys and rights of way adjacent thereto, all mineral rights appurtenant thereto, and all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues, and profits thereof; and all estate, right, title, and interest in and to the Premises, as well in law as in equity.

TO HAVE AND TO HOLD the Premises with its appurtenances, unto Grantee, its successors, heirs and assigns, forever.

SUBJECT TO the easements, restrictions and conditions set forth on Exhibit B to this General Warranty Deed attached hereto and incorporated herein (the items are referred to herein collectively as "Permitted Exceptions").

AND Grantor does hereby covenant to and with Grantee, and its successors and assigns forever, that Grantor is owner in fee simple of the Premises; that Grantor has a good right to convey the fee simple; that the Premises is free from any and all liens, claims, encumbrances or other defects of title except the Permitted Exceptions; that Grantor shall and will warrant and defend the quiet and peaceful possession of said Premises by Grantee, and its successors and assigns forever, against all other claims whatsoever except as excluded, reserved or excepted herein; and that Grantor and its heirs and assigns will, on demand of the Grantee or its heirs or assigns, execute any instrument necessary for the further assurance of the title to the Premises that may be reasonably required.

240809

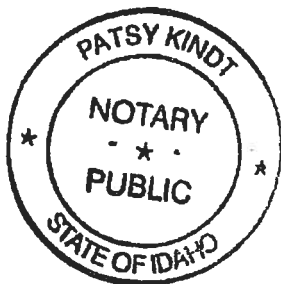
DATED effective as of the 15th day of May, 2009.

GRANTOR:

Richard A. Smith
Richard A. Smith

State of Idaho)
) S.S.
County of Custer)

On this 15 day of May, in the year of 2009, before me, the undersigned notary public, personally appeared Richard A. Smith, known or identified to me to be the person who executed the within instrument and acknowledged to me that he executed the same.



Patsy Kindt
Notary Public for Idaho
Residing at Challis, Idaho
My Commission expires 3/24/10

240809

EXHIBIT A

Description of Premises

Township 8 North, Range 22 East, Boise Meridian, Custer County, Idaho

Section 20: Government Lots 8, 9 and 14

Section 21: SW1/4, SW1/4NW1/4

Section 28: N1/2NW1/4, SE1/4NW1/4, NE1/4SW1/4, E1/2SW1/4NW1/4,
NE1/4NW1/4SW1/4NW1/4

Section 29: Government Lot 1

A handwritten signature or set of initials, possibly 'Pst', written in dark ink.

240809

EXHIBIT B

Permitted Exceptions

1. 2009 taxes, an accruing lien not yet payable.
2. Agreement for Electric Service dated April 16, 1996 by and between Lost River Electric Cooperative, Inc. and Richard A. Smith, recorded July 30, 1996, as instrument No. 211556. Amendment recorded April 24, 1997, as instrument No. 213250, all records of Custer County, Idaho.
3. Underground Right of Way Easement from Richard A. Smith to Lost River Electric Cooperative, Inc., recorded November 13, 1996, as instrument No. 212453, records of Custer County, Idaho.
4. Access is by way of BLM road and subject to the terms and conditions thereof.

243165

Custer County Rec. of
Givens Pursley LLP
Time 1:40 P M Date 10-5, 2010
Barbara C. Tierney, Clerk
[Signature] \$ 16.00
Deputy

After Recording, return to:

Givens Pursley LLP
Attention: Christopher J. Beeson
601 West Bannock Street
Boise, Idaho 83702

GENERAL WARRANTY DEED

FOR VALUE RECEIVED, BIG LOST, LLC, an Idaho limited liability company (the, "Grantor"), does hereby convey and warrant unto RAINBOW TROUT RANCH, LLC, an Idaho limited liability company, whose address is C/O Terrance Peter John, 5660 W 4920 N, Mackay, Idaho 83251 (the "Grantee") the real property located in Custer County, Idaho, more specifically described on Exhibit A attached hereto and made a part hereof

TO HAVE AND TO HOLD the said premises, together with all and singular hereditaments and appurtenances thereunto belong, or in any ways appertaining including, without limitation, all water rights, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate right, title, interest, claim and demand whatsoever of Grantors, whether in law or equity, of, in and the premises, unto said Grantee and Grantee's heirs and assigns forever. Said Grantors do hereby covenant to and with said Grantee that Grantors are the owner in fee simple of said premises, that said premises are free from all encumbrances, EXCEPT those made, suffered or done by the Grantee; and subject to those matters specified in the Schedule B of that certain Owner's Policy of Title Insurance issued by First American Title Insurance Company issued to Grantor with respect to the premises effectively dated May 18, 2009, and that Grantor shall warrant and defend the same from all other lawful claims whatsoever.

IN WITNESS WHEREOF, the Grantor has caused its name to be hereunto subscribed this 27th day of September 2010.

GRANTOR:

BIG LOST, LLC,
an Idaho limited liability company

[Signature]
By: Michael John
Its: Manager

243165

STATE OF CALIFORNIA)
) ss.
County of SAN FRANCISCO)

On this 27th day of September, in the year of 2010, before me, a Notary Public in and for said State, personally appeared Michael John, known or identified to me to be a (member) (manager) of BIG LOST, LLC, a limited liability company, the (member) (manager) who subscribed said limited liability company name to the foregoing instrument, and acknowledged to me that he executed the same in said limited liability company name.

Barbara Pariso
Notary Public for CALIFORNIA
Residing at: SAN FRANCISCO COUNTY
My commission expires: JULY 19, 2011

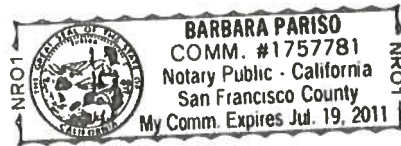


EXHIBIT A

Legal Description for General Warranty Deed

Township 8 North, Range 22 East, Boise Meridian, Custer County, Idaho

Section 20: Government Lots 8, 9, and 14

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Section 28: N1/2NW1/4, SE1/4NW1/4, NE1/4SW1/4, E1/2SW1/4NW1/4,
NE1/4NW1/4SW1/4NW1/4

Section 29: Government Lot 1

FILED EFFECTIVE

2010 SEP 15 AM 9:06

w95982
SECRETARY OF STATE
STATE OF IDAHO**STATEMENT OF CHANGE OF REGISTERED AGENT,
REGISTERED OFFICE, OR BOTH**
(See reverse for instructions)File #: W95982

The undersigned entity submits the following statement for the purpose of changing its registered agent, its registered office, or both, in the State of Idaho.

1. The name of the entity is:

RAINBOW TROUT RANCH, LLC

2. The name and street address of its
- old
- registered agent and office is:

MICHAEL JOHN780 ALPINE LANEKETCHUM, ID 83340

3. The name and street address of its
- new
- registered agent and office in Idaho is:

MICHAEL JOHN5680 W 4820 NMACKAY, ID 83281

I consent to serve as registered agent for the above-named entity.

(Signature of new registered agent)(Date)Dated: 9/13/2010Signature: [Signature]Printed: MICHAEL JOHNCapacity: MANAGER / REGISTERED AGENT

FILE ONE COPY

change_of_agent rev. 07/2010

NO FEE REQUIRED

251



CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

FILED EFFECTIVE

2010 AUG 30 AM 11:54

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

Rainbow Trout Ranch, LLC

2. The complete street and mailing addresses of the initial designated/principal office:

451 Jackson Street San Francisco, CA 94111

(Street Address)

(Mailing Address, if different than street address)

3. The name and complete street address of the registered agent:

Michael John

(Name)

780 Alpine Lane, Ketchum Idaho 83340

(Street Address)

4. The name and address of at least one member or manager of the limited liability company:

NameAddress

Michael John

451 Jackson St San Francisco, CA 94111

5. Mailing address for future correspondence (annual report notices):

451 Jackson Street, San Francisco CA 94111

6. Future effective date of filing (optional): _____

Signature of a manager, member or authorized person.

Signature

D. Anne Underwood

Typed Name: D. Anne Underwood Organizer

Signature _____

Typed Name: _____

Secretary of State use only

IDAHO SECRETARY OF STATE

08/30/2010 05:00

CK: 503396 CT: 172099 BH: 1236851

1 @ 100.00 = 100.00 ORGAN LLC # 2

1 @ 20.00 = 20.00 EXPEDITE C # 3

cert_org_llc Rev. 07/2010

W 95982

240810

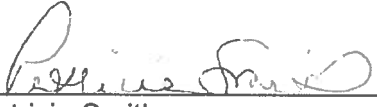
QUITCLAIM DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, **Patricia Smith**, an unmarried person, (the "Grantor"), does hereby convey, release, remise and forever quitclaim unto **Big Lost, LLC**, an Idaho limited liability company, whose current address is 451 Jackson St., San Francisco, CA 94111 (the "Grantee"), all of Grantors' right, title and interest in and to the water rights on, appurtenant to, or in any way associated with the real property hereinafter described (including, without limitation, water rights numbers: 34-7034, 34-527, 34-528, 34-742, 34-13564, and 34-13944), to-wit:

See Exhibit A attached hereto and made a part hereof .

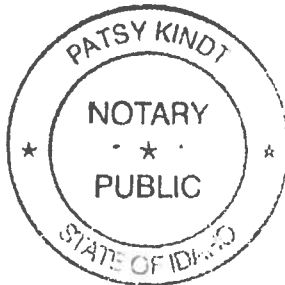
IN WITNESS WHEREOF, the undersigned have caused her name to be hereunto subscribed this 15th day of May, 2009.

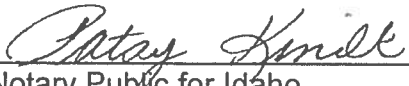
GRANTOR:


 Patricia Smith

State of Idaho)
) S.S.
 County of Custer)

On this 15 day of May, in the year of 2009, before me, the undersigned notary public, personally appeared Patricia Smith, known or identified to me to be the person who executed the within instrument and acknowledged to me that she executed the same.




 Notary Public for Idaho
 Residing at Challis
 My Commission expires 3/24/10

240810
 Custer County Reg. of
CCT
 Time 10:05 AM Date 5-18-2009
 Barbara C. Breedlove, Clerk
BCB \$ 6.00
 Deputy

240810

EXHIBIT A

[Legal Description of the Real Property]

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NE1/4NW1/4SW1/4NW1/4

Section 29: Government Lot 1

03