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APR 16 2008
WATER RESOURCES
WESTERN 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)
90 3-10215	11-2508				

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)

Skyway Enterprises Inc
952 Eaton Rd.
Weber, ID 83672

4. New Owner/Claimant(s)

Robin and Martine Ziniker

Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

64870 Casa Court

City, State and ZIP Code

Bend, OR 97701

New Telephone Number

541,480-6045 Email: ziniker@msn.com

5. Date you acquired the property

3/19/09

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 <u>3-10215</u>		
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)

Robert J. Zimtz
Martine L. Zimtz

(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 4-16-09
 Date 4-16-09
 Date _____

Receipt Amt. \$25.00
 Receipt No. W0 37373
 WR _____ Date _____

SPECIAL WARRANTY DEED

FOR VALUE RECEIVED, LIQUIDATION PROPERTIES, INC., the Grantor, does hereby grant and convey unto ROBIN L. ZINIKER and MARTINE L. ZINIKER, TRUSTEES OF THE ROBIN AND MARTINE ZINIKER TRUST, DATED DECEMBER 1, 1997, the Grantees, whose address is 64870 Casa Ct., Bend, OR 97701, the following described real estate situated in Washington County, State of Idaho, to-wit:

SEE LEGAL DESCRIPTION ATTACHED: EXHIBIT "A"

The following reservations from and exceptions to this conveyance and the warranty of title made herein shall apply:

- (1) All easements, rights-of-way and prescriptive rights whether of record or not, pertaining to any portion(s) of the herein described property (hereinafter, the "Property");
- (2) All valid oil, gas and mineral rights, interests or leases, royalty reservations, mineral interest and transfers of interest of any character, in the oil, gas or minerals or record in any county in which any portion of the Property is located;
- (3) All restrictive covenants, terms, conditions, contracts, provisions, zoning ordinances and other items of record in any county in which any portion of the Property is located, pertaining to any portion(s) of the Property, but only to the extent that same are still in effect;
- (4) All presently recorded instruments (other than liens and conveyances by, through or under the Grantor) that affect the Property and any portion(s) thereof;
- (5) Ad valorem taxes, fees and assessments, if any, for the current year and all prior and subsequent years, the payment of which Grantee assumes (at the time of transfer of title), and all subsequent assessments for this and all prior years due to change(s) in land usage (including, but not limited to, the presence or absence of improvements, if any, on the Property), ownership, or both, the payment of which Grantee assumes; and
- (6) Any conditions that would be revealed by a physical inspection and survey of the Property.

Instrument # 211789

STATE OF IDAHO, COUNTY OF WASHINGTON

3-19-2009 11:57:00 No. of Pages: 4

Recorded for : WASHINGTON COUNTY TITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 12.00

Lisa McKnight

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that it is the owner in fee simple of said premises; that said premises are free from all incumbrances, and that it will warrant and defend the same from all lawful claims whatsoever.

DATED this 13th day of March, 2009

LIQUIDATION PROPERTIES, INC.

By: Green River Capital LC., its Attorney in Fact

By:

Magdalena Matthes, SR VP
MAGDALENA MATTHES, SR VICE PRESIDENT
Green River Capital, LC attorney in fact

STATE OF UTAH)

County of Salt Lake)

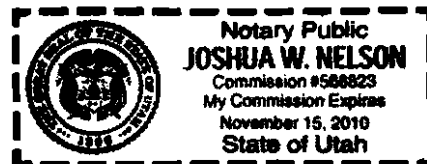
On this 13th day of March, 2009, before me the undersigned, a Notary Public in and for said State, personally appeared Magdalena Matthes, SR VP, known to me to be the person whose name is subscribed to the within document, on behalf of Green River Capital LC., as Attorney in Fact for LIQUIDATION PROPERTIES, INC., and acknowledged to me that he/she executed the same in their capacity.

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

[Signature]
Notary Public for the State of Utah

Residing at:

Commission expires: 11/15/2010



Legal Description for Special Warranty Deed

IN WASHINGTON COUNTY, IDAHO:

A parcel of land situated within Government Lot 4 of Section 17, Township 10 North, Range 5 West, Boise Meridian, being the North 40.00 feet of Lot 91 of Sunnyside Orchard Tract as the same is shown on the official plat thereof on file in the Office of the County Recorder of Washington County, Idaho.

ALSO a parcel of land as described in Judgment Book "K", Page 385, records of Washington County, Idaho, which parcel of land is more particularly described as follows:

Beginning at the fractional corner between Sections 8 and 17 of Township 10 North, Range 5 West, Boise Meridian;

Thence S 90°00'00" W, a distance of 120.00 feet to the TRUE POINT OF BEGINNING;

Thence S 25°13'00" W, a distance of 710.80 feet;

Thence S 39°09'00" W, a distance of 608.60 feet;

Thence S 90°00'00" W, a distance of 130.00 feet;

Thence N 8°03'00" W, a distance of 502.10 feet;

Thence N 13°00'00" W, a distance of 205.30 feet;

Thence N 3°31'00" W, a distance of 418.63 feet; (formerly 418.3 feet);

Thence N 90°00'00" E, a distance of 959.25 feet to the TRUE POINT OF BEGINNING.

AND

A portion of a certain slough and the bed thereof lying West of Government Lot 4 of Section 17, Township 10 North, Range 5 West, Boise Meridian, and lying between the westerly boundary of Lot 91, Lot 92, and a portion of Lot 93 of Sunnyside Orchard Tract as the same is shown on the official plat thereof on file in the Office of the County Recorder of Washington County, Idaho, and the easterly boundary of a parcel of land described in Judgment Book "K", Page 385, records of Washington County, Idaho, the portion of said slough being more particularly described as follows:

continued...

Legal Description Continued:

That portion of said slough lying between the centerline of said slough and the easterly boundary of the parcel of land described in Judgement Book "K", Page 385, records of Washington County, Idaho.

EXCEPTING the North 40.00 feet of the above described certain slough being that portion West of the North 40.00 feet of said Lot 91 of Sunnyside Orchard Tract.

AND

A parcel of land situated between the westerly boundary of Lot 91 of Sunnyside Orchard Tract as the same is shown on the official plat thereof on file in the Office of the County Recorder of Washington County, Idaho, and the easterly boundary of a parcel of land described in Judgement Book "K", Page 385, records of Washington County, Idaho, which parcel of land is more particularly described as follows:

Beginning at the northwest corner of Lot 91 of Sunnyside Orchard Tract as the same is shown on the official plat thereof on file in the Office of the County Recorder of Washington County, Idaho;

Thence S 90°00'00" W, a distance of 0.45 feet along the North line of fractional Section 17, Township 10 North, Range 5 West, Boise Meridian, to the fractional corner between said Section 17 and Section 8 of said Township 10 North, Range 5 West;

Thence continuing S 90°00'00" W, a distance of 120.00 feet along the projected North line of said Lot 91 to the northeast corner of the parcel of land described in Judgement Book "K", Page 385;

Thence S 25°13'00" W, a distance of 44.21 feet along the easterly boundary of said parcel of land described in Judgement Book "K", Page 385, to a point on a line 40.00 feet South of the projected North line of said Lot 91 of Sunnyside Orchard Tract;

Thence N 90°00'00" E, along a line parallel to and 40.00 feet South of the projected North line of said Lot 91 of Sunnyside Orchard Tract, a distance of 120 feet, more or less, to a point on the westerly boundary of said Lot 91;

Thence northerly along the westerly boundary of said Lot 91 to the point of beginning.

SURVEY FOR

SKYWAY ENTERPRISES

WITHIN

SECTION 17, T. 10N., R. 5W.,
INCLUDING LOTS 78-80 & 91-93 OF
SUNNYSIDE ORCHARD TRACT &

PARCEL OF LAND DESCRIBED IN BOOK "K" JUDGMENTS PAGE 305

WASHINGTON COUNTY, IDAHO

CERTIFICATE OF ENGINEER/SURVEYOR

I, S. ROLAND MULLINIX, A REGISTERED PROFESSIONAL ENGINEER
AND LAND SURVEYOR IN THE STATE OF IDAHO, DO HEREBY CERTIFY
THAT THE SURVEY REPRESENTED ON THIS PLAT WAS PERFORMED BY
ME OR UNDER MY SUPERVISION IN ACCORDANCE WITH THE LAWS OF
THE STATE OF IDAHO IN FEBRUARY OF 2005.



REFERENCES

1. 1876 G.L.O. PLAT OF T. 10N., R. 5W., B.M.
2. 1009 PLAT OF SUNNYSIDE ORCHARD TRACT.
3. BOOK "K" OF JUDGMENTS, PAGES 385-386.
4. RECORD OF SURVEY BY J. J. HOWARD, INST. NO. 133463.
5. RECORD OF SURVEY BY MULLINIX ENGR., INC., INST. NO. 144115.
6. RECORD OF SURVEY BY J-U-B ENGR., INC., INST. NO. 149987.
7. RECORD OF SURVEY BY MULLINIX ENGR., INC., INST. NO. 154521.
8. RECORD OF SURVEY BY MULLINIX ENGR., INC., INST. NO. 159808.
9. RECORD OF SURVEY BY MULLINIX ENGR., INC., INST. NO. 161465.

INDEX NO. 1054-17-4-0-01-35

MULLINIX ENGINEERING, INC.
WEISER, IDAHO 83872
FEBRUARY 23, 2005

17-10-5

