

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

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RECEIVED
MAR 05 2008
 DEPT. OF WATER RESOURCES
 SOUTHERN 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)
PD 43-2292					
PD 43-2293					
PD 43-4151					
PD 43-13038					

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) The Wynn Dewsnap Family Revocable Trust
P.O. Box 168
Almo, Idaho 83312
Agua Caliente LLC
4. New Owner/Claimant(s) Name Connector (Check one): ☐ and ☐ or ☐ and/or
730 Seventeenth Street, Suite 820
Denver, Colorado 80202
 New Mailing Address
 City, State and ZIP Code
 New Telephone Number (303) 298-9000 Email: ljones@hollandhart.com

February 27, 2008

5. Date you acquired the property

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)

Anna M.R. Wells Pres
 By Terra Caliente LLC, Manager (title if applicable)
 By Anna M.R. Wells, 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 *[Signature]* AJ

Date *3/5/08*
 Date *3/7/08*
 Date

Receipt Amt. *4100*
 Receipt No. *5030053*
 WR Date

When recorded, return to:

Linda B. Jones
Holland & Hart LLP
101 S. Capitol Blvd, Suite 1400
Boise, ID 83701

CASSIA COUNTY
RECORDED FOR:
LAND TITLE AND ESCROW
9:16:50 am 02-28-2008
2008-001331
NO. PAGES: 3 FEE: \$9.00
LARRY A. NICKELSEN
COUNTY CLERK
DEPUTY: KLMARR

44470

Space above line for Recorder's Use

WARRANTY DEED

FOR VALUE RECEIVED, Wynn R. Dewsnup and Jeannine Dewsnup, trustees of **THE WYNN DEWSNUP FAMILY REVOCABLE TRUST**, under trust instrument dated September 2, 1999, the Grantor, does hereby grant, bargain, sell and convey unto **AGUA CALIENTE LLC**, a Colorado limited liability company, the Grantee, with an address at 730 Seventeenth Street, Suite 820, Denver, CO 80202, Attn: Comptroller, the real property described on Exhibit A attached hereto and incorporated herein as if fully set forth, which property is located in Cassia County, State of Idaho,

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 (including fences, irrigation pumps, and fixed irrigation and other equipment); all roads, streets, alleys, passages, and other rights-of-way included therein or adjacent thereto; all metallic and nonmetallic minerals (including oil and gas) and rights thereto ("**Minerals**"); all geothermal resources and rights thereto ("**Geothermal Resources**"); and all other subsurface materials and all rights thereto,

TOGETHER WITH all of Grantors' rights and interests in and to all water located thereon and thereunder (including surface waters, springs and subsurface waters) and all water rights appurtenant thereto ("**Water Rights**"), which Water Rights include, without limitation, Water Right Numbers 43-2292, 43-2293, 43-4151, 43-13038 and all right, title and interest of Grantor in and to any and all lands lying beneath, or constituting the bed of any waterway or body of water, abutting upon said real property or any part thereof,

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) easements, deed restrictions and reservations, and other matters of record;
 - (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 instrument effective as of the 27th day of February, 2008.

GRANTOR:

THE WYNN DEWSNUP FAMILY REVOCABLE TRUST
Dated September 2, 1999

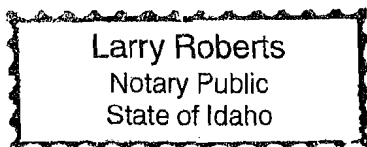
Wynn R. Dewsnup
WYNN R. DEWSNUP, Trustee

Jeannine Dewsnup
JEANNINE DEWSNUP, Trustee

State of Idaho)
) ss.
County of Cassia)

On this 27th day of February, 2008, before me, Larry Roberts, a notary public in and for said State, personally appeared Wynn R. Dewsnup and Jeannine Dewsnup, known or identified to me to be the trustees of The Wynn Dewsnup Family Revocable Trust, the persons who executed the instrument and acknowledged to me that they executed the same in said 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.



Larry Roberts
Notary Public
Residing at: Burley, ID.
My Commission Expires: _____
Expires: 6-30-09

**EXHIBIT A
LEGAL DESCRIPTION
TO WARRANTY DEED**

Township 15 South - Range 26 East, B.M.

Section 13: E/2NE/4, SW/4NE/4, SE/4SW/4, SE/4

Section 24: NW/4NE/4, N/2NW/4

Township 15 South - Range 27 East, B.M.

Section 18: Lot 3

containing 489.30 acres, more or less, in Cassia County, Idaho.