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FEB 25 2008

WATER RESOURCES
WESTERN REGION

Form 42-24842-1409(6) July, 2000

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 division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
PD 65-10649					
PD 65-18120					
PD 65-18121					

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 usually attached to your deed or on file with the county).

OR

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 **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) Ardella (Della) Jenkins
534 Lost Basin Court, Nampa, ID 83636
4. New Owner/Claimant(s) The Rockin' Pines LLC # 2
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
56 Southfork Road
New Mailing Address Garden Valley, ID 83622
City, State and ZIP Code
New Telephone Number (208) 859-6469
January 31, 2008
5. Date you acquired the property

SUPPORT DATA

IN FILE # 65-10649

ok - deed includes
all numbers.
Kw
4/23/08

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

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.

For Office Use Only

Received by Jmh
 Received by Jmh
 Processed by Jmh

Date 2-25-08
 Date 2-25-08
 Date _____

Fee
 Receipt No.
 WR

75.00

W036167

Date

4-23-08

Instrument # 217738

IDAHO CITY, BOISE COUNTY, IDAHO
1-31-2008 03:29:40 No. of Pages: 4
Recorded for: PIONEER TITLE
CONSTANCE SWEARINGEN
Ex-Officio Recorder Deputy
Index to: DEEDS

Fee: 12.00

WARRANTY DEED

FOR VALUE RECEIVED, Ardella M. Jenkins (aka Della Jenkins), an unmarried individual, the Grantor, does hereby grant, bargain, sell and convey unto The Rockin' Pines LLC #2, an Idaho limited liability company with an address at 56 Southfork Road, Garden Valley, Idaho 83622, the real property described on Exhibit A attached hereto and incorporated herein by this reference (the "Land"), which Land is located in Boise County, State of Idaho,

*Mailing address: C/O Holland&Hart P.O. Box 2527 Boise Id 83701-2527 Attn: Linda Jones

TOGETHER WITH all privileges, rights, easements, hereditaments, and appurtenances thereunto belonging and all rights, title and interests of Grantor in and to: all buildings, structures, fixtures, and other improvements located thereon; all roads, streets, alleys, passages, and other rights-of-way included therein or adjacent thereto; all water located thereon and thereunder and all water rights appurtenant to the Land (including surface waters, springs and subsurface waters, and water rights numbered 65-10649, 65-18120, and 65-18121, and stock, shares or membership interests in canal or irrigation companies serving the Land); any and all lands lying beneath, or constituting the bed of any waterway or body of water, abutting upon the Land or any part thereof; and all minerals, oil and gas, geothermal, and all other subsurface materials and all rights thereto;

TO HAVE AND TO HOLD the same, together with all other rights and appurtenances to the same belonging, unto Grantee and its successors and assigns forever,

SUBJECT TO:

- (i) existing building and zoning regulations,
- (ii) existing easements, deed restrictions and reservations, and other matters of record as of the date hereof;
- (iii) matters which an inspection of the premises would reveal;
- (iv) the lien for local real property taxes for the current year which are not yet due and payable; and
- (v) unpatented mining claims and reservations or exceptions in patents or in Acts authorizing the issuance thereof,

AND Grantor does hereby covenant that it and its successors shall and will WARRANT and DEFEND the title to said premises unto Grantee and its successors and assigns forever against the lawful claims of all persons, excepting, however, the matters above set forth.

IN WITNESS WHEREOF, the Grantor has executed this Warranty Deed to be effective as of the 31st day of January, 2008.

Instrument # 217775

IDAHO CITY, BOISE COUNTY, IDAHO
2-4-2008 03:12:20 No. of Pages: 4
Recorded for: PIONEER TITLE
CONSTANCE SWEARINGEN
Ex-Officio Recorder Deputy
Index to: DEEDS

Fee: 12.00

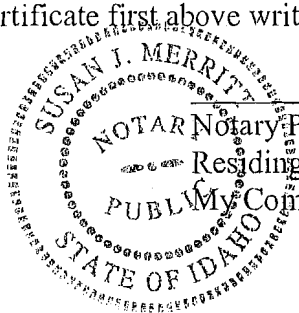
GRANTOR:

Ardella M Jenkins
Ardella M. Jenkins, a single individual

STATE OF Idaho ,
County of Ada) : ss.

On this 30th day of January, 2008 before me, Susan J. Merritt, a notary public in and for said State, personally appeared Ardella M. Jenkins, known or identified to me to be the person who executed the instrument and acknowledged to me that 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.



Susan J. Merritt

Residing at: _____

My Commission Expires: _____

RESIDING AT: CALDWELL, ID
MY COMMISSION EXPIRES 05-05-2011

3821544_1.DOC



Pioneer Title Co.

GOING BEYOND

Pioneer Title Co. is an authorized agent for Old Republic National Title Insurance Company

COMMITMENT
SCHEDULE A

Order No. 287476

EXHIBIT A

A parcel of land being a portion of Lots 1 and 3 of South Fork Payette Homes Subdivision as filed under Instrument No. 69751 in the Office to the Boise County Recorder, Boise County, Idaho, and parcels of land lying Northerly of a portion of Lot 1 as disclaimed by the State of Idaho under Instrument No. 160481, records of the Boise County Recorder, Boise County, Idaho, all situated in the U.S. Government Lot 3, Section 36, Township 9 North, Range 4 East, Boise Meridian, Boise County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the Southwest corner of Section 36;

Thence along the South boundary of Section 36 North 89°47'00" East a distance of 418.60 feet (formerly 400 feet) to the Southwest corner of Lot 1 of South Fork Payette Homes Subdivision marked by a 5/8 inch iron pin with a plastic cap;

Thence continuing North 89°47'00" East, 379.80 feet to a 1/2 inch iron pin, the REAL POINT OF BEGINNING;

Thence continuing North 89°47'00" East, 207.7⁷/₂ feet to the Southeast corner of Lot 1 marked by a 1/2 inch iron pin with a plastic cap;

Thence leaving the South boundary of Section 36 and proceeding North 25°47'45" East, a distance of 507.07 feet to a brass cap;

Thence North 67°49'49" West, a distance of 63.05 feet to the Northeast corner of Lot 1 marked by a 1/2 inch iron pin with a plastic cap;

Thence along the Northerly boundary of Lot 1 extended North 72°47'00" West, 148.21 feet, more or less, to the ordinary or natural high water mark of the left or Southerly bank of the South Fork of the Payette River;

Thence along the ordinary or natural high water mark of the left or Southerly bank of the South Fork of the Payette River, the following courses and distances:

South 21°16'37" West, 32.97 feet to a point;

Thence South 41°10'27" West, 93.05 feet to a point;

Thence South 60°25'15" West, 105.40 feet to a point;

Thence leaving the ordinary or natural high water mark of the left or Southerly bank of the South Fork of the Payette River and proceeding South 10°13'00" East, 226.10 feet to a 1/2 inch iron pin;

Thence South 52°32'00" West, 25.00 feet to a 1/2 inch iron pin;

Thence North 59°14'00" West, 118.00 feet to a 1/2 inch iron pin;

Thence North 22°10'07" West, a distance of 154.85 feet, more or less, to a point on the ordinary or natural high water mark of the left or Southerly bank of the South Fork of the Payette River;

Thence along the ordinary or natural high water mark of the left or Southerly bank of the South Fork of the Payette River the following courses and distances:

South 81°55'01" West, 138.79 feet to a point;

Thence North 70°30'27" West, 101.58 feet to a point;

Thence South 74°00'00" West, 25.46 feet to a point;

Thence leaving the ordinary or natural high water mark of the left or Southerly bank of the South Fork of the Payette River



Pioneer Title Co.

GOING BEYOND

Pioneer Title Co. is an authorized agent for Old Republic National Title Insurance Company

COMMITMENT
SCHEDULE A

Order No. 287476

and proceeding South 38°13'00" East, 116.77 feet to a brass cap;
Thence South 53°38'35" East, 354.46 feet to a ½ inch iron pin;
Thence South 28°48'00" West, 50.00 feet to a point, which point is the REAL POINT OF BEGINNING.

Linda B. Jones
HOLLAND & HART LLP
Suite 1400, U.S. Bank Plaza
101 S. Capitol Boulevard
Post Office Box 2527
Boise, Idaho 83701
Telephone: (208) 342-5000
Idaho State Bar No. 4125

Attorneys for The Rockin' Pines LLC #2

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

IN RE SRBA

Case No.39576

)
) Subcase Nos. 65-10649, 65-18120,
) 65-18121
)

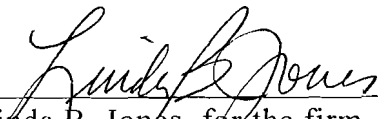
) **NOTICE OF APPEARANCE**
)

The firm of Holland & Hart LLP hereby enters an appearance on behalf of The Rockin' Pines LLC #2 in the above-captioned case and subcases. All notices and correspondence may be directed to the attention of:

Linda B. Jones
Holland & Hart LLP
PO Box 2527
Boise, Idaho 83701

Respectfully submitted this 22 nd day of February, 2008.

HOLLAND & HART LLP

By 
Linda B. Jones, for the firm
Attorneys for The Rockin' Pines LLC #2

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of February, 2008, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Original to: Clerk of the District Court Snake River Basin Adjudication 253 Third Avenue North P.O. Box 2707 Twin Falls, ID 83303-2707	☒ U.S. Mail ☐ Hand Delivered ☐ Overnight Mail ☐ Telecopy (Fax)
Copies to: Robin Denison Dennis Bassford 6720 Fort Dent Way, Suite 230 Seattle, WA 98188	☐ U.S. Mail ☐ Hand Delivered ☐ Overnight Mail ☒ Telecopy (Fax)
IDWR Document Depository 322 East Front Street P.O. Box 83720 Boise, ID 83720-0098	☒ U.S. Mail ☐ Hand Delivered ☐ Overnight Mail ☐ Telecopy (Fax)
IDWR – Western Region 2735 Airport Way Boise, ID 83705-5002 <i>(w/Notice of Change and Ownership Form)</i>	☒ U.S. Mail ☐ Hand Delivered ☐ Overnight Mail ☐ Telecopy (Fax)


for HOLLAND & HART LLP

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