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Department of Water Resources  
Custom 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 division of the existing water right or adjudication claim record will be required.

|                            |                                   |                |                            |                                   |                |
|----------------------------|-----------------------------------|----------------|----------------------------|-----------------------------------|----------------|
| Water<br>Right No(s) _____ | Adjudication<br>Claim No(s) _____ | Split<br>_____ | Water<br>Right No(s) _____ | Adjudication<br>Claim No(s) _____ | Split<br>_____ |
|----------------------------|-----------------------------------|----------------|----------------------------|-----------------------------------|----------------|

**TOGETHER WITH THE WATER RIGHTS APPURTENANT THERETO, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:**

PD 1-34-7- B Priority Date 02-03-1903  
PD 2-34-8- B Priority Date 05-05-1907  
PD 3-34-9- B Priority Date 02-03-1908  
PD 4-34-4003 Priority Date 05-01-1936

together with its appurtenances.

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 documents including 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)

Consolidated Exporters, Inc 90 Charles Rogler  
P.O. Box 67, Ellis ID 83235

4. New Owner/Claimant(s)

Pass Creek Ranch LLC

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

New Mailing Address

4040 Broadway, Suite 501

City, State and ZIP Code

San Antonio, Tx. 78209

New Telephone Number

(210) 829 7224

5. Date you acquired the property

1/16/2007

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DEPARTMENT OF  
WATER RESOURCES

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<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

| DESCRIPTION OF YOUR PORTION OF WATER RIGHT<br>(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<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
| Irrigation                                                                                                              | _____                                                                      | _____                                                        |
| Stock                                                                                                                   | _____                                                                      | _____                                                        |
| Domestic                                                                                                                | _____                                                                      | _____                                                        |
| Other _____                                                                                                             | _____                                                                      | _____                                                        |
| <b>Total</b>                                                                                                            | _____                                                                      | _____                                                        |

7. Signature of New Owner(s) or Claimant(s) Pass Creek Ranch LLC by  
(include title if applicable) K.H. [Signature]

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 \_\_\_\_\_ Date \_\_\_\_\_ Fee \$100  
 Received by jc Date 5-7-07 Receipt No. E032857  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_

AFTER RECORDING MAIL TO:

Pass Creek Ranch, LLC  
101 Aylesbury Hill Street  
San Antonio, TX 78209

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**QUITCLAIM DEED**

File No.: 185355-K (nw)

Date: December 22, 2006

For Value Received, **Charles Rogler**, do hereby convey, release, remise, and forever quit claim unto **Pass Creek Ranch, LLC, an Idaho Limited Liability Company**, whose address is c/o **Dusty Maxwell - 4040 Broadway, Suite 501, San Antonio, TX 78209**, herein after called the Grantee, the following described premises situated in **Custer and Butte County, Idaho**, to-wit:

**TRACT A:**

That portion of Lot 4 of Section 24, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$  and the S $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 23, Township 7 North, Range 25 E.B.M., lying and being in Butte County, Idaho.

Township 7 North, Range 25 E.B.M., Butte County, Idaho

Section 23: S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 24: S $\frac{1}{2}$ N $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$

**TRACT B:**

That portion of the W $\frac{1}{2}$ NE $\frac{1}{4}$ , Section 23, Township 7 North, Range 25 E.B.M., W. of Pass Creek in Custer County, Idaho.

**TOGETHER WITH THE WATER RIGHTS APPURTENANT THERETO, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:**

1-34-7- B Priority Date 02-03-1903  
2-34-8- B Priority Date 05-08-1907  
3-34-9- B Priority Date 02-03-1908  
4-34-4003 Priority Date 05-01-1936

together with its appurtenances.

Dated: 12/29/06

*DR*

Charles A. Rogler  
Charles Rogler

STATE OF Arizona )  
COUNTY OF Pima )  
SS. )

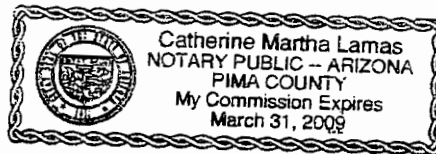
On this 29 day of December, 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **Charles Rogler**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.

Catherine Martha Lamas  
Notary Public of Arizona

Residing at: Green Valley, AZ

Commission Expires:

03-31-2009



AFTER RECORDING MAIL TO:

Pass Creek Ranch, LLC  
101 Aylesbury Hill Street  
San Antonio, TX 78209

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**CORPORATE WARRANTY DEED**

File No.: 185355-K (nw)

Date: December 22, 2006

For Value Received, **Consolidated Exporters, Inc.**, a corporation duly organized and existing under the laws of the State of Ohio, Grantor, does hereby grant, bargain, sell and convey unto **Pass Creek Ranch, LLC, an Idaho Limited Liability Company**, Grantee, whose address is **c/o Dusty Maxwell - 4040 Broadway, Suite 501, San Antonio, TX 78209**, ~~San Antonio, TX 78209~~, the following described real estate, to wit:

**TRACT A:**

That portion of Lot 4 of Section 24, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$  and the S $\frac{1}{2}$ NE $\frac{1}{4}$  of Section 23, Township 7 North, Range 25 E.B.M., lying and being in Butte County, Idaho.

Township 7 North, Range 25 E.B.M., Butte County, Idaho

Section 23: S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ ; S $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ , S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 24: S $\frac{1}{2}$ N $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$

**TRACT B:**

That portion of the W $\frac{1}{2}$ NE $\frac{1}{4}$ , Section 23, Township 7 North, Range 25 E.B.M., W. of Pass Creek in Custer County, Idaho.

**THE APPURTENANT WATER RIGHTS, IF ANY, ARE NOT BEING CONVEYED THROUGH THIS CORPORATE WARRANTY DEED, THEY WILL BE CONVEYED BY A QUITCLAIM.**

SUBJECT TO current years taxes, irrigation district assessments, public utility easements, subdivision and U.S. patent reservations.

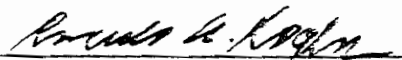
TO HAVE AND TO HOLD the said premises, with their appurtenances, unto said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all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

APN:

Warranty Deed  
- continued

File No.: 185355-K (nw)  
Date: 12/22/2006

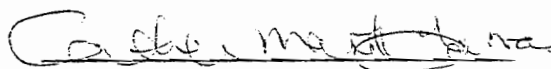
Consolidated Exporters, Inc., an Ohio  
Corporation

  
By: Charles Rogler, President

STATE OF Arizona )  
COUNTY OF Pima )  
SS.

On this 29, day of December, in the year of 2006, before me, the undersigned, a Notary Public in and for said State, personally appeared **Charles Rogler**, known or identified to me to be the **President** of Consolidated Exporters, Inc., a Ohio Corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation 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.

  
Notary Public for the State of Arizona  
Residing at: Green Valley  
My Commission Expires: 03-31-2009

