

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

RECEIVED *DE*

JUN 19 2009

WATER RESOURCES
WESTERN 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 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)
<i>LL</i> 63-11223					

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)	<u>George Ray and Marjorie Dorolene Obendorf</u>
	<u>24034 Batt Corner Road, Parma, Idaho 83660</u>
4. New Owner/Claimant(s)	<u>T.O. Investments, LLC.</u>
	Name Connector (Check one): [X] and, [] or, [] and/or
New Mailing Address	<u>24034 Batt Corner Road</u>
City, State and ZIP Code	<u>Parma, Idaho 83660</u>
New Telephone Number	<u>(208) 482-7397</u> Email: _____

5. Date you acquired the property

December 13, 2007

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)

George Ray Obendorf
George Ray Obendorf, Manager
T.O. Investments, LLC

(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 SB
Received by SB
Processed by _____ AJ

Date 6-19-09
Date 6-19-09
Date _____

Receipt Amt. _____
Receipt No. W037587
WR JM+ Date 6-25-09

J. Frederick Mack
HOLLAND & HART LLP
Suite 1400, U.S. Bank Plaza
101 South Capitol Boulevard
P.O. Box 2527
Boise, Idaho 83701-2527
Telephone: (208) 342-5000
Facsimile: (208) 343-8869
Idaho State Bar Number: 1428

Attorneys for Personal Representative

FILED 2:30 PM
A.M.

JUL 31 2006

CANYON COUNTY CLERK
DEPUTY
MBL

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CANYON

IN THE MATTER OF THE ESTATE OF,

MARJORIE DOROLENE
OBENDORF,

Deceased.

Case No.

CV06-8167

LETTERS TESTAMENTARY

1. George Ray Obendorf was duly appointed and qualified as Personal Representative of the estate of the above-named Decedent by the Court with all authority pertaining thereto.

2. Administration of the estate is unsupervised.

These Letters are issued to evidence the appointment, qualification, and authority of the said Personal Representative.

WITNESS, my signature and the Seal of this Court, this *31* day of *July*, 2006.

State Of Idaho } ss
County Of Canyon }

I hereby certify that the foregoing instrument
is a true and correct copy of the original as
the same appears in this office.

DATE

9-24-06

WILLIAM H. HUTCHINS, Clerk of the District Court

By

[Signature]
Deputy

LETTERS TESTAMENTARY



FRANK P. KOTYK
MAGISTRATE

2007082033

RECORDED

2007 DEC 20 PM 12 02

WILLIAM H. HURST

CANYON COUNTY RECORDER

RY

QUEST

ARM UNIT

FEES

2007

DEC

20

PM

12

02

PERSONAL REPRESENTATIVE'S DEED

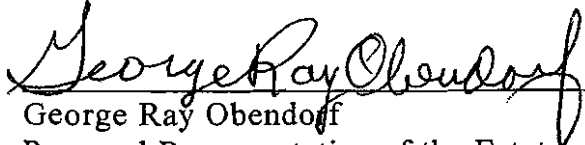
THIS INDENTURE made this 13th day of December, 2007, between George Ray Obendorf, Personal Representative of the ESTATE OF MARJORIE DOROLENE OBENDORF ("Grantor"), and George Ray Obendorf and U.S. Bank, N.A., as Co-Trustees of the Marjorie Dorolene Obendorf Marital Trust Number 2 ("Grantee"), whose address is 101 S. Capitol Boulevard, Ninth Floor, Boise, Idaho 83702.

WITNESSETH:

That said Grantor, for good and valuable consideration, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey to Grantee, and to its beneficiaries and assigns forever, that certain piece or parcel of land situated, lying and being in the County of Canyon, State of Idaho, as more particularly described on **Exhibit A** attached hereto and made a part hereof, together with all and singular tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and also all the estate, right, title, and interest in said property, possession, claim and demand whatsoever, as well in law as in equity, of said Grantor of, in or to the said premises, and every part and parcel thereof, with the appurtenances.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto Grantee, and its beneficiaries and assigns forever.

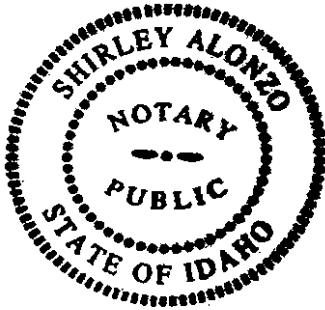
IN WITNESS WHEREOF, Grantor has hereunto set his hand and seal the
day and year first above written.

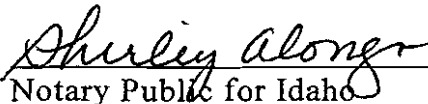

George Ray Obendorf
Personal Representative of the Estate of
Marjorie Dorolene Obendorf, Deceased

STATE OF IDAHO)
 : ss.
County of Ada)

On this 13th day of December, 2007, before me, a Notary Public for said State, personally appeared GEORGE RAY OBENDORF, known or identified to me to be the person who executed the instrument as Personal Representative of the ESTATE OF MARJORIE DOROLENE OBENDORF, and acknowledged to me that he executed the same as said Personal Representative.

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




Notary Public for Idaho
Residing at: Boise, Idaho
Commission Expires: January 31, 2011

3795725_1.DOC

EXHIBIT A
FARM UNIT No. 10 – GILBERT MCCORMICK

The North Half of the Southeast Quarter, Section 32, Township 5 North, Range 5 West of the Boise Meridian in Canyon County, Idaho;

Together with all water rights, ditches and rights of way for ditches appurtenant thereto or in anywise appertaining.

2007082034

Albert McCormick

RECORDED

2007 DEC 20 PM 12 02

WILLIAM H. HURST
CANYON COUNTY RECORDER
BY *Will*

REQUEST *Holland & Hart*
TYPE *2007 DEC 19*

WHEN RECORDED MAIL TO:

J. Frederick Mack
Holland & Hart LLP
P.O. Box 2527
Boise, ID 83701-2527

Above Space Reserved For Recorder's Use Only

GRANT DEED

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, GEORGE RAY OBENDORF and U.S. BANK, N.A., as Co-Trustees of the MARJORIE DOROLENE OBENDORF MARITAL TRUST NUMBER 2 ("Grantors"), hereby grant to T.O. INVESTMENTS, LLC, a Colorado limited liability company ("Grantee"), the following described real property situated in Canyon County, Idaho:

See **Exhibit A** attached hereto and made a part hereof.

TO HAVE AND TO HOLD all and singular the said premises, together with the appurtenances, unto said Grantee and to its successors and assigns forever.

EXECUTED on December 13, 2007, at Boise, Idaho.

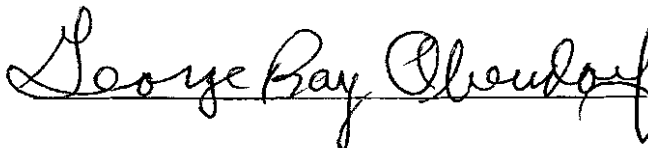
U.S. BANK, N.A., Co-Trustee

By: 

Name: Dawn R. Williamson

Title: Assistant Vice President

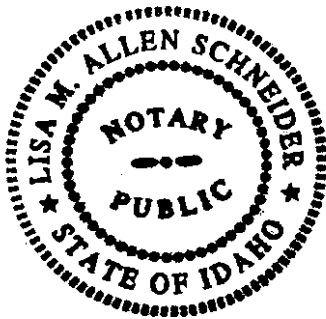
GEORGE RAY OBENDORF, Co-Trustee



STATE OF IDAHO)
) ss:
 County of Ada)

On this 13th day of December, 2007, before me, the undersigned notary public, personally appeared DAWN R. WILLIAMSON, known or identified to me to be the Assistant Vice President of U.S. Bank, N.A., Co-Trustee of the MARJORIE DOROLINE OBENDORF MARITAL TRUST NUMBER 2, the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she executed the same on behalf of said trust.

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

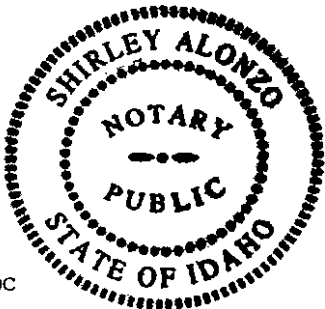


Lisa M. Allen Schneider
 Notary Public
 Residing at Boise
 Comm. Expires 6/11/2010

STATE OF IDAHO)
) ss:
 County of Ada)

On this 13th day of December, 2007, before me, the undersigned notary public, personally appeared GEORGE RAY OBENDORF, known or identified to me to be a Co-Trustee of the MARJORIE DOROLINE OBENDORF MARITAL TRUST NUMBER 2, the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said trust.

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



Shirley Alonzo
 Notary Public
 Residing at: Boise, Idaho
 Comm. Expires: January 31, 2011

3796664_1.DOC

EXHIBIT A
FARM UNIT NO. 10 – GILBERT MCCORMICK

The North Half of the Southeast Quarter, Section 32, Township 5 North, Range 5 West of the Boise Meridian in Canyon County, Idaho;

Together with all water rights, ditches and rights of way for ditches appurtenant thereto or in anywise appertaining.