

AFF #15 CLARKSON DB

RECEIVED
NOV 03 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
45-2196	45-14270 45-14271	✓	45-2510		
45-2202	45-14272 45-14273	✓	45-2278		
45-2218			45-2272		
45-2214	45-14276 45-14277	✓	45-2218		
45-2239			45-2569		
45-2240					

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 on file with the county Planning and Zoning or Recorder's Office).

OR

- D. 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 or equivalent **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) ARROW BROOK LTD PARTNERSHIP c/o PENNEY MOORE
UBS AGRICULTURE LLC, P.O. Box 53
NAMPA, ID 83653
4. New Owner/Claimant(s) EAGLE CREEK NORTHWEST LLC
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
c/o CHARLES W. BRYAN, V.P.
New Mailing Address P.O. Box 53
City, State and ZIP Code NAMPA, ID 83653
New Telephone Number (208) 466-0419 Email: charles.bryan@ubs.com

5. Date you acquired the property

6/30/06

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)

ChetleyV.P.

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by [Signature]
 Received by [Signature]
 Processed by [Signature] AJ

Date 1/6/08
 Date 1/6/08
 Date _____

Receipt Amt. 225^{XX}
 Receipt No. 5030510
 WR _____ Date _____

AERIAL PHOTOGRAPH

AERIAL PHOTOGRAPH



4070707794

ATF 15
TWIN FALLS COUNTY
Recorded for:
ALLIANCE TITLE
11:20:04 am 01-25-2008
2008-001960
No. Pages: 7 Fee: \$ 21.00
KRISTINA GLASCOCK
County Clerk
Deputy: C'DUNBAR

WARRANTY DEED

For Value Received, ARROW BROOK LIMITED PARTNER HIP, a Delaware Limited Partnership, the Grantor, does hereby grant, bargain, sell and convey unto Eagle Creek Northwest LLC, a Delaware limited liability company, the Grantee, whose address is 242 Trumbull Street, Hartford, CT 06103-1212, the following described premises, in Twin Falls County, Idaho, to-wit:

See Exhibit "A" attached hereto (5 pages)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's successors 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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 4th day of January, 2008.

ARROW BROOK LIMITED PARTNERSHIP

By: Arrow Brook GP LLC, its General Partner

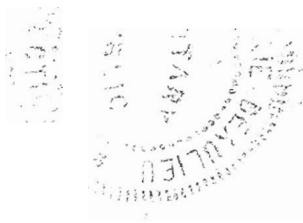
By: UBS AgriVest LLC, its Manager

By: [Signature]
Name: James B McCandless
Title: President & Executive Director

STATE OF Connecticut)
County of Hartford) ss.

On this 4th day of January, 2008, before me, the undersigned,
a Notary Public in and for said County and State, personally appeared
James B. McCandless, known or identified to me to be the
Executive Director of the limited partnership that executed the instrument or the person
who executed the instrument on behalf of said limited partnership, and acknowledged to me that
such limited partnership 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.



Rose Maria Beaulieu
NOTARY PUBLIC
Residing at West Hartford, CT
My Commission expires 10-31-12

Exhibit "A"

Parcel No. 1

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 29: N $\frac{1}{4}$ NE $\frac{1}{4}$

Subject to Twin Falls Highway District right of way.

Parcel No. 2

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 33: N $\frac{1}{4}$ NW $\frac{1}{4}$; NW $\frac{1}{4}$ NE $\frac{1}{4}$

Subject to Twin Falls Highway District right of way.

AND

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 33: That portion lying within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ being a tract of land located in the E $\frac{1}{2}$ E $\frac{1}{2}$ more particularly described as follows:

BEGINNING at a point on the South line of said E $\frac{1}{2}$ E $\frac{1}{2}$ of said Section 33 which is 730 feet West of the Southeast corner of said Section 33;

THENCE North 400 feet;

THENCE West 490 feet;

THENCE North 5°47' East 1,960 feet;

THENCE North 11°05' West 560 feet;

THENCE North 6°00' East 640 feet;

THENCE North 11°30' West 920 feet;

THENCE North 2°30' East 855 feet to the North line of said Section 33;

THENCE West along the North line of said Section 33 to the Northwest corner of the E $\frac{1}{2}$ E $\frac{1}{2}$ of said Section 33;

THENCE South along the West line of the E $\frac{1}{2}$ E $\frac{1}{2}$ of said Section to the Southwest corner of said E $\frac{1}{2}$ E $\frac{1}{2}$ of said Section 33;

THENCE East along the South line of said E $\frac{1}{2}$ E $\frac{1}{2}$ of said Section 33 to the POINT OF BEGINNING.

(continued)

Parcel No. 3

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 29: That part of the SE¼NE¼ more particularly described as follows:

BEGINNING at the East Quarter Section corner of Section 29, Township 11 South, Range 20 East, Boise Meridian, said corner marked by a 5/8" rebar;
THENCE North 00°19'12" West along the East line of Section 29 for a distance of 140.42 feet to a ¼" rebar, which shall be the POINT OF BEGINNING;
THENCE South 89°37'14" West for a distance of 170.58 feet to a ¼" rebar;
THENCE North 00°00'32" West for a distance of 142.79 feet to a ¼" rebar;
THENCE North 89°47'32" East for a distance of 59.65 feet to a ¼" rebar;
THENCE North 00°32'47" West for a distance of 110.06 feet to a ¼" rebar;
THENCE North 25°09'43" East for a distance of 74.79 feet to a ¼" rebar;
THENCE South 89°24'47" East for a distance of 78.43 feet to a ¼" rebar on the East line of Section 29;
THENCE South 00°19'12" East along the East line of Section 29 for a distance of 318.82 feet to the POINT OF BEGINNING.

SUBJECT TO a 25 foot wide county road right of way along the East boundary.

Parcel No. 4

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 28: That part of the SW¼ lying South and Southeasterly of the following described course or line:

BEGINNING at a point which is 1,558 feet North of a point where Sections 28, 29, 32 and 33, Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho, meet;
THENCE North 87°44' East 45.1 feet;
THENCE North 80°23' East 556.2 feet;
THENCE North 79°27' East 605.9 feet;
THENCE North 52°24' East 166.5 feet;
THENCE North 47°47' East 334.9 feet;
THENCE North 2°02' West 157.9 feet;
THENCE North 52°00' East 220 feet;
THENCE North 81°24' East 221.5 feet;
THENCE South 84°54' East 362.5 feet;
THENCE South 72°38' East to the half section line between the SW¼ of said Section 28 and the SE¼ of said Section 28 to a point which is approximately 2,308.5 feet North of the Southeast corner of the SW¼ of said Section 28, Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho, the end of said course or line.

Subject to Twin Falls Highway District right of way.

(continued)

Parcel No. 5

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 29: The S½NE¼ AND that part of the N½SE¼ lying North and Northwesterly of a boundary line which is 2.0 feet South and Southeasterly of the following line or course:

BEGINNING at a point which is 1,578.8 feet North of a point where Sections 28, 29, 32 and 33 of Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho, meet;

THENCE North 89°21' West 52.9 feet;

THENCE North 86°05' West 193.8 feet;

THENCE North 80°59' West 126.2 feet;

THENCE South 77°44' West 108.9 feet;

THENCE South 35°26' West 126.3 feet;

THENCE South 14°21' West 90.3 feet;

THENCE South 2°01' East 109.6 feet;

THENCE South 24°32' East 99.6 feet;

THENCE South 9°15' West 38.0 feet

THENCE South 76°01' West 202.9 feet;

THENCE North 79°24' West 235.6 feet;

THENCE North 81°09' West 387.3 feet;

THENCE North 78°27' West 560.2 feet;

THENCE North 84°39' West 179.0 feet;

THENCE North 88°51' West 276.5 feet;

THENCE North 86°23' West to the half section line between the SE¼ of Section 29 and the SW¼ of Section 29, which is approximately 1,396 feet North of the Southwest corner the SE¼ of said Section 29, the end of said course or line.

EXCEPT

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 29: Part of the NE¼ described as follows:

BEGINNING at the East ¼ Section corner of said Section 29, said corner marked by a 5/8" rebar;

THENCE North 00°19'12" West along the East line of Section 29 for a distance of 495.25 feet to a ¼" rebar which shall be the POINT OF BEGINNING;

THENCE South 88°44'55" West for a distance of 168.69 feet to a ½" rebar;

THENCE North 00°00'32" West for a distance of 826.70 feet to a ¼" rebar;

THENCE South 89°41'11" East for a distance of 164.19 feet to a ¼" rebar on the East line of Section 29;

THENCE South 00°19'12" East along the East line of Section 29 for a distance of 822.13 feet to the POINT OF BEGINNING.

(continued)

AND EXCEPT

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 29: That part of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ more particularly described as follows:

BEGINNING at the East Quarter Section corner of Section 29, Township 11 South, Range 20 East, Boise Meridian, said corner marked by a 5/8" rebar;
THENCE North 00°19'12" West along the East line of Section 29 for a distance of 140.42 feet to a 1/4" rebar, which shall be the POINT OF BEGINNING;
THENCE South 89°37'14" West for a distance of 170.58 feet to a 1/4" rebar;
THENCE North 00°00'32" West for a distance of 142.79 feet to a 1/4" rebar;
THENCE North 89°47'32" East for a distance of 59.65 feet to a 1/4" rebar;
THENCE North 00°32'47" West for a distance of 110.06 feet to a 1/4" rebar;
THENCE South 25°09'43" East for a distance of 74.79 feet to a 1/4" rebar;
THENCE South 89°24'47" East for a distance of 78.43 feet to a 1/4" rebar on the East line of Section 29;
THENCE South 00°19'12" East along the East line of Section 29 for a distance of 318.82 feet to the POINT OF BEGINNING.

Parcel No. 6

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 28: The S $\frac{1}{4}$ NW $\frac{1}{4}$ AND that part of the N $\frac{1}{4}$ SW $\frac{1}{4}$ lying North and Northwest of the following described course or line:

BEGINNING at a point which is 1,558 feet North of a point where Sections 28, 29, 32 and 33 of Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho, meet;
THENCE North 87°44' East 45.1 feet;
THENCE North 80°23' East 556.2 feet;
THENCE North 79°27' East 605.9 feet;
THENCE North 52°24' East 166.5 feet;
THENCE North 47°47' East 334.9 feet;
THENCE North 2°02' West 157.9 feet;
THENCE North 52°00' East 220 feet;
THENCE North 81°24' East 221.5 feet;
THENCE South 84°54' East 362.5 feet;
THENCE South 72°38' East to the half section line between the SW $\frac{1}{4}$ of said Section 28 and the SE $\frac{1}{4}$ of said Section 28 to a point which is approximately 2,308.5 feet North of the Southeast corner of the SW $\frac{1}{4}$ of said Section 28, Township 11 South, Range 20 East, Boise Meridian, the end of said course or line.

(continued)

Parcel No. 7

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 29: That part of the SE¼ lying 2.0 feet South and Southeasterly of the following described course or line;

BEGINNING at a point which is 1,578.8 feet North of a point where Sections 28, 29 32 and 33 of Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho, meet:

**THENCE North 89°21' West 52.9 feet;
THENCE North 56°05' West 193.8 feet;
THENCE North 80°49' West 126.2 feet;
THENCE South 77°44' West 108.9 feet;
THENCE South 35°26' West 126.3 feet;
THENCE South 14°21' West 90.3 feet;
THENCE South 2°01' East 109.6 feet;
THENCE South 24°32' East 99.6 feet;
THENCE South 9°15' West 38.0 feet;
THENCE South 76°01' West 202.9 feet;
THENCE North 70°24' West 235.6 feet;
THENCE North 81°09' West 387.3 feet;
THENCE North 78°27' West 566.2 feet;
THENCE North 84°39' West 179.0 feet;
THENCE North 88°51' West 276.5 feet;
THENCE North 86°23' West to the half section line between the SE¼ of said Section 29 and the SW¼ of Section 29, which is approximately 1,496 feet North of the Southwest corner of the SE¼ of said Section 29, the end of said course or line.**

Parcel No. 8

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 21: S½S½

SUBJECT TO Highway District Right of Way.

Parcel No. 9

Township 11 South, Range 20 East, Boise Meridian, Twin Falls County, Idaho

Section 28: N¼N¼

SUBJECT TO Highway District Right of Way.

Eagle Creek Northwest LLC

Resolution

August 16, 2006

The undersigned, being the sole Member of Eagle Creek Northwest LLC, a Delaware limited liability company (the "Company"), hereby consents to the adoption of the following resolutions:

RESOLVED: Pursuant to Article V of the Company's Operating Agreement, the following persons are hereby appointed to the indicated offices of the Company:

President	R. Brian Webb
Vice President	James B. McCandless
Vice President	J. Scott Haffner
Vice President	Charles W. Bryan, Jr.
Secretary	Rose Marie Beaulieu
Treasurer	Elaina Forsell

RESOLVED: Pursuant to Article III of the Company's Operating Agreement, any of the above officers shall be an "Authorized Person" to execute, deliver and file any documents or certificates on behalf of the Company.

RESOLVED: To direct that this Resolution be filed with the records of meetings of the Company.

EXECUTED as of this date set forth above.

UBS AGRIVEST FARMLAND FUND L.P., a
Delaware limited partnership

By: UBS AgriVest GP LLC, a Delaware
limited liability company, general partner

By: 
James B. McCandless
Vice President