

RECEIVED

JUN 10 2009

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

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)
63-11474					

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)	Rim Ranches, Inc. 24034 Batt Corner Road, Parma, Idaho 83660
4. New Owner/Claimant(s)	T.O. Investments, LLC Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
New Mailing Address	24034 Batt Corner Road,
City, State and ZIP Code	Parma, Idaho 83660
New Telephone Number	(208) 482-7397 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 *Janh*
 Received by *Janh*
 Processed by *Janh* AJ

Date *6-10-09*
 Date *6-10-09*
 Date

Receipt Amt. *25*
 Receipt No. *W037550*
 WR *Janh* Date *6-11-09*

EXHIBIT A
PARCEL #25 – THE HUFF PLACE

The North Half of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian, and the East Half of the Southeast Quarter of the Southeast Quarter and the East Half of the West Half of the Southeast Quarter of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian;

EXCEPTING THEREFROM:

Commencing at the Southeast corner of the Northeast Quarter of the southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence North 0°02'16" West 198.00 feet along the said Section line; thence South 89°57'44" West 50.00 feet to the INITIAL POINT of this description, which is the Southeast property corner; thence South 89°57'44" West 320.00 feet to the Southwest property corner; thence North 0°02'16" West 270.00 feet to the Northwest property corner; thence North 89°57'44" East 320.00 feet to the Northeast property corner; thence South 0°02'16" East 270.00 feet to the INITIAL POINT of this description;

ALSO EXCEPTING THEREFROM:

Commencing at the Southeast corner of the Northeast Quarter of the southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence North 0°02'16" West 468 feet along the East boundary of said Northeast Quarter of the Southeast Quarter to a point in said Easterly boundary line; thence South 89°57'44" West a distance of 50 feet to the TRUE POINT OF BEGINNING; thence continuing South 89°57'44" West 320 feet to a point; thence South 0°02'16" East 468 feet to a point on the southerly line of said Northeast Quarter of the Southeast Quarter; thence South 89°57'44" West 605 feet to a point in the center line of Karn Drain Ditch; thence North 0°02'16" West 1320 feet to a point on the Northerly line of said Northeast Quarter of the Southeast Quarter, thence North 89°57'44" East 925 feet along the North boundary of said Northeast Quarter of the Southeast Quarter to a point; thence South 0°02'16" East 852 feet along the Westerly boundary of Highway 95 to the True Point of Beginning;

ALSO EXCEPTING THEREFROM:

Commencing at the Southeast corner of the Northeast Quarter of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence South 89°57'44" West 50.00 feet to the INITIAL POINT of this description, which is the Southeast property corner; thence South 89°57'44" West 320.00 feet to the southwest property corner; thence North 0°02'16" West 198 feet to the Northwest property corner; thence North 89°57'44" East 320.00 feet to the Northeast property corner; thence South 0°02'16" East 198 feet to the INITIAL POINT of this description;

ALSO EXCEPTING THEREFROM:

A strip of land being on the Westerly side of the centerline of said U.S. Highway 95, Project No. F-3311(1) Highway Survey and lying over and across the East Half of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian, Canyon County, Idaho, described as follows, to wit:

Beginning at the Southeast corner of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence Northerly along the East line of said Section 10 a distance of 2671.1 feet, more or less, to the Northeast corner of the Northeast Quarter of the Southeast Quarter of said Section 10, thence Westerly along the North line of said Northeast Quarter of the Southeast Quarter a distance of 50.0 feet, more or less, to a point in a line parallel with and 50.0 feet Westerly from the centerline of said U.S. Highway 95, Project No. F-3311(1) Highway Survey; thence South $0^{\circ}02'16''$ East along said parallel line 2671.1 feet, more or less, to a point in the South line of said Section 10; thence Easterly along said South line 50.0 feet, more or less, to the PLACE OF BEGINNING. Highway Station Reference 79+87.55 to 106+58.62.

3897273_1.DOC

2008041054

RECORDED

2008 JUL 29 PM 9 42

WILLIAM H. HURST
CANYON COUNTY RECORDER
BY *[Signature]*

REQUESTED *[Signature]*
TYPE *[Signature]* FEE 9.00

INSTRUMENT NO. 2008041055

WHEN RECORDED MAIL TO:

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

REQUEST *Holland & Hart*
TYPE *Rec'd* FEE *9.10*

WILLIAM H. HURST
CANYON CNTY RECORDER
BY *J. Mack*

2007 DEC 20 AM 11:58

Huff Place

RECORDED

2007082014

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 DOROLINE OBENDORF MARITAL TRUST NUMBER 2 ("Grantors"), hereby grant to T.O. INVESTMENTS, LLC, a Colorado limited liability company ("Grantee"), their undivided one-half (1/2) interest in 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: *Dawn R. Williamson*

Name: Dawn R. Williamson

Title: Assistant Vice President

GEORGE RAY OBENDORF, Co-Trustee

George Ray Obendorf

REQUEST *Holland & Hart*
TYPE *Rec'd* FEE *9.10*

WILLIAM H. HURST
CANYON CNTY RECORDER
BY *J. Mack*

2008 JUL 29 AM 9:42

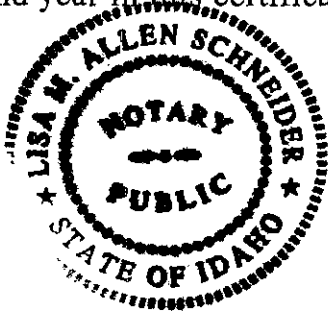
RECORDED

2008041055

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 DOROLENE 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.

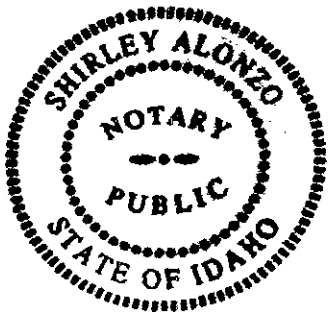


Lisa M. Allen Schneider
 Notary Public
 Residing at Boise
 Comm. Expires 6/11/2010

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 DOROLENE 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

3796937_1.DOC

EXHIBIT A
PARCEL #25 – THE HUFF PLACE

The North Half of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian, and the East Half of the Southeast Quarter of the Southeast Quarter and the East Half of the West Half of the Southeast Quarter of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian;

EXCEPTING THEREFROM:

Commencing at the Southeast corner of the Northeast Quarter of the southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence North 0°02'16" West 198.00 feet along the said Section line; thence South 89°57'44" West 50.00 feet to the INITIAL POINT of this description, which is the Southeast property corner; thence South 89°57'44" West 320.00 feet to the Southwest property corner; thence North 0°02'16" West 270.00 feet to the Northwest property corner; thence North 89°57'44" East 320.00 feet to the Northeast property corner; thence South 0°02'16" East 270.00 feet to the INITIAL POINT of this description;

ALSO EXCEPTING THEREFROM:

Commencing at the Southeast corner of the Northeast Quarter of the southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence North 0°02'16" West 468 feet along the East boundary of said Northeast Quarter of the Southeast Quarter to a point in said Easterly boundary line; thence South 89°57'44" West a distance of 50 feet to the TRUE POINT OF BEGINNING; thence continuing South 89°57'44" West 320 feet to a point; thence South 0°02'16" East 468 feet to a point on the southerly line of said Northeast Quarter of the Southeast Quarter; thence South 89°57'44" West 605 feet to a point in the center line of Karn Drain Ditch; thence North 0°02'16" West 1320 feet to a point on the Northerly line of said Northeast Quarter of the Southeast Quarter, thence North 89°57'44" East 925 feet along the North boundary of said Northeast Quarter of the Southeast Quarter to a point; thence South 0°02'16" East 852 feet along the Westerly boundary of Highway 95 to the True Point of Beginning;

ALSO EXCEPTING THEREFROM:

Commencing at the Southeast corner of the Northeast Quarter of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence South 89°57'44" West 50.00 feet to the INITIAL POINT of this description, which is the Southeast property corner; thence South 89°57'44" West 320.00 feet to the southwest property corner; thence North 0°02'16" West 198 feet to the Northwest property corner; thence North 89°57'44" East 320.00 feet to the Northeast property corner; thence South 0°02'16" East 198 feet to the INITIAL POINT of ~~this~~ description;

ALSO EXCEPTING THEREFROM:

A strip of land being on the Westerly side of the centerline of said U.S. Highway 95, Project No. F-3311(1) Highway Survey and lying over and across the East Half of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian, Canyon County, Idaho, described as follows, to wit:

Beginning at the Southeast corner of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence Northerly along the East line of said Section 10 a distance of 2671.1 feet, more or less, to the Northeast corner of the Northeast Quarter of the Southeast Quarter of said Section 10, thence Westerly along the North line of said Northeast Quarter of the Southeast Quarter a distance of 50.0 feet, more or less, to a point in a line parallel with and 50.0 feet Westerly from the centerline of said U.S. Highway 95, Project No. F-3311(1) Highway Survey; thence South $0^{\circ}02'16''$ East along said parallel line 2671.1 feet, more or less, to a point in the South line of said Section 10; thence Easterly along said South line 50.0 feet, more or less, to the PLACE OF BEGINNING. Highway Station Reference 79+87.55 to 106+58.62.

INSTRUMENT NO. 2008041054

REQUEST Holland & Hart
TYPE Deed FEE 6'

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

WILLIAM H. HURST
CANYON COUNTY RECORDER
BY John M. Hurst

2007 DEC 20 AM 11:58

Huff Place

RECORDED

2007082015

GRANT DEED

FOR VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, GEORGE RAY OBENDORF, a single man, as his sole and separate property ("Grantor"), hereby grants to T.O. INVESTMENTS, LLC, a Colorado limited liability company ("Grantee"), his undivided one-half (1/2) interest in 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.

George Ray Obendorf
GEORGE RAY OBENDORF

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 (or proven to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she 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.



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

3796938_1.DOC

EXHIBIT A
PARCEL #25 – THE HUFF PLACE

The North Half of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian, and the East Half of the Southeast Quarter of the Southeast Quarter and the East Half of the West Half of the Southeast Quarter of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian;

EXCEPTING THEREFROM:

Commencing at the Southeast corner of the Northeast Quarter of the southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence North 0°02'16" West 198.00 feet along the said Section line; thence South 89°57'44" West 50.00 feet to the INITIAL POINT of this description, which is the Southeast property corner; thence South 89°57'44" West 320.00 feet to the Southwest property corner; thence North 0°02'16" West 270.00 feet to the Northwest property corner; thence North 89°57'44" East 320.00 feet to the Northeast property corner; thence South 0°02'16" East 270.00 feet to the INITIAL POINT of this description;

ALSO EXCEPTING THEREFROM:

Commencing at the Southeast corner of the Northeast Quarter of the southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence North 0°02'16" West 468 feet along the East boundary of said Northeast Quarter of the Southeast Quarter to a point in said Easterly boundary line; thence South 89°57'44" West a distance of 50 feet to the TRUE POINT OF BEGINNING; thence continuing South 89°57'44" West 320 feet to a point; thence South 0°02'16" East 468 feet to a point on the southerly line of said Northeast Quarter of the Southeast Quarter; thence South 89°57'44" West 605 feet to a point in the center line of Karn Drain Ditch; thence North 0°02'16" West 1320 feet to a point on the Northerly line of said Northeast Quarter of the Southeast Quarter, thence North 89°57'44" East 925 feet along the North boundary of said Northeast Quarter of the Southeast Quarter to a point; thence South 0°02'16" East 852 feet along the Westerly boundary of Highway 95 to the True Point of Beginning;

ALSO EXCEPTING THEREFROM:

Commencing at the Southeast corner of the Northeast Quarter of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence South 89°57'44" West 50.00 feet to the INITIAL POINT of this description, which is the Southeast property corner; thence South 89°57'44" West 320.00 feet to the southwest property corner; thence North 0°02'16" West 198 feet to the Northwest property corner; thence North 89°57'44" East 320.00 feet to the Northeast property corner; thence South 0°02'16" East 198 feet to the INITIAL POINT of this description;

ALSO EXCEPTING THEREFROM:

A strip of land being on the Westerly side of the centerline of said U.S. Highway 95, Project No. F-3311(1) Highway Survey and lying over and across the East Half of the Southeast Quarter of Section 10, Township 4 North, Range 5 West of the Boise Meridian, Canyon County, Idaho, described as follows, to wit:

Beginning at the Southeast corner of Section 10, Township 4 North, Range 5 West of the Boise Meridian; thence Northerly along the East line of said Section 10 a distance of 2671.1 feet, more or less, to the Northeast corner of the Northeast Quarter of the Southeast Quarter of said Section 10, thence Westerly along the North line of said Northeast Quarter of the Southeast Quarter a distance of 50.0 feet, more or less, to a point in a line parallel with and 50.0 feet Westerly from the centerline of said U.S. Highway 95, Project No. F-3311(1) Highway Survey; thence South $0^{\circ}02'16''$ East along said parallel line 2671.1 feet, more or less, to a point in the South line of said Section 10; thence Easterly along said South line 50.0 feet, more or less, to the PLACE OF BEGINNING. Highway Station Reference 79+87.55 to 106+58.62.

3897273_1.DOC

2008041056

RECORDED

2008 JUL 29 AM 9 43

WILLIAM H. HURST

CANYON COUNTY RECORDER

BY *[Signature]*

REQUESTED *[Signature]*

TYPED *[Signature]* FILE 906

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 P.M.

JUL 31 2006

CANYON COUNTY CLERK

DEPUTY

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.

CVD6-8167

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.

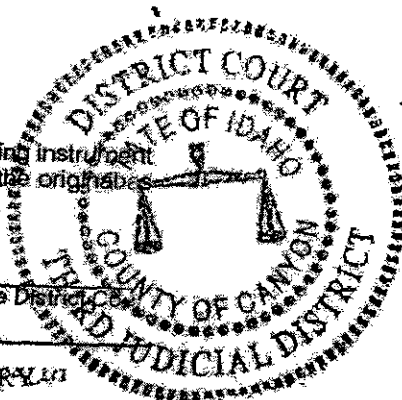
DATED

9-24-06

WILLIAM H. HUNT, Jr., Clerk of the District Court

By: Deputy

LETTERS TESTAMENTARY



FRANK P. KOTYK

MAGISTRATE

2007082025

RECORDED

2007 DEC 20 PM 12 01

WILLIAM H. HURST

CANYON COUNTY RECORDER

RY

QUEST

PE

PERSONAL REPRESENTATIVE'S DEED

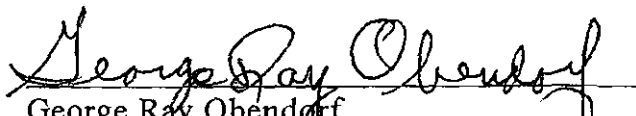
THIS INDENTURE made this 13th day of December, 2007, between George Ray Obendorf, Personal Representative of the ESTATE OF MARJORIE DOROLENE OBENDORF ("Grantor"), George Ray Obendorf and U.S. Bank, N.A., as Co-Trustees of the Marjorie Dorolene Obendorf Marital Trust Number 2 ("Grantee"), whose address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

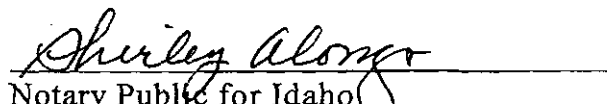

George Ray Obendorf
Personal Representative of the Estate of
Marjorie Dorolene Obendorf, Deceased

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

3795705_1.DOC

EXHIBIT A
FARM UNIT NO. 5 -- HARRY J. JUNGERT PLACE

The South Half of the Southwest Quarter in Section 11, Township 4 North, Range 5 West of the Boise Meridian, Canyon County, Idaho,

EXCEPTING THEREFROM:

A strip of land being on the easterly side of the center line of U.S. Highway 95, Project No. F-3311 (1) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and lying over and across the Southwest Quarter Southwest Quarter of Section 11, Township 4 North, Range 5 West of the Boise Meridian, described as follows, to-wit:

BEGINNING at the Southwest corner of Section 11, Township 4 North, Range 5, West of the Boise Meridian; thence easterly along the South line of said Section 11 a distance of 50.0 feet, more or less, to a point in a line parallel with and 50.0 feet easterly from the center line of said U.S. Highway 95, Project No. F-3311 (1) Highway Survey; thence North 0° 02' 16" West along said parallel line 1335.5 feet, more or less, to a point in the North line of the Southwest Quarter Southwest Quarter of said Section 11; thence Westerly along said North line 50.0 feet, more or less, to a point in the West line of said Section 11; thence Southerly along said West line 1335.5 feet, more or less, to the PLACE OF BEGINNING.

Highway Station reference: 79+87.55 to 93+23.

ALSO EXCEPTING THEREFROM Mineral rights reserved by of way for water and ditches.

Together with all and singular the tenements, hereditament and appurtenances thereunto belonging or in anywise appertaining.

Subject to:

RESTRICTIONS IN WARRANTY DEED dated August 16, 1960, by HARRY J. JUNGERT (same person as H.J. Jungert) and OPAL L. JUNGERT, his wife to STATE OF IDAHO, recorded September 29, 1960 as Document No. 492410 in Book 269 of Deeds, Page 58, records of Canyon County, Idaho.

EASEMENT dated August 16, 1960 by HARRY J. JUNGERT (same person as H.J. Jungert) and OPAL L. JUNGERT, his wife to STATE OF IDAHO, recorded September 29, 1960 as Document No. 492413 in Book 42 of Miscellaneous, Page 460, records of Canyon County, Idaho.

MORTGAGE dated January 29, 1969 by HARRY J. JUNGERT and OPAL L. JUNGERT, husband and wife, to the FEDERAL LAND BANK OF SPOKANE, a corporation, recorded February 3, 1969 as Document No. 623638, records of Canyon County, Idaho, given to secure payment of a note for \$42,000.00 with interest, final payment due January 1, 2004.

2007082026

RECORDED

2007 DEC 20 PM 12 01

Harry J Jungert Place

WILLIAM H. HURST
CANYON COUNTY RECORDER
RY

REQUEST *Holland & Hart*
TYPE *2007 DEC 20*

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 DOROLINE 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

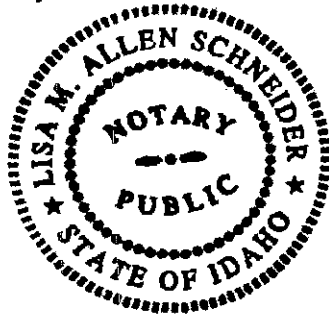
GEORGE RAY OBENDORF, Co-Trustee



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

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EXHIBIT A
FARM UNIT NO. 5 -- HARRY J. JUNGERT PLACE

The South Half of the Southwest Quarter in Section 11, Township 4 North, Range 5 West of the Boise Meridian, Canyon County, Idaho,

EXCEPTING THEREFROM:

A strip of land being on the easterly side of the center line of U.S. Highway 95, Project No. F-3311 (1) Highway Survey as shown on the plans thereof now on file in the office of the Department of Highways of the State of Idaho, and lying over and across the Southwest Quarter Southwest Quarter of Section 11, Township 4 North, Range 5 West of the Boise Meridian, described as follows, to-wit:

BEGINNING at the Southwest corner of Section 11, Township 4 North, Range 5, West of the Boise Meridian; thence easterly along the South line of said Section 11 a distance of 50.0 feet, more or less, to a point in a line parallel with and 50.0 feet easterly from the center line of said U.S. Highway 95, Project No. F-3311 (1) Highway Survey; thence North 0° 02' 16" West along said parallel line 1335.5 feet, more or less, to a point in the North line of the Southwest Quarter Southwest Quarter of said Section 11; thence Westerly along said North line 50.0 feet, more or less, to a point in the West line of said Section 11; thence Southerly along said West line 1335.5 feet, more or less, to the PLACE OF BEGINNING.

Highway Station reference: 79+87.55 to 93+23.

ALSO EXCEPTING THEREFROM Mineral rights reserved by of way for water and ditches.

Together with all and singular the tenements, hereditament and appurtenances thereunto belonging or in anywise appertaining.

Subject to:

RESTRICTIONS IN WARRANTY DEED dated August 16, 1960, by HARRY J. JUNGERT (same person as H.J. Jungert) and OPAL L. JUNGERT, his wife to STATE OF IDAHO, recorded September 29, 1960 as Document No. 492410 in Book 269 of Deeds, Page 58, records of Canyon County, Idaho.

EASEMENT dated August 16, 1960 by HARRY J. JUNGERT (same person as H.J. Jungert) and OPAL L. JUNGERT, his wife to STATE OF IDAHO, recorded September 29, 1960 as Document No. 492413 in Book 42 of Miscellaneous, Page 460, records of Canyon County, Idaho.

MORTGAGE dated January 29, 1969 by HARRY J. JUNGERT and OPAL L. JUNGERT, husband and wife, to the FEDERAL LAND BANK OF SPOKANE, a corporation, recorded February 3, 1969 as Document No. 623638, records of Canyon County, Idaho, given to secure payment of a note for \$42,000.00 with interest, final payment due January 1, 2004.