

RECEIVED

JAN 19 2010

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 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)
85-10107					
85-10186					

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) The Roy and Anna Green Family Trust
The Green Family Trust
618 W. Riverside Ave, Suite 300 - Spokane, WA

4. New Owner/Claimant(s) The Last Holdout, L.L.C.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 7677 So. Lincoln Street

City, State and ZIP Code Midvale, Utah 84107

New Telephone Number (201) 330-1938 Email: _____

5. Date you acquired the property 12/21/09
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) By The Last Holdout, L.L.C., a Utah limited liability co.
David S. Bastian (title if applicable)
David S. Bastian, Manager (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 _____ Date _____
 Received by SR7 Date 1-19-2010
 Processed by _____ AJ Date _____

Receipt Amt. \$50-
 Receipt No. C089871
 WR _____ Date _____

470201

WHEN RECORDED MAIL TO:

The Last Holdout, L.L.C.
7677 South Lincoln Street
Midvale, Utah 84047
Attn: David S. Bastian

Instrument # 470201

IDAHO COUNTY, IDAHO,

12-22-2009 08:44:40 No. of Pages: 3

Recorded for: INLAND TITLE

ROSE E. GEHRING

Ex-Officio Recorder Deputy

Fee: 9.00

Parcel ID Nos. RP 30N02E100010A
RP 30N02E150015A
RP 30N02E160010A

SPECIAL WARRANTY DEED

THE ROY AND ANNA GREEN FAMILY TRUST, dated July 31, 1967 (the "Trust"), by and through its undersigned Trustee, Paul D. Fitzpatrick, having an address of 618 West Riverside Avenue, Suite 300 in Spokane, Washington, Grantor, for the sum of Ten Dollars (\$10.00) and other good and valuable consideration, hereby conveys and warrants, against all claiming by, through or under Grantor, to THE LAST HOLDOUT, L.L.C., a Utah limited liability company, having an address of 7677 South Lincoln Street in Midvale, Utah 84047, Grantee, the land and all the improvements thereon located in Idaho County, Idaho as more particularly described in Exhibit "A" hereto (the "Property").

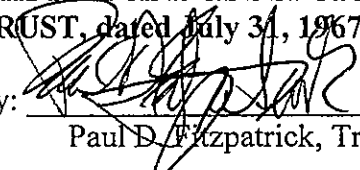
This Deed includes all mineral rights, water rights, any oil and gas deposits and any rights of way and easements over any roads providing access to the Property.

This Deed and the conveyance hereby made are subject to all easements and rights of way of record.

Executed by Grantor this 21st day of December, 2009.

GRANTOR:

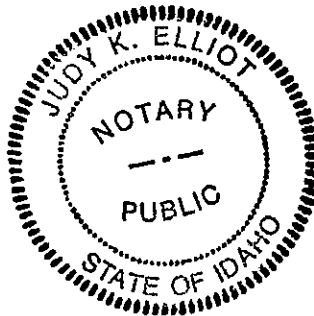
**THE ROY AND ANNA GREEN FAMILY
TRUST, dated July 31, 1967**

By: 

Paul D. Fitzpatrick, Trustee

STATE OF IDAHO)
 : ss.
COUNTY OF IDAHO)

On this 21st day of December, 2009, personally appeared before me Paul D. Fitzpatrick, personally known to me, or proved to me on the basis of satisfactory evidence, and who, being by me duly sworn (or affirmed), did say that he is the Trustee of The Roy and Anna Green Family Trust, dated July 31, 1967, and acknowledged that he executed the foregoing document on behalf of said Trust and acknowledged to me that, in such capacity, he executed the same.



Judy K. Elliot
Notary Public
Residing at Grangeville Idaho
Commission expires 3-26-10

Exhibit "A"
The Roy and Anna Green Family Trust, dated July 31, 1967,
Roy Green, Sr., and Anna Green
as Settlers and Paul D. Fitzpatrick, Trustee

Legal Description
Idaho County, Idaho

Township 30 North, Range 2 East Boise Meridian, Idaho County, Idaho,

Section 10: All

Section 15: All that part North of the Highway Right of Way

EXCEPT:

A parcel of land situated in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section 15, more particularly described as follows:
Commencing at the section corner common to Sections 9, 10, 15 and 16, a brass capped monument,
Thence S89°29'16"E, 1,722.68 feet along section line between Sections 10 and 15,
Thence S 00°30'44"W, 25.00 feet to a 5/8" x 30" IR with a plastic cap marked PLS 5165 on the Southerly 25.00
foot R.O.W. of the Grangeville Highway District Road, the POINT OF BEGINNING;
Thence S 00°30'44"W, 234.19 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165;
Thence N89°29'16"W, 186.00 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165;
Thence N 00°30'44"E, 234.19 feet to a 5/8" x 30" IR with plastic cap marked PLS 5165 on the Southerly R.O.W.
of the Grangeville Highway District Road;
Thence S89°29'16"E, 186.00 feet along southerly R.O.W. to THE POINT OF BEGINNING.

Section 16: NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, except Railroad Right of Way and Highway Right of Way

21865 5228