

RECEIVED

JUL 12 2005

Form 42-248/42-1409(6) July, 2000

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

Department of Water Resources

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
63-10393	- Joint School	X			
	District No 2				
	43-33452 - Ventana LLC				

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

- 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) or claim(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 OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) KENNETH L ASCHENBRENNER
4990 N MERIDIAN RD, MERIDIAN, ID 83642
4. New Owner/Claimant(s) VENTANA, LLC c/o ERIK GUANELL
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. BOX 2044
- City, State and ZIP Code IDAHO FALLS, ID 83402
- New Telephone Number (208) 524-6000
5. Date you acquired the property June 9, 2005

* PROPERTY IS ADA COUNTY PARCEL S0530325400

SUPPORT DATA

IN FILE # 63-10393

COPY

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 a 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>63-10393</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>1.28 CFS</u>	<u>64 ACRES</u>
Stock		
Domestic		
Other		
Total	<u>1.28 CFS</u>	

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 _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s) *[Signature]*
(include title if applicable) MANAGER VERMONT LLC

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.

COPY

For Office Use Only

Received by _____ Date _____ Fee 100.00
 Received by _____ Date 7-12-05 Receipt No. 6078539
 Processed by _____ AJ Date _____ WR _____ Date _____

RE-RECORD TO CORRECT LEGAL DESCRIPTION

2

234895
Sern/66



A Pioneer Company
PIONEER TITLE COMPANY
OF ADA COUNTY
8151 W. Ridgeman Ave. / Boise, Idaho 83704
(208) 377-2700

ADA COUNTY RECORDER J. DAVID NAVARRO AMOUNT 6.00 2
BOISE IDAHO 06/10/05 04:52 PM
DEPUTY Neava Haney
RECORDED - REQUEST OF
Pioneer 105075625

ADA COUNTY RECORDER J. DAVID NAVARRO AMOUNT 6.00 2
BOISE IDAHO 07/01/05 04:22 PM
DEPUTY Bonnie Oberbillig
RECORDED - REQUEST OF
Pioneer 105088744

Re-record

WARRANTY DEED

For Value Received Kenneth L. Aschenbrenner and Sharon Aschenbrenner, husband and

wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Ventana, LLC, an Idaho limited liability company

hereinafter referred to as Grantee, whose current address is 1908 Jennie Lee Drive, Idaho Falls, ID 83404
the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that 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.

Dated: June 9, 2005

Kenneth L. Aschenbrenner
Kenneth L. Aschenbrenner

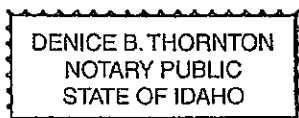
Sharon Aschenbrenner by Kenneth L. Aschenbrenner, attorney in fact
Sharon Aschenbrenner by Kenneth L.
Aschenbrenner, attorney in fact

STATE OF IDAHO. County of ADA, ss.

On this 9 day of June, in the year of 2005, before me the undersigned, notary public personally appeared Kenneth L. Aschenbrenner known or identified to me to be the person whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

STATE OF IDAHO, County of ADA, ss.

On this 8th day of June, in the year of 2005, before me the undersigned, a notary public personally appeared Kenneth L. Aschenbrenner, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Sharon Aschenbrenner and acknowledged to me that he subscribed the name of Sharon Aschenbrenner thereto as principal, and his own name as attorney in fact.



Denise B. Thornton
Denise B. Thornton
Notary Public of IDAHO
Residing at Caldwell, ID
Commission expires: May 5, 2011

COPY

Residing in: Meridian, Idaho
Commission Expires: 08-03-2010

EXHIBIT "A"

PARCELS 1, 2 & 3 COMBINED:

Portions of Government Lots 3 and 4, and the West half of the East half of the Southwest quarter of Section 30, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the corner common to Section 25 and 36 of Township 4 North, Range 1 West, and Section 31 and the said Section 30, from which the quarter corner common to said Sections 25 and 30 bears North 00 degrees 23'00" East, 2640.13 feet;
Thence North 00 degrees 23'00" East, 1025.00 feet to the REAL POINT OF BEGINNING.
Thence continuing North 00 degrees 23'00" East, 1591.12 feet to a point which bears South 00 degrees 23'00" West, 24.00 feet from the quarter corner common to said Sections 25 and 30;
Thence South 89 degrees 54'43" East 1295.60 feet;
Thence North 00 degrees 23'00" East, 24.00 feet to a point on the East-West mid-section line;
Thence along said line South 89 degrees 54'42" East, 461.94 feet to the Northwest corner of the West half of the East half of the Southwest quarter;
Thence along the East line of said West half of the East half of the Southwest quarter South 00 degrees 29'24" West, 1619.47 feet;
Thence North 89 degrees 46'14" West, 1754.51 feet to the POINT OF BEGINNING.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10393

Priority: January 12, 1987

Maximum Diversion Rate:
Maximum Diversion Volume:¹

1.96 CFS
441.0 AF

This is to certify, that KENNETH L. ASCHENBRENNER
4990 N. MERIDIAN RD.

MERIDIAN, ID 836420000 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated January 12, 1987; and
has submitted Proof of Beneficial Use on January 3, 1989. An examination indicates
that the works have a diversion capacity of 2.670 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	1.96 CFS	441.0 AF

LOCATION OF POINT(S) OF DIVERSION: SESW, Sec. 30, Township 04N, Range 01E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	01E	30	NESW 13 SESW 12	LOT 3(NWSW) 39	LOT 4(SWSW) 34	98
Total number of acres irrigated:						98

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

MICROFILMED

NOV 21 1989

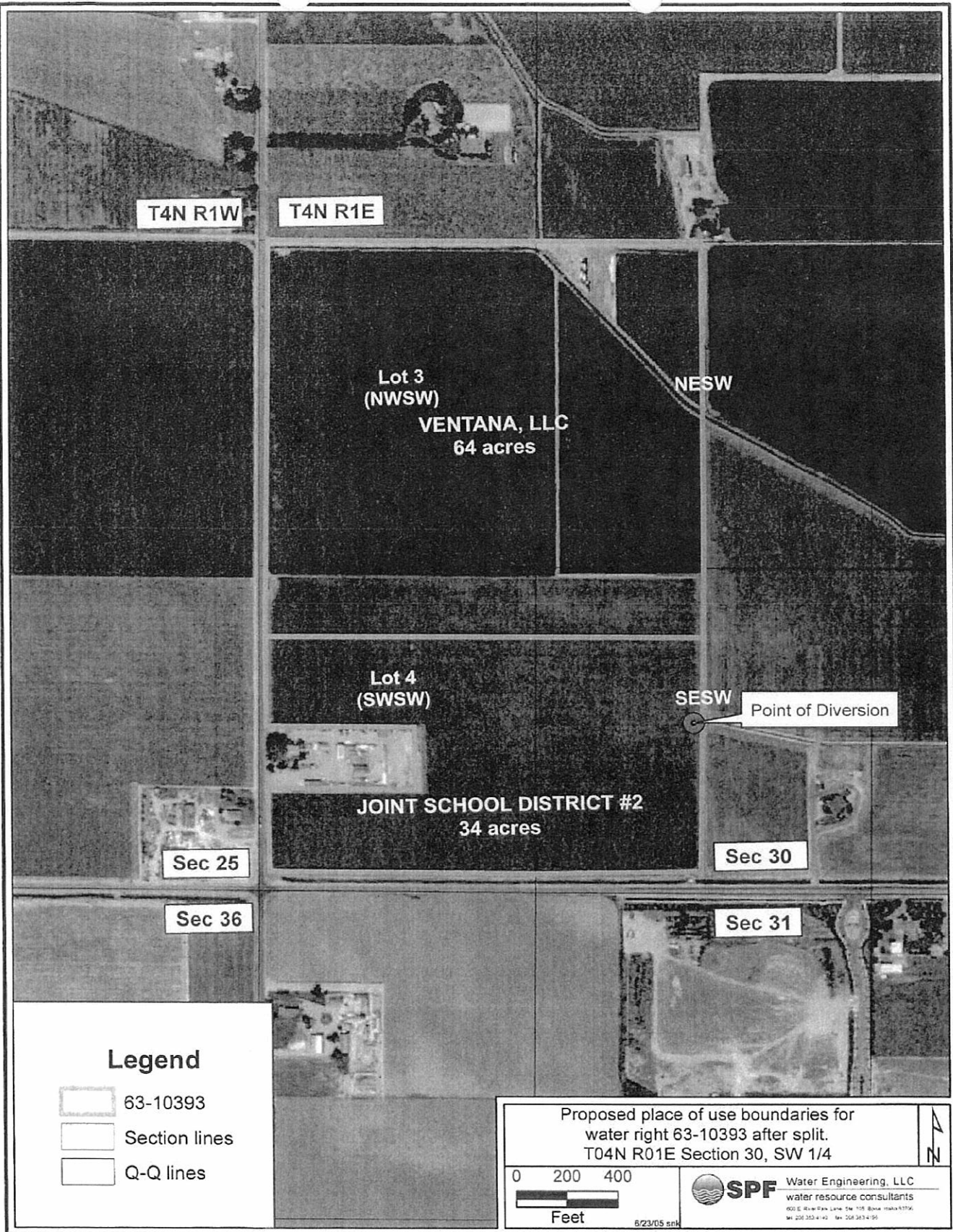
63-10393 SPLIT ANALYSIS

snk 6/23/2005

ACRES	% OF RT	CFS	ACRE-FT	OWNERSHIP
64	65%	1.28	288	VENTANA, LLC
34	35%	0.68	153	MERIDIAN SCHOOL DISTRICT
- 98	100%	1.96	441	TOTAL

WATER RIGHT ELEMENTS

CFS	1.96
ACRES	98
ACRE-FEET	441
CFS/ACRE	0.02
AF/ACRE	4.50



RECORD OF SURVEY FOR
KENNETH ASHENBRENNERGOVERNMENT LOTS 3 AND 4
AND THE WEST 1/2 OF THE SW 1/4 OF
SECTION 30, T.4N., R.1E., B.M.,
ADA COUNTY, IDAHO
2004

LEGEND

⊙	FOUND BRASS CAP
⊙	FOUND ALUMINUM CAP
⊙	FOUND 5/8" IRON PIN
⊙	FOUND SPIKE MONUMENT
⊙	SET 5/8" IRON PIN
---	PROPERTY BOUNDARY
---	SECTION LINE
---	PARCEL LINE
---	PREScriptive USE EASEMENT
---	RIGHT-OF-WAY LINE

CERTIFICATE OF LAND SURVEYOR

I, D. TERRY PEUGH, DO HEREBY CERTIFY THAT I AM A REGISTERED PROFESSIONAL LAND SURVEYOR, LICENSED BY THE STATE OF IDAHO, AND THAT THIS MAP HAS BEEN PREPARED FROM AN ACTUAL SURVEY MADE ON THE GROUND UNDER MY DIRECT SUPERVISION, AND THAT THIS MAP IS AN ACCURATE REPRESENTATION OF SAID SURVEY, AND IS IN CONFORMITY WITH THE CURRENT LAWS OF THE STATE OF IDAHO PERTAINING TO PLATS AND SURVEYS, INCLUDING TITLE 55, CHAPTER 16, CORNER PERPETUATION AND PLUNG.

D. TERRY PEUGH, PLS.



LICENSE NO. 4431

NOTES

1) ALL EASEMENTS OF RECORD OR USE NOT SHOWN.

COUNTY RECORDER'S CERTIFICATE

INST. NO. 104115164

STATE OF IDAHO, COUNTY OF ADA, SS.

FILED FOR RECORD AT THE REQUEST OF D. TERRY PEUGH
AT 03 MINUTES PAST 3 O'CLOCK A.M. ON THIS 3 DAY OF SEPTEMBER, 2004.

DEPUTY

EX-OFFICIO RECORDER

FEE \$

SURVEY INDEX NUMBER: 411-30-3-0

IDAHO
SURVEY
GROUP, P.C.1450 E. WATERTOWER ST.
SUITE 150
MERIDIAN, IDAHO 83842
(208) 846-8570

ADA COUNTY RECORDS OF SURVEY - ROS 6625 #104115164 4N1E30

W2SW4, Scale: 1 inch = 2.24 Inches

GOVT LOTS 3-4