

DE
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FEB 12 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)
<u>Not Claimed 45-697</u>	<u>PD 45-4013B</u>				
<u>45-698</u>	<u>PD 45-12444</u>				
<u>45-699</u>	<u>PD 45-12447</u>				
<u>45-4024</u>	<u>PD 45-12450</u>				
<u>45-4025</u>					
<u>PD 45-703</u>					

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) Elquist Ranches, Inc. (Alpha Elquist)
80 West 1425 South, Oakley, ID 83346

4. New Owner/Claimant(s) Schenk Land & Cattle L.P., an Idaho limited
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or partnership

New Mailing Address 1380 South 50 West

City, State and ZIP Code Oakley, ID 8346

New Telephone Number () _____

SUPPORT DATA

IN FILE # 45-703

5. Date you acquired the property February, 2008

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.

Schenk Land & Cattle L.P. an Idaho limited partnership
BY: Robert Schenk Feedlot Inc. an Idaho corporation

7. Signature(s) of New Owner(s) or Claimant(s) BY: Dallan Schenk
Dallan Schenk Vice-President (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 _____ A.J.

Date 2/12/08
Date 2/13/08
Date _____

Receipt Amt. \$250
Receipt No. 5030006
WR _____ Date _____

WARRANTY DEED

CASSIA COUNTY
RECORDED FOR: #43371
LAND TITLE AND ESCROW
4:25:09 pm 02-08-2008
2008-000941
NO. PAGES: 8 FEE: \$24.00
LARRY A. MICKELSEN
COUNTY CLERK
DEPUTY: VIKI

For Value Received

Elquist Ranches, Inc., an Idaho corporation

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Schenk Land & Cattle L.P., an Idaho limited partnership

Address: 1380 South 50 West

Oakley, ID 83346

Hereinafter called the Grantee, the following described premises situated in **Cassia** County, Idaho, to-wit:

PARCEL NO. 1:

TOWNSHIP 12 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 36: ALL

EXCEPTING THEREFROM the following described tract:

Beginning at the Southwest corner of said Section, said corner marked by a U.S. Government pipe with brass cap which shall be the Point of Beginning.

Thence North 0°32'19" East (North recorded) along section line for 403.95 feet (401' +/- recorded) to a ½ inch rebar; said rebar lying South 0°32'19" West for 2239.00 feet from the Northwest corner of the SW¼ of Section 36;

Thence South 89°11'59" East for 1336.55 feet to a ½ inch rebar on the East line of the SW¼SW¼;

Thence South 0°17'04" West along the 1/16th section line for 401.55 feet to a ½ inch rebar at the Southeast corner of the SW¼SW¼;

Thence North 89°18'11" West along section line for 1338.32 feet to the Point of Beginning.

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: Lots 1, 2, 3, SE¼NW¼, SW¼NE¼ and that portion of the SE¼NE¼ lying North and West of the existing county road.

ALSO part of the NW¼SE¼, more particularly described as follows:

Beginning at the Center ¼ section corner of said Section 1, said point marked by a U.S. Government Brass Cap which shall be the Point of Beginning;

Thence South 89°51'53" East along the quarter section line for 1306.96 feet to a point, said point lying North 89°51'53" West for 20.00 feet from the Northeast corner of the NW¼SE¼;

Thence South 55°45'10" West for 1466.25 feet to a point;

Thence North 48°25'36" West for 132.94 feet to a point on the quarter section line;

Thence North 0°21'00" East along said quarter section line for 740.04 feet to the Point of Beginning.

EXCEPTING THEREFROM the following described tracts:

Tract No. 1:

The South 503 feet of the following described property:

Beginning at a point 330 feet West of the Southeast corner of Lot 1 of said Section 1;
Thence running West 330 feet;
Thence running North 229 feet;
Thence in a Northeasterly direction to a point which is 374.46 feet West of the Northeast corner of said Lot 1;
Thence East 187.23 feet;
Thence in a Southwesterly direction to a point 229 feet North of the Point of Beginning;
Thence South 229 feet to the Point of Beginning.

Tract No. 2:

Beginning at the Southeast corner of Lot 1 of said Section 1, said corner marked by a 5/8 inch rebar;
Thence North 89°44'28" West along the South line of Lot 1 for a distance of 162.03 feet to the Point of Beginning;
Thence North 89°44'28" West continuing along said line for a distance of 167.97 feet to the Southeast corner of Joel Elquist property;
Thence North 00°12'25" East along the East side of the Joel Elquist property for a distance of 229.00 feet;
Thence North 07°39'29" East continuing along said property line for a distance of 276.30 feet;
Thence South 89°44'28" East for a distance of 272.48 feet to a ½ inch rebar;
Thence South 89°44'28" East for a distance of 21.69 feet to a point of the East section line;
Thence South 00°12'25" West along said line for a distance of 401.58 feet;
Thence North 88°21'57" West for a distance of 21.46 feet to a ½ inch rebar;
Thence North 88°21'57" West for a distance of 136.71 feet to a ½ inch rebar;
Thence South 02°20'12" West for a distance of 98.67 feet to a ½ inch rebar;
Thence South 02°20'12" West for a distance of 6.61 feet to the Point of Beginning.

Tract No. 3:

Beginning at the Southeast corner of Lot 1 of said Section 1, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence North 89°44'28" West along the South line of Lot 1 for a distance of 162.03 feet;
Thence North 02°20'12" East for a distance of 6.61 feet to a ½ inch rebar;
Thence North 02°20'12" East for a distance of 98.67 feet to a ½ inch rebar;
Thence South 88°21'57" East for a distance of 136.71 feet to a ½ inch rebar;
Thence South 88°21'57" East for a distance of 21.46 feet to a point on the East section line;
Thence South 00°12'25" West along said line for a distance of 101.42 feet to the Point of Beginning.

Tract No. 4:

Beginning at the Southeast corner of Lot 1 of said Section 1, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence South 44°40'58" West along the centerline of a county road for a distance of 1850.50 feet to the South line of the SE¼NE¼;
Thence North 89°50'22" West along said line for a distance of 23.91 feet;
Thence North 00°30'47" East for a distance of 22.87 feet to a ½ inch rebar;
Thence North 00°30'47" East for a distance of 1309.91 feet to a ½ inch rebar;
Thence South 89°19'32" East for a distance of 332.40 feet to a ½ inch rebar;
Thence North 14°01'03" East for a distance of 434.56 feet to a ½ inch rebar;
Thence South 89°44'28" East for a distance of 269.85 feet to a ½ inch rebar;
Thence South 14°50'53" West for a distance of 208.54 feet to a ½ inch rebar;
Thence South 00°12'25" West for a distance of 229.00 feet to a ½ inch rebar on the South line of Lot 1;
Thence South 89°44'28" East along said line for a distance of 660.00 feet to the Point of Beginning.

Section 12: E½SE¼

Section 13: NE¼NE¼

PARCEL NO. 2:

TOWNSHIP 12 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 31: Lot 4 and SE¼SE¼, EXCEPT the following described tract:

Beginning at the Northeast corner of the SE¼SE¼ of said Section 31, which shall be the Point of Beginning;
Thence South 0°28'08" East along the section line for 629.34 feet to a ½inch rebar;
Thence North 45°23'41" West for 901.29 feet to a point on the 1/16th section line;
Thence South 89°40'39" East along said 1/16th section line for 636.54 feet to the Point of Beginning.

Section 31: Part of Lot 2, more particularly described as follows:

Beginning at the W¼ section corner of said Section 31, said point marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence North 0°05'26" West along section line for 972.66 feet to a ½ inch rebar;
Thence South 33°43'04" East for 1175.54 feet to a point on the ¼ section line;
Thence North 89°32'52" West along said ¼ section line for 651.03 feet to the Point of Beginning.

Section 31: Part of the NE¼SE¼, more particularly described as follows:

Beginning at the Southeast corner of the NE¼SE¼ of said Section 31; Thence North 89°40'39" West along the 1/16th section line for 636.54 feet to a point which shall be the Point of Beginning;
Thence North 89°40'39" West along the 1/16th section line for 681.47 feet to a point at the Southwest corner of the NE¼SE¼;
Thence North 0°16'46" West along the West line of the NE¼SE¼ for 530.71 feet to a point; said point lying South 0°16'46" East for 787.28 feet from the Northwest corner of the NE¼SE¼;
Thence North 73°44'12" East for 114.22 feet to a ½ inch rebar;
Thence South 45°23'41" East for 806.77 feet to the Point of Beginning.

Section 31: Lot 3, EXCEPT the following described tract:

Beginning at the W¼ section corner of said Section 31, said point marked by a 5/8 inch rebar; Thence South 89°32'52" East along the ¼ section line for 651.03 feet to a point which shall be the Point of Beginning;
Thence South 89°32'52" East along said ¼ section line for 662.66 feet to a point at the Northeast corner of Lot 3;
Thence South 0°16'46" East along the East line of Lot 3 for 787.28 feet to a point; said point being North 0°16'46" West for 530.71 feet from the Southeast corner of Lot 3;
Thence South 73°44'12" West for 119.97 feet to a ½ inch rebar;
Thence North 33°43'04" West for 993.16 feet to the Point of Beginning.

PARCEL NO. 3:

TOWNSHIP 13 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: Lots 1, 2, 3, 4, 5, E½SE¼, SE¼NE¼, EXCEPTING THEREFROM the following described tract:

Beginning at the Southwest corner of Lot 2 of said Section 6, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence North 00°12'25" East along the West section line for a distance of 254.14 feet;
Thence South 87°52'46" East for a distance of 56.65 feet to a ½ inch rebar;
Thence South 87°52'46" East for a distance of 778.95 feet to a ½ inch rebar;
Thence South 00°12'25" West for a distance of 219.59 feet to a ½ inch rebar on the South line of Lot 2;
Thence South 89°45'03" West along said line for a distance of 835.16 feet to the Point of Beginning.

Section 7: Lots 1, 2, 3, 4, NE¼NE¼, E½SE¼

Section 18: Lot 1

AN UNDIVIDED THREE-FOURTH'S INTEREST IN THE FOLLOWING PARCEL

PARCEL NO. 4:

TOWNSHIP 13 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 7: SE¼NE¼

Section 8: SW¼NW¼

AN UNDIVIDED TWO-THIRD'S INTEREST IN THE FOLLOWING PARCEL

PARCEL NO. 5:

TOWNSHIP 13 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 8: E½NW¼

PARCEL NO. 6:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: Part of Lot 1, more particularly described as follows:

Beginning at the Southeast corner of Lot 1 of said Section 1, said corner marked by a 5/8 inch rebar which shall be the Point of Beginning;
Thence North 89°44'28" West along the South line of Lot 1 for a distance of 162.03 feet;
Thence North 02°20'12" East for a distance of 6.61 feet to a ½ inch rebar;
Thence North 02°20'12" East for a distance of 98.67 feet to a ½ inch rebar;
Thence South 88°21'57" East for a distance of 136.71 feet to a ½ inch rebar;
Thence South 88°21'57" East for a distance of 21.46 feet to a point on the East section line;
Thence South 00°12'25" West along said line for a distance of 101.42 feet to the Point of Beginning.

PARCEL NO. 7:

Mainline Easement more particularly described as follows:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: Part of Lot 1, more particularly described as follows:

Beginning at the Southeast corner of Lot 1 of said Section 1, said corner marked by a 5/8 inch rebar; Thence North 00°12'25" East along the East section line for a distance of 101.42 feet to the Point of Beginning;
Thence North 88°21'57" West for a distance of 13.48 feet;
Thence North 43°46'08" East for a distance of 19.56 feet to a point on the East section line;
Thence South 00°12'25" West along said line for a distance of 14.51 feet to the Point of Beginning.

PARCEL NO. 8:

Mainline Easement more particularly described as follows:

TOWNSHIP 13 SOUTH, RANGE 23 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 6: Part of Lot 2, more particularly described as follows:

Beginning at the Southwest corner of Lot 2 of said Section 6, said corner marked by a 5/8 inch rebar; Thence North 00°12'25" East along the West section line for a distance of 101.42 feet to the Point of Beginning;
Thence North 00°12'25" East continuing along said line for a distance of 14.51 feet;
Thence North 43°46'08" East for a distance of 184.86 feet;
Thence South 87°52'46" East for a distance of 13.38 feet;
Thence South 43°46'08" West for a distance of 204.27 feet to the Point of Beginning.

PARCEL NO. 9:

Mainline Easement more particularly described as follows:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: Part of the E½NE¼, more particularly described as follows:

Beginning at the Northeast corner of SE¼NE¼ of said Section 1, said corner marked by a 5/8 inch rebar; Thence North 89°44'28" West along the North line of SE¼NE¼ for a distance of 84.03 feet to the Point of Beginning;
Thence South 42°25'24" East for a distance of 60.09 feet to the centerline of a county road;
Thence South 44°40'58" West along said centerline for a distance of 10.01 feet;
Thence North 42°25'24" West for a distance of 56.21 feet;
Thence North 89°44'28" West for a distance of 571.64 feet;
Thence North 89°10'56" West for a distance of 342.53 feet;
Thence North 00°40'28" East for a distance of 15.54 feet;
Thence South 89°19'32" East for a distance of 10.00 feet;
Thence South 00°40'28" West for a distance of 5.56 feet;
Thence South 89°10'56" East for a distance of 332.50 feet to a ½ inch rebar on the South line of Lot 1;
Thence South 89°44'28" East along said line for a distance of 575.97 feet to the Point of Beginning.

PARCEL NO. 10:

A Non- Exclusive access easement for ingress and egress for the benefit of property owned by the grantee located in Section 1 Township 13 South Range 22 East of the Boise Meridian, Cassia County, Idaho, more particularly described as follows:

TOWNSHIP 13 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: Part of Lot 1 more particularly described as follows:

Beginning at the Southeast corner of Lot 1 said corner marked by a 5/8" rebar; Thence North 89°44'28" West along the South line of Lot 1 for a distance of 688.81 feet to the Point of Beginning;
Thence North 89°44'28" West continuing along said line for a distance of 31.00 feet;
Thence North 14°50'53" East for a distance of 236.63 feet to a ½" rebar;
Thence North 14°50'53" East for a distance of 283.13 feet to a ½" rebar;
Thence South 89°44'28" East for a distance of 31.00 feet;
Thence South 14°50'53" West for a distance of 519.76 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto including but not limited to Idaho Department of Water Resources Water Right Nos. 45-697, 45-698, 45-699, 45-4024, 45-4025, 45-703, 45-4013B, 45-12444, 45-12447, 45-12450.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2008 and subsequent years.

Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.

Assessments levied, or to be levied, by the Goose Creek Irrigation District.

Power Line Easement executed by Parley G. Clark and Alice T. Clark, his wife, to Idaho Power Company, a corporation, its licensees, successors and assigns, dated April 6, 1948 and recorded October 20, 1948 as Instrument No. 163851 on Book 13 of Miscellaneous on Page 536, records of Cassia County, Idaho, over and across tax #1395 which is part of Lot 1 in Section 1 Township 13 South, Range 22 East of the Boise Meridian.

Power Line Easement from Clarence A. Elquist and Bertha Elquist, husband and wife, to the Idaho Power Company, dated March 29, 1946, and recorded October 20, 1948 as Instrument No. 163852 in Book 13 of Miscellaneous on Page 536, records of Cassia County, Idaho, over and across the NE¼NE¼ of Section 1, Township 13 South, Range 22 East of the Boise Meridian.

Power Line Easement executed by Albert Anderson and Sons Company, an Idaho Corporation, to Idaho Power Company, a corporation, its licensees, successors and assigns, dated May 12, 1948 and recorded October 20, 1948 as Instrument No. 163853 in Book 13 on Page 537 of Miscellaneous, records of Cassia County, Idaho, over and across tax #1392 and tax #1484 which is a part of Lot 1 in Section 1, Township 13 South, Range 22 East of the Boise Meridian.

Power Line Easement from Albert Anderson & Sons Company, an Idaho corporation, to Idaho Power Company, a corporation, dated December 29, 1948, and recorded March 7, 1950 as Instrument No. 168563 in Book 14 of Miscellaneous, Page 132, records of Cassia County, Idaho, covering the NE¼NE¼ of Section 7, Township 13 South, Range 22 East of the Boise Meridian.

Mineral Deed from Albert Anderson & Sons, Incorporated to Fred Foss, dated May 17, 1952, and recorded June 6, 1952, as Instrument No. 175775 in Book 54 of Deeds, Page 554, records of Cassia County, Idaho, conveying a one-half interest in and to all oil, gas, and other minerals.

Mineral Deed from Albert Anderson & Sons, Incorporated, to Fred Foss, dated May 16, 1952, and recorded June 6, 1952 as Instrument No. 175777 in Book 54 of Deeds, Page 556, records of Cassia County, Idaho. (Covers a portion of said land)

Mineral Deed from Albert Anderson & Sons, Incorporated, to Fred Foss, dated May 16, 1952, and recorded June 6, 1952, as Instrument No. 175779 in Book 54 of Deeds, Page 558, records of Cassia County, Idaho, conveying a one-half interest in and to all oil, gas, and other minerals. (Covers a portion of said land)

Agreement between Albert Anderson and Sons Company, an Idaho corporation, party of the first part, Parley G. Clark, a widower, as party of the second part; Clarence A. Elquist and Bertha Elquist, husband and wife, parties of the third part; and Dallan C. Elquist and Norma Jean Elquist, husband and wife; parties of the fourth part, dated April 3, 1963, and recorded January 2, 1964, as Instrument No. 16250 on Film No. 24, records of Cassia County, Idaho. (Pertaining to Water Rights affecting a part of the N $\frac{1}{2}$ N $\frac{1}{2}$ of Section 1, Township 13 South, Range 22 East of the Boise Meridian; part of Lot 1 and all of Lots 2 & 3 in Section 1 Township 13 South, Range 22 East of the Boise Meridian; Part of S $\frac{1}{2}$ S $\frac{1}{2}$ S $\frac{1}{2}$ Section 36, Township 12 South, Range 22 East of the Boise Meridian; Lot 2 in Section 31, Township 12 South, Range 23 East of the Boise Meridian, plus additional land not included herein)

(NOTE: Assignment of Easements, Rights of Way, Water Sharing Agreement and Lease, executed by First Security Bank of Idaho, N.A. and Lambert Produce Company, dated April 9, 1985 and recorded April 12, 1985 as Instrument No. 168620 on Film No. 171, records of Cassia County, Idaho.)

ASSIGNMENT OF LEASE AND AGREEMENT, dated December 23, 1997 and recorded July 21, 1998 as Instrument No. 256833 on Film No. 301, records of Cassia County, Idaho.

Power Line Easement executed by Elquist Ranches Inc., a corporation, to Idaho Power Company, a corporation, its licensees, successors and assigns, recorded March 3, 1975 as Instrument No. 81561 on Film No. 94, records of Cassia County, Idaho, over and across NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 1, Township 13 South, Range 22 East of the Boise Meridian.

Right of Way contained in Quitclaim Deed executed by First Security Bank of Idaho, N.A., Grantor, to Elquist Ranches Inc., an Idaho corporation, Grantee, dated July 29, 1983 and recorded August 11, 1983 as Instrument No. 154142 on Film No. 159, records of Cassia County, Idaho, which reads as follows: "SUBJECT TO a 25.0 foot wide county road Right-of-Way along the West side." (Portion of Lot 2 in Section 31, Township 12 South, Range 23 East of the Boise Meridian)

Statement of Claim & Notice of Intent to Preserve executed by Ladd Petroleum Corporation, dated September 17, 1984 and recorded September 24, 1984 as Instrument No. 163826 on Film No. 167, records of Cassia County, Idaho, for the purpose of providing public notice of the mineral interest claimed and preserved in and to the oil, gas, coal, clay, gravel, uranium and all other minerals in and under a portion of said land.

Grant of Easement from Elquist Ranches, Inc., to First Security Bank of Idaho, N.A., dated March 22, 1985 and recorded April 15, 1985 as Instrument No. 168586 on Film No. 171, records of Cassia County, Idaho, over and across part of the NW $\frac{1}{4}$ Section 36, Township 12 South, Range 22 East of the Boise Meridian.

Grant of Easement from Elquist Ranches, Inc., to First Security Bank of Idaho, N.A., dated March 29, 1985 and recorded April 15, 1985 as Instrument No. 168588 on Film No. 171, records of Cassia County, Idaho, over and across a part of the E $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 25, Township 12 South, Range 22 East of the Boise Meridian.

Grant of Easement from Elquist Ranches, Inc., to First Security Bank of Idaho, N.A., a National Banking Association, dated April 11, 1985 and recorded April 15, 1985 as Instrument No. 168594 on Film No. 171, records of Cassia County, Idaho, over and across a part of the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 36, Township 12 South, Range 22 East of the Boise Meridian, and a part of the E $\frac{1}{2}$ E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 25, Township 12 South, Range 22 East of the Boise Meridian.

Grant of Easement from Elquist Ranches, Inc., a duly authorized Idaho Corporation, to First Security Bank of Idaho, N.A., a national banking association, dated April 12, 1985 and recorded April 15, 1985 as Instrument No. 168597 on Film No. 171, records of Cassia County, Idaho, over and across a part of Sections 6, 7 & 8 in Township 13 Range 23 East of the Boise Meridian and a part of Section 31, Township 12 South, Range 23 East of the Boise Meridian.

Reservation contained in State of Idaho Deed to Parley G. Clark, dated January 10, 1992 and recorded January 16, 1992 as Instrument No. 217068, records of Cassia County, Idaho, which reads as follows: "The State reserves the right to all coal, oil, oil shale, gas phosphate, sodium, asbestos, gold, silver, lead, zinc, copper, antimony and all minerals or deposits of minerals of whatsoever kind or character, including geothermal resources (and associated by products), pursuant to Section 47-701, Idaho Code."

ASSIGNED to Bridger Energy Associates, by Instrument recorded March 11, 1982 as Instrument No. 141700 , on Film No. 148, records of Cassia County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The 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 incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: February 8th, 2008

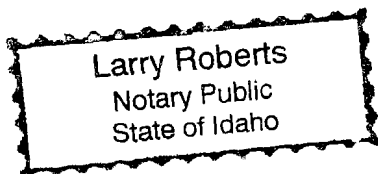
Elquist Ranches, Inc.

BY: Dallen Elquist
Dallen Elquist, President

BY: Sandra Elquist
Sandra Elquist, Secretary

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 8th day of February, 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared Dallen Elquist and Sandra Elquist, known or identified to me to be the President and Secretary of Elquist Ranches, Inc. the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



Larry Roberts
Notary Public
Residing at: Burley, ID
My Commission expires: 6.30.09