

RECEIVED

DEC 22 2010

DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

76998

MINIMUM REQUIREMENTS CHECKLIST

TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached (Yes)* or *not applicable (N/A)* for the proposed transfer.

Yes N/A

* Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application. Part 2B forms are available on the Department's website at: http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/PDFs_09/WaterRight_TransferApp_Part2B.pdf.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner.
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/wrt_default.htm.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☒ ☐ #9 Other. Please describe: Addendum

DEC 22 2010

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES
 DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Sun Valley Long Term Holding LLC Phone 208-578-7700Mailing address c/o John Campbell, PO Box 986, Hailey, ID 83333 Email jc@idahotower.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative James P. Speck Phone 208-726-4421Mailing address PO Box 987, Ketchum, ID 83340 Email jim@speckandaanestad.com☐ Send all correspondence for this application to the representative and not to the applicant.

OR

☒ Send original correspondence to the applicant and copies to the representative.☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


 Signature of Applicant or Authorized Representative

John Campbell, Manager
 Print Name and Title if applicable

12.20.10
 Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. The amended director's reports for 37-2055 & 37-11445 describe the place of use as including 4.6 acres owned by the USFS as depicted on Attachment #9. The transfer proposes to move the 4.6 irrigated acres from the USFS land to other land owned by the applicant, the irrigation of which will require a new, second point of diversion.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	37-2055	1.6 cfs	irrigation	May 1 to Oct. 31	Warm Springs Creek/Big
☐ ☐				to	Wood River
☒ ☐	37-11445	0.05 cfs	irrigation	May 1 to Oct. 31	Warm Springs Creek/Big
☐ ☐				to	Wood River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.6 cfs cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 1.6 cfs cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
no		NE	NW	NE	31	4N	17E	Blaine	Warm Springs Creek	
yes		SE	SE	SE	30	4N	17E	Blaine	Warm Springs Creek	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	17E	29					0.9	0.6	25.0	7.1		7.6	9.0						50.2
4N	17E	30				4.0									11.0			16.9	31.9
4N	17E	31	0.1																0.1
																			82.2

Total Acres (for irrigation use) 82.2

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: See Attachment #9

- b. Who owns the property at the point(s) of diversion? Existing POD is on USFS land. New POD will be on Applicant's land

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: _____

Applicant is in the process of applying to the USFS for a permit to formalize its historic right of access for the headgate and ditch.

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: The USFS land will no longer be irrigated.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: None.

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by B Walker Date 12/22/10 Prelim. Check by B Walker Date 12/22/10

Fee Paid 290.⁰⁰ Date 12/22/10 Received by B. Walker Receipt # 5031728

Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-2055

Current Owner: SUN VALLEY LONG TERM HOLDING LLC

Priority Date: 7/24/1906

Origin: Adjudication Recommendation

Status: Active

Basis: License

Source
WARM SPRINGS CREEK

Tributary
BIG WOOD RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	05/01 to 10/31	1.6 CFS	
	Total Diversion	1.6 CFS	

Location of Point(s) of Diversion

WARM SPRINGS CREEK
BLAINE County

NE1/4NW1/4NE1/4 Sec. 31, Twp 04N, Rge 17E B.M.

Place of Use

IRRIGATION Within BLAINE County

T04N R17E S29	NENW	0.90	T04N R17E S29	NWNW	0.60
T04N R17E S29	SWNW	25.00	T04N R17E S29	SENW	8.50
T04N R17E S29	NWSW	7.60	T04N R17E S29	SWSW	5.00
T04N R17E S30	SENE	4.00	T04N R17E S30	NESE	11.00
T04N R17E S30	SWSE	0.10	T04N R17E S30	SESE	18.00
T04N R17E S31	NENE	1.50			

Total Acres: 82.2

Conditions of Approval:

1. This right is limited to the irrigation of 80 acres within the place of use described above.
2. E56 The rights listed below are limited to the irrigation of a combined total of 82.2 acres in a single irrigation season. Combined Right Nos.: 37-2055 and 37-11445
3. C18 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. Section 42-1412(6), Idaho Code.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-11445

Current Owner: SUN VALLEY LONG TERM HOLDING LLC

Priority Date: 4/1/1930

Origin: Adjudication Recommendation

Status: Active

Basis: Beneficial Use

Source

WARM SPRINGS CREEK

Tributary

BIG WOOD RIVER

Beneficial Use

IRRIGATION

From To
05/01 to 10/31
Total Diversion

Diversion Rate

0.05 CFS
0.05 CFS

Annual Volume

Location of Point(s) of Diversion

WARM SPRINGS CREEK
BLAINE County

NE1/4NW1/4NE1/4

Sec. 31, Twp 04N, Rge 17E B.M.

Place of Use

IRRIGATION Within BLAINE County

T04N R17E S29	NENW	0.90	T04N R17E S29	NWNW	0.60
T04N R17E S29	SWNW	25.00	T04N R17E S29	SENW	8.50
T04N R17E S29	NWSW	7.60	T04N R17E S29	SWSW	5.00
T04N R17E S30	SENE	4.00	T04N R17E S30	NESE	11.00
T04N R17E S30	SWSE	0.10	T04N R17E S30	SESE	18.00
T04N R17E S31	NENE	1.50			

Total Acres: 82.2

Conditions of Approval:

1. C18 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. Section 42-1412(6), Idaho Code.
2. This right is limited to the irrigation of 2.2 acres within the place of use described above.
3. E56 The rights listed below are limited to the irrigation of a combined total of 82.2 acres in a single irrigation season. Combined Right Nos.: 37-2055 and 37-11445

**SUN VALLEY LONG TERM HOLDING LLC
ATTACHMENT #7a**

**New POU - 77.6 acres
outlined in yellow**

**1.4A USFS land
removed from
irrigation**

**4.2A USFS land
removed from
irrigation**

New POD

**Existing POD on
USFS land**

**New POU - 4.6 acres
shown on Attachment #7a.2**

New POD

**SUN VALLEY LONG TERM HOLDING LLC
ATTACHMENT #7a**

**New POU - 77.6 acres
outlined in yellow**

**New POU - 4.6 acres
shown on Attachment #7a.2**

**1.4A USFS land
removed from
irrigation**

**4.2A USFS land
removed from
irrigation**

New POD

**Existing POD on
USFS land**

**SUN VALLEY LONG TERM HOLDING LLC
ATTACHMENT #7a**

**New POU - 77.6 acres
outlined in yellow**

**New POU - 4.6 acres
shown on Attachment #7a.2**

**1.4A USFS land
removed from
irrigation**

**4.2A USFS land
removed from
irrigation**

New POD

**Existing POD on
USFS land**

**SUN VALLEY LONG TERM HOLDING LLC
ATTACHMENT #7a**

**New POU - 77.6 acres
outlined in yellow**

**New POU - 4.6 acres
shown on Attachment #7a.2**

New POD

**Existing POD on
USFS land**

**1.4A USFS land
removed from
irrigation**

**4.2A USFS land
removed from
irrigation**

**SUN VALLEY LONG TERM HOLDING LLC
ATTACHMENT #7a**

**New POU - 77.6 acres
outlined in yellow**

**New POU - 4.6 acres
shown on Attachment #7a.2**

New POD

**Existing POD on
USFS land**

**1.4A USFS land
removed from
irrigation**

**4.2A USFS land
removed from
irrigation**

**SUN VALLEY LONG TERM HOLDING LLC
ATTACHMENT #7a**

**New POU - 77.6 acres
outlined in yellow**

**New POU - 4.6 acres
shown on Attachment #7a.2**

New POD

**Existing POD on
USFS land**

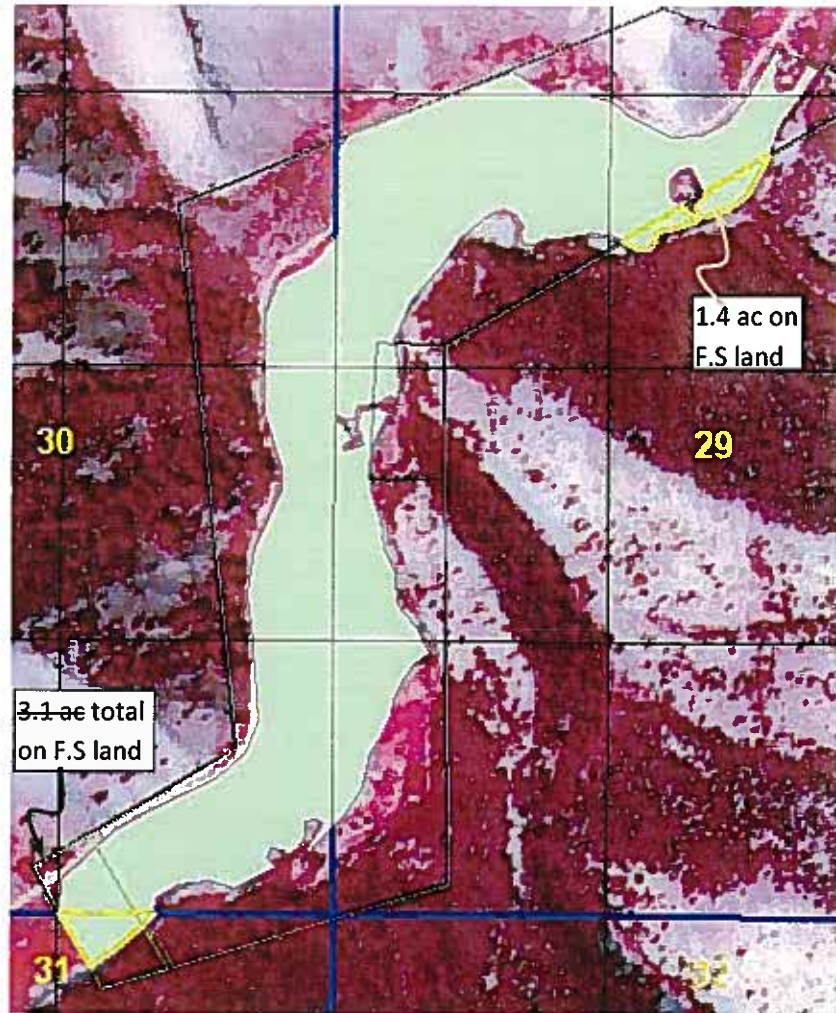
**1.4A USFS land
removed from
irrigation**

**4.2A USFS land
removed from
irrigation**

37-2055, 37-11445 SUN VALLEY LONG TERM HOLDING
PLACE OF USE REVIEW

Shown is the POU, including all Forest Service overlapping acreage. Based upon this analysis 2.5 acres would be recognized through 37-11445.

A transfer based upon this shape would be necessary to move the water off the Forest Service property to private ground.



Jan 27, 2010 revisions shown in bold in the table below. Total shown is the revised total.

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	17E	29					.6	.6	25.0	8.3		7.6	5.0						47.1
							.9	.6	25.	8.5		7.6	5.0						~~47.8~~ 47.6
04N	17E	30				3.6									10.0			18.0	31.6
						4.0									11.0			18.0	~~33.0~~ 33.1
04N	17E	31	1.5																1.5
			1.5																1.5
Total Acres: ~~82.0~~																			
82.2																			

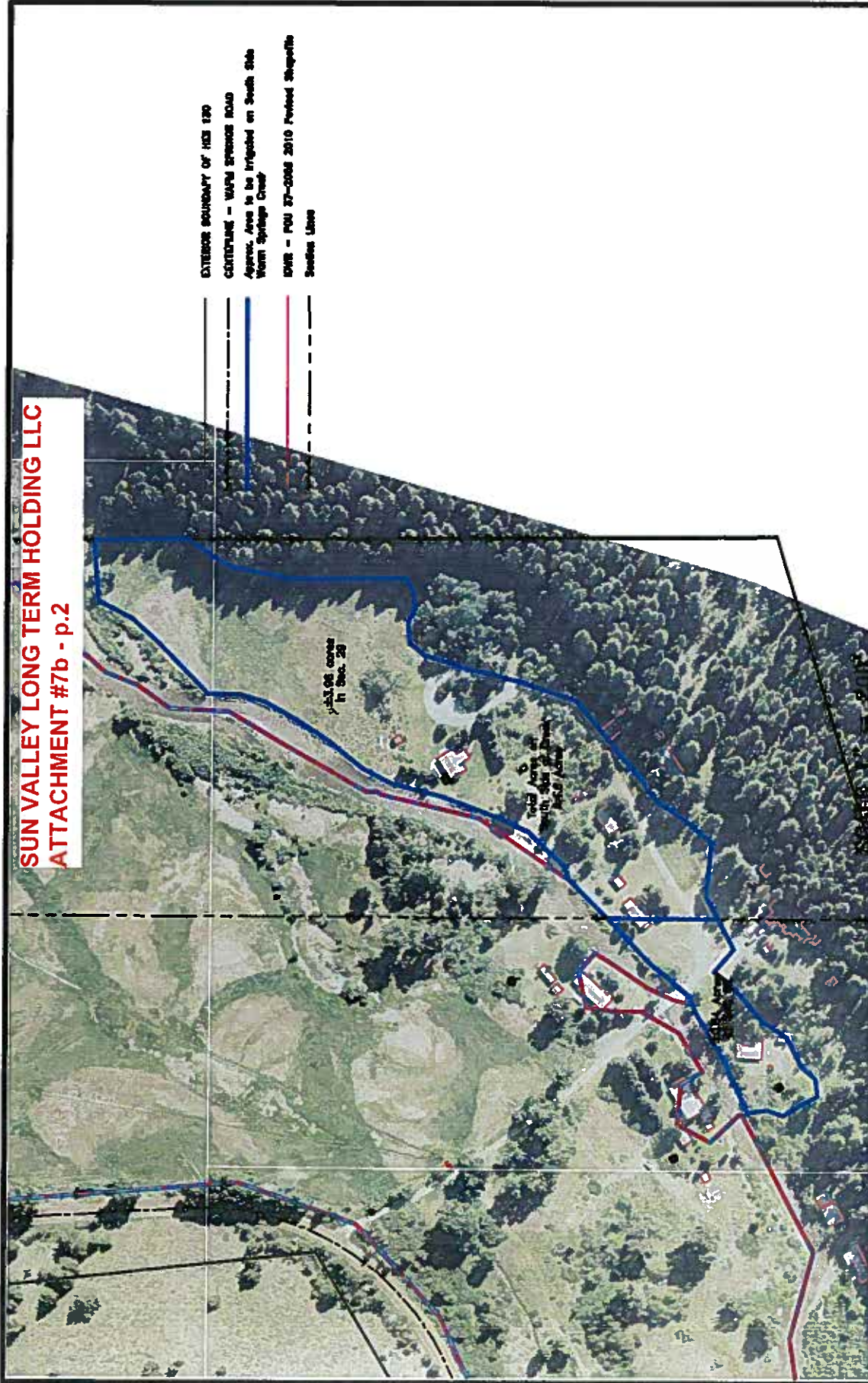
Includes 1.4 ac on FS land (pointing to NW SE of Sec 29)

Includes 1.4 ac on FS land (pointing to NE of Sec 31)

Includes 1.7 ac on FS land (pointing to SE of Sec 30)

on FS land (pointing to SE of Sec 30)

**SUN VALLEY LONG TERM HOLDING LLC
ATTACHMENT #7b - p.2**



An Exhibit Map Showing
Board's Upper Ranch - Area to be Irrigated on South Side of Warm Springs Creek
Within Sec. 29&30, T.4N., R.17E., B.M., Blaine County, Idaho; Prepared for Sunset Mill Ranches, Inc.

ALPINE ENTERPRISES INC. SURVEYING, MAPPING, & NATURAL HAZARDS CONSULTING
P.O. BOX 2037, KETCHUM, IDAHO, 83340; PH. 208-727-1988 FAX 208-727-1987 EMAIL: bernith@alpineenterprisesinc.com

ADDENDUM

Attachment #9

Part 1.5.a: Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: The existing diversion on USFS land consists of a headgate and gravity flow ditch to flood irrigation ditches within the existing portion of the place of use. Water to irrigate the new 4.6 acres on the south side of Warm Springs Creek will be pumped from the creek into a pressurized sprinkler irrigation system. Measuring devices and lockable control works may be installed in the ditch below the headgate and in the pipeline after the pump.

~~Discarded~~

This deed is being re-recorded to correct the name of
the Grantee. # 529948

**RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:**

James P. Speck, Esq.
SPECK & AANESTAD
A Professional Corporation
Post Office Box 987
Ketchum, Idaho 83340

(Space above line for Recorder's use)

CORPORATION WARRANTY DEED

FOR VALUE RECEIVED, SUNSET MILL, INC. formerly known as Board's Mill and Sunset Ranches, Inc., a corporation duly organized and existing under the laws of the State of Idaho ("Grantor"), hereby grants, bargains, sells and conveys unto SUN VALLEY LONG TERM HOLDINGS, LLC, an Idaho limited liability company, whose address is P.O. Box 4944, Ketchum, Idaho, 83340 ("Grantee"), that certain real property situated in Blaine County, Idaho and described in Exhibit A attached hereto and incorporated herein by this reference;

SUBJECT TO easements and restrictions of record.

TO HAVE AND TO HOLD, the said real property, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said real property, that said real property is free from all encumbrances except as above-described, and that the Grantor will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the Grantor pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunder subscribed by its President.

Instrument # 530709

HAILEY, BLAINE, IDAHO

2006-01-04 03:40:00 No. of Pages: 3

Recorded for : SUN VALLEY TITLE

MARSHA RIEMANN

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: CORRECTION DEED

SUNSET MILL, INC.

By: J. Campbell

John Campbell, Its President

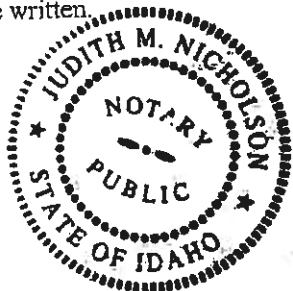
STATE OF IDAHO)

County of Blaine)

ss.

On this 27th day of December, 2005, before me, the undersigned notary public in and for said state, personally appeared JOHN CAMPBELL, known or identified to me to be the president of SUNSET MILL, INC., and the person who executed the foregoing instrument on behalf of said corporation and acknowledged to me that said corporation executed the same.

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



J. Campbell
Notary Public for

Residing at: Hailey

Commission expires: 2/11/2011

That portion of Homestead Entry Survey No. 130 lying within the land shown by Dependant Resurvey of Homestead Entry Survey 130 of the Upper Board Ranch recorded May 3, 1989 as Instrument No. 305359, Records of Blaine County, Idaho and embracing a portion of Township 4 North of Range 17 East of the Boise Meridian, Blaine County, Idaho, more particularly described as follows:

BEGINNING at Corner No. 1 of said HES 130; THENCE
North 59° 15' 50" East 1,134.40 feet (Formerly North 59° 10' East 1,131.9 feet)
to Corner No. 2; THENCE
North 06° 35' 56" West 2,630.70 feet (Formerly North 6° 31' West 2,636.04 feet)
to Corner No. 3; THENCE
North 67° 28' 35" East 2,523.90 feet (Formerly North 67° 33' East 2,532.42 feet)
to Corner No. 4; THENCE
South 70° 35' 12" East 1,136.30 feet (Formerly South 70° 31' East 1,139.16 feet)
to Corner No. 5; THENCE
South 59° 19' 11" West 2,457.87 feet (Formerly South 59° 23' West 2,455.86 feet)
to Corner No. 6; THENCE
North 88° 57' 38" West 324.41 feet (Formerly North 89° 13' West 324.06 feet) to
Corner No. 7; THENCE
South 02° 55' 38" West 660.72 feet (Formerly South 2° 40' West 660 feet) to
Corner No. 8; THENCE
North 88° 37' 23" East 388.05 feet (Formerly North 88° 22' East 365.64 feet) to
Corner No. 9; THENCE
South 0° 43' 26" East 1,949.06 feet (Formerly South 0° 42' East 1,952.28 feet) to
Corner No. 10; THENCE
South 72° 36' 54" West 1,735.57 feet (Formerly South 72° 41' West 1,740.42 feet)
to Corner No. 11; THENCE
North 30° 02' 00" West 675.37 feet (Formerly North 30° 02' West 677.82 feet) to
Corner No. 1 and THE PLACE OF BEGINNING.

EXCEPT that portion thereof described as follows:

EXHIBIT "A"

A parcel of land within H.E.S. 130 in the NE¼, more particularly described as follows:

Commencing at a brass cap marking the East quarter corner of Section 30; thence N. 68°12' W., 442.36 feet to a ¾" aluminum rod on the West boundary of Warm Springs Road, and said rod marking the TRUE POINT OF BEGINNING; thence Along a curve to the right and along the West boundary of Warm Springs Road a distance of 60.20 feet, with a central angle of 08°02', a tangent of 30.10 feet which bears N. 01°09' E., and a radius of 419.60 feet to a ¾" aluminum rod; thence N. 98°51' W., 114.00 feet to a ¾" aluminum rod; thence S. 01°09' W., 136.60 feet to a ¾" aluminum rod; thence S. 89°51' E., 109.80 feet to a ¾" aluminum rod on the West boundary of Warm Springs Road; thence N. 01°09' E., 76.60 feet along the West boundary of Warm Springs Road to a ¾" aluminum rod, said rod being the TRUE POINT OF BEGINNING.

And Also Except that portion thereof described as follows:

Portions of Secs. 30 and 31, within HES 130, being more particularly described as follows:

Commencing at a brass cap marking Corner 11, HES 130, as shown within the Record of Survey Map of said HES 130, filed under Instrument No. 305359, records of Blaine County, Idaho; said corner lying S. 72°36'54" W., 1,725.85 feet from Corner 10 of HES 130, and said corner being the TRUE POINT OF BEGINNING.

Thence N. 30°02'17" W., 675.37 feet to a brass cap marking Corner 1, HES 130; thence N. 59°15'58" E., 318.23 feet along the boundary common to HES 130 and the Sawtooth National Forest to an aluminum cap; thence S. 29°55'53" E., 750.15 feet to an aluminum cap on the southerly boundary of said HES 130; thence S. 72°36'54" W., 324.10 feet along the boundary common to HES 130 and the Sawtooth National Forest to the TRUE POINT OF BEGINNING.

purchase, and record thereof.



ARTICLES OF AMENDMENT (General Business)

FILED EFFECTIVE

ORIGINAL IN RED

To the Secretary of State of the State of Idaho
Pursuant to Title 30, Chapter 1, Idaho Code, the undersigned
corporation amends its articles of incorporation as follows:

2001 DEC 10 11 15

1. The name of the corporation is:

BOARDS MILL & SUNSET RANCHES, INC.

If the corporation has been administratively dissolved and the corporate name is no longer
available for use, the amendment(s) below must include a change of corporate name.

2. The text of each amendment is as follows:

Article 1 is amended to read "The name of this corporation shall be SUNSET MILL, INC."

RECEIVED

DEC 14 2004

SPECK & AANESTAD

3. The date of adoption of the amendment(s) was: December 8, 2004

4. Manner of adoption (check one):

- ☐ The amendment consists exclusively of matters which do not require shareholder action pursuant to section 30-1-1002, 30-1-1005 and 30-1-1006, Idaho Code, and was, therefore, adopted by the board of directors.
- ☐ None of the corporation's shares have been issued and was, therefore, adopted by the
☐ incorporator ☐ board of directors.
- ☒ Approval by the shareholders is required and the shareholders duly approved the amendment(s) as required by either Title 30, Idaho Code or by the Articles of Incorporation.

Customer Acct #

(if using pre-paid account)

Secretary of State use only

Dated: December 8, 2004Signed: [Signature]Typed Name: John CampbellCapacity: President

pl\mst\arts of amendment
al business.pmd Revised 11/2004
Web Form

IDAHO SECRETARY OF STATE
12/10/2004 05:00
CK: 33592 CT: 2545 BH: 788838
1 @ 30.00 = 30.00 AMEND PRDF # 2

C 4/263