

DEED
RECEIVED
AUG 31 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 25-12734		☒			
PD 25-12735		☐			
PD 25-12736		☐			
PD 25-2044		☐			

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) GLOBAL MORTGAGE & CREDIT LLC
P.O. BOX 3647, GREAT FALLS, MT 59403
4. New Owner/Claimant(s) Birch Creek Corp.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. BOX 22677
- City, State and ZIP Code Bakersfield, CA 93390
- New Telephone Number (661) 587-0471
5. Date you acquired the property 02-17-2006

SUPPORT DATA
IN FILE # 25-2044

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 <u>25-12734</u>		
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	<u>0.020 CFS</u>	<u>250 pair Range cattle</u>
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 <u>25-12155</u>		
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	<u>0.070 CFS</u>	<u>250 pair of Range cattle</u>
Domestic		
Other		
Total		

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

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 _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

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 <u>25-12736</u>		
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	<u>0.020 CFS</u>	<u>Range cattle</u>
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) John K Sanden
(include title if applicable) President

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 _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

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 <u>28-12736</u>		
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	<u>0.020 CFS</u>	<u>Range cattle</u>
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) John K Sandus
(include title if applicable) Trustee

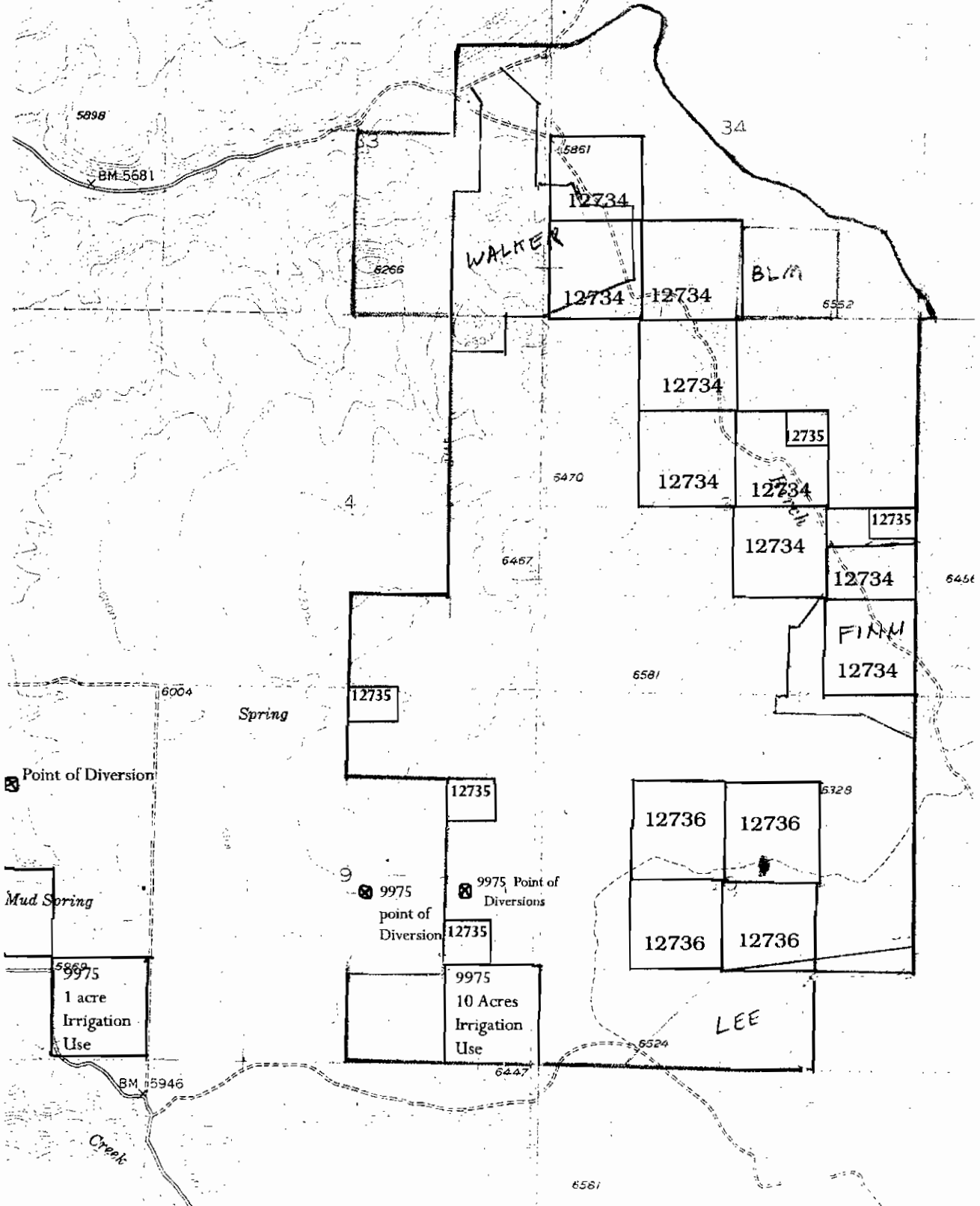
For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee <u>\$175⁰⁰</u>
Received by <u>RAW</u>	Date <u>5/22/06</u>	Receipt No. <u>0081297</u>
Processed by _____	Date _____	WR _____ Date _____

Birch Creek Ranch Water Rights

Water Right #	Volume	Priority Date	Source	Use
25-12734 Decreed	0.02 CFS	04/01/1910	Birch Creek Stream	Stock water
25-12735 Decreed	0.07 CFS	04/01/1910	Springs	Stock water
25-12736 Decreed	0.02 CFS	04/01/1910	Unnamed Stream	Stock water
9975 License	0.32 CFS	01/12/1914	Springs	Irrigation & Domestic



NEVILLE COUNTY RECORDER
1225624 JUN 1 '06 PM 1 27

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

Space Above This Line for Recorder's Use Only

WARRANTY DEED

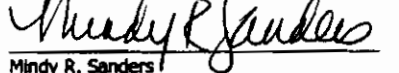
For Value Received, **Jeffrey K. Sanders and Mindy R. Sanders, Trustees of the Jeffrey K. Sanders and Mindy R. Sanders 1999 Trust**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Birch Creek Corp.**, hereinafter called the Grantee, whose current address is **P.O. Box 22677, Bakersfield, CA 93390**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

SEE ATTACHED LEGAL DESCRIPTION

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

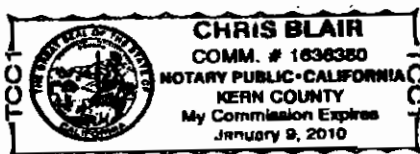
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

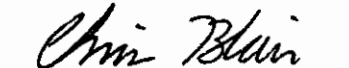

Jeffrey K. Sanders
Trustee of the Jeffrey K. Sanders and Mindy R. Sanders 1999 Trust


Mindy R. Sanders
Trustee of the Jeffrey K. Sanders and Mindy R. Sanders 1999 Trust

STATE OF California)
SS.
COUNTY OF Kern)

On this **May 31, 2006**, before me, a Notary Public in and for said State, personally appeared **Jeffrey K. Sanders and Mindy R. Sanders**, known or identified to me to be the person whose name is subscribed to the within instrument as the **Trustees of Jeffrey K. Sanders and Mindy R. Sanders 1999 Trust**, and acknowledged to me that he/she/they executed the same as such.




Notary Public for the State of California
Residing at: Bakersfield, California
My Commission Expires: January 9, 2010

130453 -IF
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

EXHIBIT A - LEGAL DESCRIPTION

PART OF SECTIONS 3 & 10, TOWNSHIP 2 NORTH, RANGE 41 EAST AND SECTIONS 33, 34 & 27, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 100.00 FEET ALONG THE SOUTH LINE OF SECTION 34 TO THE WEST LINE OF INSTRUMENT NO. 1198563 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE THE FOLLOWING (5) COURSES ALONG SAID INSTRUMENT NO. 1198563 (1) SOUTH 00°00'37" EAST 2669.05 FEET; THENCE (2) SOUTH 00°34'41" WEST 395.30 FEET; THENCE (3) SOUTH 87°38'30" WEST 1228.96 FEET; THENCE (4) SOUTH 11°30'59" WEST 137.58 FEET; THENCE (5) SOUTH 10°31'30" EAST 138.44 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1163102; THENCE THE FOLLOWING (8) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 00°24'44" WEST 569.05 FEET; THENCE (2) SOUTH 27°20'43" WEST 730.36 FEET; THENCE (3) NORTH 89°43'36" WEST 165.41 FEET; THENCE (4) SOUTH 00°21'01" WEST 651.55 FEET; THENCE (5) NORTH 89°52'01" WEST 165.18 FEET; THENCE (6) SOUTH 01°47'58" WEST 329.88 FEET; THENCE (7) SOUTH 89°51'37" EAST 659.82 FEET; THENCE (8) SOUTH 75°41'45" EAST 1348.43 FEET TO A POINT ON THE EAST LINE OF SECTION 10; THENCE SOUTH 02°15'31" WEST 2971.74 FEET ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF INSTRUMENT NO. 1107583; THENCE THE FOLLOWING (2) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 83°09'54" WEST 2631.88 FEET; THENCE (2) SOUTH 45°41'13" WEST 1859.59 FEET TO A POINT ON THE SOUTH LINE OF SECTION 10; THENCE NORTH 89°26'52" WEST 1292.96 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 02°01'46" EAST 2608.12 FEET ALONG THE WEST LINE OF SECTION 10; THENCE NORTH 00°02'21" EAST 2,634.94 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 00°14'28" EAST 2640.06 FEET ALONG THE WEST LINE OF SECTION 3; THENCE NORTH 00°11'38" EAST 2618.14 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SECTION 3 AND A POINT ON THE SOUTH LINE OF INSTRUMENT NO. 1202947; THENCE NORTH 68°27'20" EAST 1255.09 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF INSTRUMENT NO. 1206233; THENCE THE FOLLOWING (3) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 89°59'50" EAST 100.00 FEET; THENCE (2) NORTH 00°00'06" WEST 1247.76 FEET; THENCE (3) SOUTH 90°00'00" WEST 860.14 FEET TO A POINT ON THE EAST LINE OF INSTRUMENT NO. 1202947; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 13°45'54" WEST 199.90 FEET; THENCE (2) NORTH 89°51'06" WEST 351.02 FEET; THENCE (3) SOUTH 89°39'35" WEST 165.51 FEET; THENCE (4) NORTH 00°15'16" EAST 399.68 FEET; THENCE NORTH 89°39'35" EAST 705.89 FEET ALONG THE SOUTH LINE OF INSTRUMENT NO. 1182493 TO THE SOUTHEAST CORNER OF SAID INSTRUMENT NO.; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 30°20'07" WEST 643.42 FEET; THENCE (2) NORTH 02°11'02" WEST 850.78 FEET; THENCE (3) NORTH 05°32'37" EAST 118.92 FEET; THENCE (4) NORTH 44°08'40" WEST 40.00 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE ALONG SAID CENTERLINE THE FOLLOWING TWELVE (12) COURSES (1) NORTH 45°36'42" EAST 114.10 FEET; THENCE (2) NORTH 44°02'43" EAST 166.53 FEET; THENCE (3) NORTH 37°37'16" EAST 51.91 FEET; THENCE (4) NORTH 26°54'41" EAST 93.45 FEET; THENCE (5) NORTH 26°50'17" EAST 161.53 FEET; THENCE (6) NORTH 27°23'40" EAST 470.90 FEET; THENCE (7) NORTH 38°53'01" EAST 147.28 FEET; THENCE (8) NORTH 51°47'08" EAST 180.18 FEET; THENCE (9) NORTH 56°33'45" EAST 301.18 FEET; THENCE (10) NORTH 47°02'29" EAST 136.76 FEET; THENCE (11) NORTH 31°56'25" EAST 98.06 FEET; THENCE (12) NORTH 38°17'04" EAST 85.24 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1198563; THENCE THE FOLLOWING (16) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 64°55'27" EAST 576.17 FEET; THENCE (2) SOUTH 22°37'36" WEST 411.41 FEET; THENCE (3) SOUTH 26°05'03" WEST 256.82 FEET; THENCE (4) SOUTH 05°32'37" WEST 858.71 FEET; THENCE (5) SOUTH 02°11'02" EAST 405.21 FEET; THENCE (6) SOUTH 30°20'07" EAST 333.87 FEET; THENCE (7) SOUTH 48°09'51" EAST 744.92 FEET; THENCE (8) SOUTH 60°54'37" EAST 766.48 FEET; THENCE (9) SOUTH 67°28'41" EAST 386.93 FEET; THENCE (10) SOUTH 49°24'51" EAST 442.29 FEET; THENCE (11) SOUTH 63°49'47" EAST 632.65 FEET; THENCE (12) SOUTH 10°57'55" EAST 41.04 FEET; THENCE (13) SOUTH 64°49'07" EAST 426.45 FEET; THENCE (14) SOUTH 65°00'53" EAST 267.96 FEET; THENCE (15)

SOUTH 30°29'02" EAST 571.56 FEET; THENCE (16) SOUTH 00°05'58" WEST 578.26 FEET TO THE POINT OF BEGINNING.

PARCEL IS SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH SIDE AND ALSO LESS AND EXCEPTING THE FOLLOWING DESCRIPTION.

PART OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 1332.87 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE NORTH 89°55'23" WEST 1322.87 FEET; THENCE NORTH 00°10'49" EAST 1325.53 FEET; THENCE SOUTH 89°53'39" EAST 1321.94 FEET; THENCE SOUTH 00°08'24" WEST 1324.86 FEET TO THE POINT OF BEGINNING.

ALSO: TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO.

SECTION 4:

E½W½NE¼ OF GOVERNMENT LOT 1

E¼NE¼ OF GOVERNMENT LOT 1

S¼ GOVERNMENT LOT 1

SE¼NE¼

E¼SE¼

SW¼SE¼

SECTION 9:

NW¼NE¼

E½E½

SW¼SE¼

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

INSTRUMENT NO.	1215192
DATE	5-31-06
INST. CODE	205
IMAGED PGS	5
FEE	15.00
STATE OF IDAHO	
COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<i>[Signature]</i>
Deputy Request of	FATCO

BONNEVILLE COUNTY RECORDER
1215192 FEB12'06 PM 3:22

BONNEVILLE COUNTY RECORDER
1225500 MAY31'06 PM 3:11

Re-recording to correct legal description

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, PT ELLIOTT, LLC, an Idaho Limited Liability Company, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Jeffrey K. Sanders and Mindy R. Sanders, Trustees of the Jeffrey and Mindy Sanders 1999 Trust, hereinafter called the Grantee, whose current address is 4160 Douglas Boulevard, Granite Bay, CA 95746, the following described premises, situated in Bonneville County, Idaho, to-wit:

PART OF SECTIONS 3 & 10, TOWNSHIP 2 NORTH, RANGE 41 EAST AND SECTIONS 33, 34 & 27, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

INSTRUMENT NO.	225500
DATE	5-31-06
INST. CODE	205
IMAGED PGS	5
FEE	15.00
STATE OF IDAHO	
COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<i>[Signature]</i>
Deputy Request of	FATCO

STATE OF IDAHO)
County of Bonneville) SS

I hereby certify that this instrument is a true, true, and correct copy of the original thereof, on file in my office.

Dated

RONALD LONGMORE
Clerk of the District Court and
Ex-Officio Recorder

By

Deputy

130453-IF
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 100.00 FEET ALONG THE SOUTH LINE OF SECTION 34 TO THE WEST LINE OF INSTRUMENT NO. 1198563 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE THE FOLLOWING (5) COURSES ALONG SAID INSTRUMENT NO. 1198563 (1) SOUTH 00°00'37" EAST 2669.05 FEET; THENCE (2) SOUTH 00°34'41" WEST 395.30 FEET; THENCE (3) SOUTH 87°38'30" WEST 1228.96 FEET; THENCE (4) SOUTH 11°30'59" WEST 137.58 FEET; THENCE (5) SOUTH 10°31'30" EAST 138.44 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1163102; THENCE THE FOLLOWING (8) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 00°24'44" WEST 569.05 FEET; THENCE (2) SOUTH 27°20'43" WEST 730.36 FEET; THENCE (3) NORTH 89°43'36" WEST 165.41 FEET; THENCE (4) SOUTH 00°21'01" WEST 651.55 FEET; THENCE (5) NORTH 89°52'01" WEST 165.18 FEET; THENCE (6) SOUTH 01°47'58" WEST 329.88 FEET; THENCE (7) SOUTH 89°51'37" EAST 659.82 FEET; THENCE (8) SOUTH 75°41'45" EAST 1348.43 FEET TO A POINT ON THE EAST LINE OF SECTION 10; THENCE SOUTH 02°15'31" WEST 2971.74 FEET ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF INSTRUMENT NO. 1107583; THENCE THE FOLLOWING (2) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 83°09'54" WEST 2631.88 FEET; THENCE (2) SOUTH 45°41'13" WEST 1859.59 FEET TO A POINT ON THE SOUTH LINE OF SECTION 10; THENCE NORTH 89°26'52" WEST 1292.96 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 02°01'46" EAST 2608.12 FEET ALONG THE WEST LINE OF SECTION 10; THENCE NORTH 00°02'21" EAST 2,634.94 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 00°14'28" EAST 2640.06 FEET ALONG THE WEST LINE OF SECTION 3; THENCE NORTH 00°11'38" EAST 2618.14 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SECTION 3 AND A POINT ON THE SOUTH LINE OF INSTRUMENT NO. 1202947; THENCE NORTH 68°27'20" EAST 1255.09 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF INSTRUMENT NO. 1206233; THENCE THE FOLLOWING (3) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 89°59'50" EAST 100.00 FEET; THENCE (2) NORTH 00°00'06" WEST 1247.76 FEET; THENCE (3) SOUTH 90°00'00" WEST 860.14 FEET TO A POINT ON THE EAST LINE OF INSTRUMENT NO. 1202947; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 13°45'54" WEST 199.90 FEET; THENCE (2) NORTH 89°51'06" WEST 351.02 FEET; THENCE (3) SOUTH 89°39'35" WEST 165.51 FEET; THENCE (4) NORTH 00°15'16" EAST 399.68 FEET; THENCE NORTH 89°39'35" EAST 705.89 FEET ALONG THE SOUTH LINE OF INSTRUMENT NO. 1182493 TO THE SOUTHEAST CORNER OF SAID INSTRUMENT NO.; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 30°20'07" WEST 643.42 FEET; THENCE (2) NORTH 02°11'02" WEST 850.78 FEET; THENCE (3) NORTH 05°32'37" EAST 118.92 FEET; THENCE (4) NORTH 44°08'40" WEST 40.00 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE ALONG SAID CENTERLINE THE FOLLOWING TWELVE (12) COURSES (1) NORTH 45°36'42" EAST 114.10 FEET; THENCE (2) NORTH 44°02'43" EAST 166.53 FEET; THENCE (3) NORTH 37°37'16" EAST 51.91 FEET; THENCE (4) NORTH 26°54'41" EAST 93.45 FEET; THENCE (5) NORTH 26°50'17" EAST 161.53 FEET; THENCE (6) NORTH 27°23'40" EAST 470.90 FEET; THENCE (7) NORTH 38°53'01" EAST 147.28 FEET; THENCE (8) NORTH 51°47'08" EAST 180.18 FEET; THENCE (9) NORTH 56°33'45" EAST 301.18 FEET; THENCE (10) NORTH 47°02'29" EAST 136.76 FEET; THENCE (11) NORTH 31°36'25" EAST 98.06 FEET; THENCE (12) NORTH 38°17'04" EAST 85.24 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1198563; THENCE THE FOLLOWING (16) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 64°55'27" EAST 576.17 FEET; THENCE (2) SOUTH 22°37'36" WEST 411.41 FEET; THENCE (3) SOUTH 26°05'03" WEST 256.82 FEET; THENCE (4) SOUTH 05°32'37" WEST 858.71 FEET; THENCE (5) SOUTH 02°11'02" EAST 405.21 FEET; THENCE (6) SOUTH 30°20'07" EAST 333.87 FEET; THENCE (7) SOUTH 48°09'51" EAST 744.92 FEET; THENCE (8) SOUTH 60°54'37" EAST 766.48 FEET; THENCE (9) SOUTH 67°28'41" EAST 386.93 FEET; THENCE (10) SOUTH 49°24'51" EAST 442.29 FEET; THENCE (11) SOUTH 63°49'47" EAST 632.65 FEET; THENCE (12) SOUTH 10°57'55" EAST 41.04 FEET; THENCE (13) SOUTH 64°49'07" EAST 426.45 FEET; THENCE (14) SOUTH 65°00'53" EAST 287.96 FEET; THENCE (15) SOUTH 30°29'02" EAST 571.56 FEET; THENCE (16) SOUTH 00°05'58" WEST 578.26 FEET TO THE POINT OF BEGINNING.

PARCEL IS SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH SIDE AND ALSO LESS AND EXCEPTING THE FOLLOWING DESCRIPTION.

PART OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 1332.87 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE NORTH 89°55'23" WEST 1322.87 FEET; THENCE NORTH 00°10'49" EAST 1325.53 FEET; THENCE SOUTH 89°53'39" EAST 1321.94 FEET; THENCE SOUTH 00°08'24" WEST 1324.86 FEET TO THE POINT OF BEGINNING.

APN:

Warranty Deed
- continued

File No.: 130493-17 (da)
Date: 02/16/2006

ALSO: TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO.

SECTION 4:
E $\frac{1}{4}$ W $\frac{1}{4}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1
E $\frac{1}{4}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1
S $\frac{1}{2}$ GOVERNMENT LOT 1
SE $\frac{1}{4}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ SE $\frac{1}{4}$
~~SW $\frac{1}{4}$ SE $\frac{1}{4}$~~ SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1/4
C.M.
7B

SECTION 9:
NW $\frac{1}{4}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ E $\frac{1}{2}$
SW $\frac{1}{4}$ SE $\frac{1}{4}$

LESS AND EXCEPTING: PART OF SECTION 3, TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, AND SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°49'02" WEST 500.00 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTH QUARTER CORNER OF SAID SECTION 34 AND RUNNING THENCE SOUTH 00°10'49" WEST 150.00 FEET; THENCE NORTH 89°49'02" WEST 477.69 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 21°46'39" WEST 161.74 FEET TO THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 58°34'02" WEST 92.83 FEET; THENCE NORTH 28°07'11" EAST 295.34 FEET; THENCE NORTH 00°00'06" WEST 1,701.56 FEET; THENCE NORTH 48°09'51" WEST 690.69 FEET; THENCE NORTH 30°20'07" WEST 659.94 FEET; THENCE NORTH 02°11'02" WEST 659.82 FEET; THENCE NORTH 05°32'37" EAST 1,038.70 FEET; THENCE NORTH 23°44'14" EAST 16.58 FEET; THENCE NORTH 64°55'27" WEST 131.87 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE NORTH 38°53'01" EAST 77.29 FEET ALONG SAID CENTERLINE; THENCE NORTH 51°47'08" EAST 27.93 FEET ALONG SAID CENTERLINE; THENCE SOUTH 64°55'27" EAST 198.56 FEET; THENCE SOUTH 23°44'14" WEST 98.26 FEET; THENCE SOUTH 05°32'37" WEST 1,015.94 FEET; THENCE SOUTH 02°11'02" EAST 627.99 FEET; THENCE SOUTH 30°20'07" EAST 619.18 FEET; THENCE SOUTH 48°09'51" EAST 932.90 FEET; THENCE SOUTH 60°54'37" EAST 257.47 FEET; THENCE SOUTH 00°10'49" WEST 1,789.49 FEET; TO THE POINT OF BEGINNING.

SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH END.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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 except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

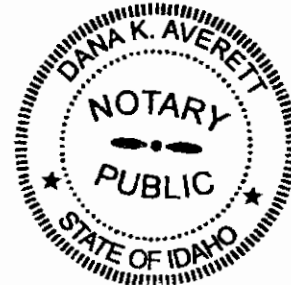
PT Elliott, LLC, an Idaho Limited Liability Company

By: Carl F. Zittlau, Manager

By: Nessel M. Zittlau, Manager

STATE OF Idaho)
) ss.
COUNTY OF Bonneville)

Darak A. H. #1
 Notary Public of Idaho
 Residing at: Blackfoot #10
 Commission Expires: 9/23/2011





Internal Revenue Service The
DEPARTMENT OF THE TREASURY Digital
Daily

Federal Tax ID / EIN

This is your provisional Employer Identification Number:

20-4956651

Today's Date is: May 31, 2006 GMT

You will receive a confirmation letter in U.S. mail within fifteen days.

The letter will also contain useful tax information for your business or organization.

If you have input any of the information on your application in error, please wait seven days and contact the EIN Toll Free area at 1-800-829-4933, Monday - Friday, 7:30am - 5:30pm. If you do not want to call, please make corrections on the letter you receive confirming your EIN and return it to the IRS.

If you are going to complete other on-line applications that require your Employer Identification Number(EIN) you can copy it by performing the following steps:

- 1) Use your mouse to highlight your EIN (blue number on top of page) by moving your pointer on top of the number.
- 2) Press the Ctrl key at the same time pressing the C key.

Once you copy your EIN you can paste it in the appropriate place by pressing the Ctrl key at the same time pressing the V key.

You may click on the buttons below for different print options or to fill out another Form SS-4.

[Review and Print Form SS-4](#)

[Fill Out Another Form SS-4](#)

Click [here](#) to return to the Internet Employer Identification Number landing (start) page.

Form SS-4 (Rev. December 2001) Department of the Treasury Internal Revenue Service		Application for Employer Identification Number (For use by employers, corporations, partnerships, trusts, estates, churches, government agencies, Indian tribal entities, certain individuals, and others.) ▶ See separate instructions for each line. ▶ Keep a copy for your records.		EIN 20-4956651 OMB No. 1545-0003	
1* Legal name of entity (or individual) for whom the EIN is being requested Birch Creek Corp					
2 Trade name of business (if different from name on line 1)			3 Executor, trustee, "care of" name		
4a* Mailing address (room, apt., suite no. and street, or P.O. box) PO Box 22677			5a Street address (if different) (Do not enter a P.O. box)		
4b* City, state, and ZIP code Bakersfield CA 93390 -			5b City, state, and ZIP code		
6* County and state where principal business is located County Bonneville State ID					
7a* Name of principal officer, general partner, grantor, owner, or trustee Jeffrey K Sanders - President			7b* SSN, ITIN, EIN 545-41-8329		
8a* Type of entity (check only one) ☐ Sole Proprietor (SSN) ☐ Partnership ☒ Corporation (enter form number to be filed) ▶ 1120S ☐ Personal Service ☐ Church or church-controlled organization ☐ Other nonprofit organization (specify) ▶ ☐ Other (specify) ▶					
☐ Estate (SSN of decedent) ☐ Plan administrator (SSN) ☐ Trust (SSN of grantor) ☐ National Guard ☐ Farmers' cooperative ☐ REMIC ☐ Group Exemption NO. (GEN) ▶					
☐ State/local government ☐ Federal government/military ☐ Indian tribal government/enterprises					
8b* If a corporation, name the state or foreign country (if applicable) where incorporated		State ID	Foreign country		
9* Reason for applying (check only one) ☒ Started new business (specify type) ▶ Corporation ☐ Hired employees (Check the box and see line 12) ☐ Compliance with IRS withholding regulations ☐ Other (specify) ▶					
☐ Banking purpose (specify purpose) ▶ ☐ Changed type of organization (specify new type) ▶ ☐ Purchased going business ☐ Created a trust (specify type) ▶ ☐ Created a pension plan (specify type) ▶					
10* Date business started or acquired (month, day, year) MAY 30 2006			11* Closing month of accounting year DEC		
12 First date wages or annuities were paid or will be paid (month, day, year) Note: If applicant is a withholding agent, enter date income will first be paid to nonresident alien. (month, day, year) ▶					
13 Highest number of employees expected in the next twelve months Note: If the applicant does not expect to have any employees during the period, enter "0" ▶			Agriculture 0	Household 0	Other 0
14* Check box that best describes the principal activity of your business ☐ Construction ☐ Rental & leasing ☐ Transportation & warehousing ☐ Health care & social assistance ☐ Wholesale-agent/broker ☐ Real estate ☐ Manufacturing ☐ Finance & insurance ☐ Accommodation & food service ☐ Wholesale-other ☐ Other (specify)					
15* Indicate principal line of merchandise sold; specific construction work done; products produced; or services provided. Real estate parcels					
16a* Has the applicant ever applied for an employer identification number for this or any other business? Yes ☐ No ☒ Note: If "Yes" please complete lines 16b and 16c					
16b If you checked "Yes" on line 16a, give applicant's legal name and trade name shown on prior application if different from line 1 or 2 above. Legal name ▶ Trade name ▶					
16c Approximate date when, and city and state where, the application was filed. Enter previous employer identification number if known. Approximate date when filed (month, day, year) City and state where filed Previous EIN					
Complete section only if you want to authorize the named individual to receive the entity's EIN and answer questions about the completion of this form					
Third Party Designee	Designee's name			Designee's telephone number (include area code)	
	Address and ZIP code			() - Designee's fax number (include area code) () -	
Under penalties of perjury, I declare that I have examined this application, and to the best of my knowledge and belief, it is true, correct, and complete.					
Name and title (type or print clearly)			Applicant's telephone number (include area code)		

Print Review IRS Form SS-4 EIN

Page 2 of 2

► Jeffrey K Sanders - President
Signature ► Not Required

Date ► May 31, 2006 GMT

(661) 587 - 0471
Applicant's tax number (include area code)
(661) 587 - 0471

**ARTICLES OF INCORPORATION
OF
BIRCH CREEK CORP.**

1. **Name.** The name of the corporation is Birch Creek Corp.
2. **Authorized Shares.** The aggregate number of shares the corporation is authorized to issue shall be 100,000 shares, all of which shall be common voting stock.
3. **Registered Office and Agent.** The registered office of the corporation is 425 South Holmes, Idaho Falls, Idaho 83401 and its registered agent at that address is Scott P. Eskelson.
4. **Incorporator.** The name of the incorporator is Scott P. Eskelson, and the incorporator's address is 425 S. Holmes Avenue (83401), P.O. Box 3189, Idaho Falls, Idaho 83403-3189.
5. **Voting Entitlement of Shares.**
 - (a) Except as provided in sections (b) and (d) of this Article, each outstanding share, regardless of class, is entitled to one (1) vote on each matter voted on at a shareholders' meeting. Only shares are entitled to vote.
 - (b) This corporation is not entitled to vote treasury shares. The shares of this corporation are not entitled to vote if they are owned, directly or indirectly, by a second corporation, domestic or foreign, and this corporation owns, directly or indirectly, a majority of the shares entitled to vote for directors of the second corporation.
 - (c) Section (b) of this Article does not limit the power of this corporation to vote any share, including its own shares, held by it in a fiduciary capacity.
 - (d) Redeemable shares are not entitled to vote after notice of redemption is mailed to the holders and a sum sufficient to redeem the shares has been deposited with a bank, trust company, or other financial institution under an irrevocable obligation to pay the holders the redemption price on surrender of the shares.

(e) Shareholders do not have the right to cumulate their votes for directors.

6. Corporate Purpose. The purpose for which this corporation is organized is the transaction of any and all lawful business for which corporations may be incorporated under the Idaho Business Corporation Act.

7. Board of Directors. All corporate powers shall be exercised by or under the authority of, and the business and affairs of the corporation managed under the direction of, its board of directors, subject to any limitation set forth in a shareholder agreement authorized under Idaho Code § 30-1-732. The number of directors constituting the initial board of directors shall be one (1), and the names and addresses of the persons to serve as directors until the first annual meeting of shareholders or until their successors are elected and qualified are:

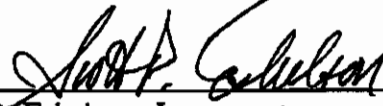
NAME	ADDRESS
Jeffrey K. Sanders	P. O. Box 22677 Bakersfield, CA 93390

8. Preemptive Rights. The corporation elects not to have preemptive rights.

9. Indemnification. The corporation shall indemnify the directors and officers of the corporation to the fullest extent permitted by the Idaho Business Corporation Act, as the same exists or may hereafter be amended (but, in the case of any such amendment, only to the extent that such amendment permits the corporation to provide broader indemnification rights than the Idaho Business Corporation Act permitted the corporation to provide prior to such amendment).

10. Limitation of Liability. No director shall be liable to the corporation or its stockholders for monetary damages for breach of fiduciary duty except liability for: (i) the amount of a financial benefit received by a director to which he is not entitled; (ii) an intentional infliction of harm on the corporation or the shareholders; (iii) a violation of Idaho Code § 30-1-833; or (iv) an intentional violation of criminal law.

IN WITNESS WHEREOF, I have subscribed these Articles of Incorporation this
30th day of May, 2006.



Scott P. Eskelson, Incorporator

G:\SharedFiles\Wendy'sMyFiles\SPE-Clients\2415\ARTICLES OF INCORPORATION.wpd

...BONNEVILLE COUNTY RECORDER
1225624 JUN 1 '06 PM 1 27

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, **Jeffrey K. Sanders and Mindy R. Sanders, Trustees of the Jeffrey K. Sanders and Mindy R. Sanders 1999 Trust**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Birch Creek Corp.**, hereinafter called the Grantee, whose current address is **P.O. Box 22677, Bakersfield, CA 93390**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

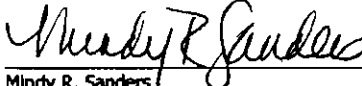
SEE ATTACHED LEGAL DESCRIPTION

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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 except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Jeffrey K. Sanders

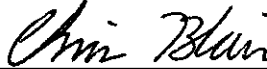
Trustee of the Jeffrey K. Sanders and Mindy R. Sanders 1999 Trust


Mindy R. Sanders

Trustee of the Jeffrey K. Sanders and Mindy R. Sanders 1999 Trust

STATE OF California)
ss.
COUNTY OF Kern)

On this **May 31, 2006**, before me, a Notary Public in and for said State, personally appeared **Jeffrey K. Sanders and Mindy R. Sanders**, known or identified to me to be the person whose name is subscribed to the within instrument as the **Trustees of Jeffrey K. Sanders and Mindy R. Sanders 1999 Trust**, and acknowledged to me that ~~he/she~~/they executed the same as such.


Chris Blair

Notary Public for the State of California
Residing at: Bakersfield, California
My Commission Expires: January 9, 2010



130453-IF
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

EXHIBIT A - LEGAL DESCRIPTION

PART OF SECTIONS 3 & 10, TOWNSHIP 2 NORTH, RANGE 41 EAST AND SECTIONS 33, 34 & 27, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 100.00 FEET ALONG THE SOUTH LINE OF SECTION 34 TO THE WEST LINE OF INSTRUMENT NO. 1198563 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE THE FOLLOWING (5) COURSES ALONG SAID INSTRUMENT NO. 1198563 (1) SOUTH 00°00'37" EAST 2669.05 FEET; THENCE (2) SOUTH 00°34'41" WEST 395.30 FEET; THENCE (3) SOUTH 87°38'30" WEST 1228.96 FEET; THENCE (4) SOUTH 11°30'59" WEST 137.58 FEET; THENCE (5) SOUTH 10°31'30" EAST 138.44 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1163102; THENCE THE FOLLOWING (8) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 00°24'44" WEST 569.05 FEET; THENCE (2) SOUTH 27°20'43" WEST 730.36 FEET; THENCE (3) NORTH 89°43'36" WEST 165.41 FEET; THENCE (4) SOUTH 00°21'01" WEST 651.55 FEET; THENCE (5) NORTH 89°52'01" WEST 165.18 FEET; THENCE (6) SOUTH 01°47'58" WEST 329.88 FEET; THENCE (7) SOUTH 89°51'37" EAST 659.82 FEET; THENCE (8) SOUTH 75°41'45" EAST 1348.43 FEET TO A POINT ON THE EAST LINE OF SECTION 10; THENCE SOUTH 02°15'31" WEST 2971.74 FEET ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF INSTRUMENT NO. 1107583; THENCE THE FOLLOWING (2) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 83°09'54" WEST 2631.88 FEET; THENCE (2) SOUTH 45°41'13" WEST 1859.59 FEET TO A POINT ON THE SOUTH LINE OF SECTION 10; THENCE NORTH 89°26'52" WEST 1292.96 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 02°01'46" EAST 2608.12 FEET ALONG THE WEST LINE OF SECTION 10; THENCE NORTH 00°02'21" EAST 2,634.94 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 00°14'28" EAST 2640.06 FEET ALONG THE WEST LINE OF SECTION 3; THENCE NORTH 00°11'38" EAST 2618.14 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SECTION 3 AND A POINT ON THE SOUTH LINE OF INSTRUMENT NO. 1202947; THENCE NORTH 68°27'20" EAST 1255.09 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF INSTRUMENT NO. 1206233; THENCE THE FOLLOWING (3) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 89°59'50" EAST 100.00 FEET; THENCE (2) NORTH 00°00'06" WEST 1247.76 FEET; THENCE (3) SOUTH 90°00'00" WEST 860.14 FEET TO A POINT ON THE EAST LINE OF INSTRUMENT NO. 1202947; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 13°45'54" WEST 199.90 FEET; THENCE (2) NORTH 89°51'06" WEST 351.02 FEET; THENCE (3) SOUTH 89°39'35" WEST 165.51 FEET; THENCE (4) NORTH 00°15'16" EAST 399.68 FEET; THENCE NORTH 89°39'35" EAST 705.89 FEET ALONG THE SOUTH LINE OF INSTRUMENT NO. 1182493 TO THE SOUTHEAST CORNER OF SAID INSTRUMENT NO.; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 30°20'07" WEST 643.42 FEET; THENCE (2) NORTH 02°11'02" WEST 850.78 FEET; THENCE (3) NORTH 05°32'37" EAST 118.92 FEET; THENCE (4) NORTH 44°08'40" WEST 40.00 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE ALONG SAID CENTERLINE THE FOLLOWING TWELVE (12) COURSES (1) NORTH 45°36'42" EAST 114.10 FEET; THENCE (2) NORTH 44°02'43" EAST 166.53 FEET; THENCE (3) NORTH 37°37'16" EAST 51.91 FEET; THENCE (4) NORTH 26°54'41" EAST 93.45 FEET; THENCE (5) NORTH 26°50'17" EAST 161.53 FEET; THENCE (6) NORTH 27°23'40" EAST 470.90 FEET; THENCE (7) NORTH 38°53'01" EAST 147.28 FEET; THENCE (8) NORTH 51°47'08" EAST 180.18 FEET; THENCE (9) NORTH 56°33'45" EAST 301.18 FEET; THENCE (10) NORTH 47°02'29" EAST 136.76 FEET; THENCE (11) NORTH 31°56'25" EAST 98.06 FEET; THENCE (12) NORTH 38°17'04" EAST 85.24 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1198563; THENCE THE FOLLOWING (16) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 64°55'27" EAST 576.17 FEET; THENCE (2) SOUTH 22°37'36" WEST 411.41 FEET; THENCE (3) SOUTH 26°05'03" WEST 256.82 FEET; THENCE (4) SOUTH 05°32'37" WEST 858.71 FEET; THENCE (5) SOUTH 02°11'02" EAST 405.21 FEET; THENCE (6) SOUTH 30°20'07" EAST 333.87 FEET; THENCE (7) SOUTH 48°09'51" EAST 744.92 FEET; THENCE (8) SOUTH 60°54'37" EAST 766.48 FEET; THENCE (9) SOUTH 67°28'41" EAST 386.93 FEET; THENCE (10) SOUTH 49°24'51" EAST 442.29 FEET; THENCE (11) SOUTH 63°49'47" EAST 632.65 FEET; THENCE (12) SOUTH 10°57'55" EAST 41.04 FEET; THENCE (13) SOUTH 64°49'07" EAST 426.45 FEET; THENCE (14) SOUTH 65°00'53" EAST 267.96 FEET; THENCE (15)

SOUTH 30°29'02" EAST 571.56 FEET; THENCE (16) SOUTH 00°05'58" WEST 578.26 FEET TO THE POINT OF BEGINNING.

PARCEL IS SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH SIDE AND ALSO LESS AND EXCEPTING THE FOLLOWING DESCRIPTION.

PART OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 1332.87 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE NORTH 89°55'23" WEST 1322.87 FEET; THENCE NORTH 00°10'49" EAST 1325.53 FEET; THENCE SOUTH 89°53'39" EAST 1321.94 FEET; THENCE SOUTH 00°08'24" WEST 1324.86 FEET TO THE POINT OF BEGINNING.

ALSO: TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO.

SECTION 4:

E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1

E $\frac{1}{2}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1

S $\frac{1}{2}$ GOVERNMENT LOT 1

SE $\frac{1}{4}$ NE $\frac{1}{4}$

E $\frac{1}{2}$ SE $\frac{1}{4}$

SW $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION 9:

NW $\frac{1}{4}$ NE $\frac{1}{4}$

E $\frac{1}{2}$ E $\frac{1}{2}$

SW $\frac{1}{4}$ SE $\frac{1}{4}$

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

INSTRUMENT NO.	1215193
DATE	2-17-06
INST. CODE	205
PAGES	2
FILE	2-
STATE OF IDAHO	SS
COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald L. Lashmore, County Recorder	
By	<i>[Signature]</i>
Deputy	
Request of	<i>[Signature]</i>

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, **Deryk Dees and Sally Dees, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jeffrey K. Sanders and Mindy R. Sanders, Trustees of the Jeffrey and Mindy Sanders 1999 Trust**, hereinafter called the Grantee, whose current address is **4160 Douglas Boulevard, Granite Bay, CA 95746**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

PART OF SECTION 3, TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, AND SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

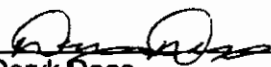
BEGINNING AT A POINT THAT IS NORTH 89°49'02" WEST 500.00 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTH QUARTER CORNER OF SAID SECTION 34 AND RUNNING THENCE SOUTH 00°10'49" WEST 150.00 FEET; THENCE NORTH 89°49'02" WEST 477.69 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 21°46'39" WEST 161.74 FEET TO THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 58°34'02" WEST 92.83 FEET; THENCE NORTH 28°07'11" EAST 295.34 FEET; THENCE NORTH 00°00'06" WEST 1,701.56 FEET; THENCE NORTH 48°09'51" WEST 690.69 FEET; THENCE NORTH 30°20'07" WEST 659.94 FEET; THENCE NORTH 02°11'02" WEST 659.82 FEET; THENCE NORTH 05°32'37" EAST 1,038.70 FEET; THENCE NORTH 23°44'14" EAST 16.58 FEET; THENCE NORTH 64°55'27" WEST 131.87 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE NORTH 38°53'01" EAST 77.29 FEET ALONG SAID CENTERLINE; THENCE NORTH 51°47'08" EAST 27.93 FEET ALONG SAID CENTERLINE; THENCE SOUTH 64°55'27" EAST 198.56 FEET; THENCE SOUTH 23°44'14" WEST 98.26 FEET; THENCE SOUTH 05°32'37" WEST 1,015.94 FEET; THENCE SOUTH 02°11'02" EAST 627.99 FEET; THENCE SOUTH 30°20'07" EAST 619.18 FEET; THENCE SOUTH 48°09'51" EAST 932.90 FEET; THENCE SOUTH 60°54'37" EAST 257.47 FEET; THENCE SOUTH 00°10'49" WEST 1,789.49 FEET; TO THE POINT OF BEGINNING.

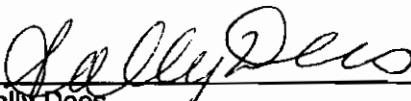
SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH END AND FOUR 80 FOOT RIGHT OF WAYS AS DESCRIBED BELOW:

TOGETHER WITH: A NON-EXCLUSIVE 80 FOOT ROAD RIGHT OF WAY AND UTILITY EASEMENT BEING 40 FEET EACH SIDE OF THE FOLLOWING CORNER OF SAID SECTION 34 AND RUNNING THENCE SOUTH 11°10'09" EAST 33.40 FEET; THENCE SOUTH 08°23'35" WEST 53.60 FEET; THENCE SOUTH 12°32'05" WEST 72.84 FEET; THENCE SOUTH 13°33'05" WEST 53.87 FEET; THENCE SOUTH 10°55'08" WEST 114.80 FEET; THENCE SOUTH 01°25'49" WEST 56.61 FEET; THENCE SOUTH 05°33'04" EAST 55.10 FEET; THENCE SOUTH 07°32'29" EAST 54.26 FEET; THENCE SOUTH 11°43'23" EAST 50.03 FEET; THENCE SOUTH 15°58'38" EAST 55.85 FEET; THENCE SOUTH 19°25'56" EAST 54.18 FEET; THENCE SOUTH 25°37'37" EAST 64.46 FEET; THENCE SOUTH 31°17'39" EAST 68.64 FEET; THENCE SOUTH 33°51'27" EAST 51.65 FEET; THENCE SOUTH 38°06'00" EAST 57.09 FEET; THENCE SOUTH 45°42'56" EAST 75.75 FEET; THENCE SOUTH 48°31'45" EAST 53.75 FEET; THENCE SOUTH 49°49'59" EAST 55.93 FEET; THENCE SOUTH 48°33'05" EAST 60.03 FEET; THENCE SOUTH 46°19'40" EAST 61.21 FEET; THENCE SOUTH 41°41'44" EAST 82.88 FEET; THENCE SOUTH 36°10'39" EAST 59.86 FEET; THENCE SOUTH 37°20'59" EAST 60.18 FEET; THENCE SOUTH 33°53'54" EAST 66.33 FEET; THENCE SOUTH 33°00'40" EAST 62.61 FEET; THENCE SOUTH 33°32'01" EAST 60.13 FEET; THENCE SOUTH 34°51'40" EAST 60.81 FEET; THENCE SOUTH 36°46'01" EAST 41.82 FEET; THENCE SOUTH 30°02'42" EAST 146.40 FEET; THENCE SOUTH 33°36'09" EAST 215.24 FEET; THENCE SOUTH 30°07'59" EAST 34.49 FEET; THENCE SOUTH 25°26'15" EAST 51.93 FEET; THENCE SOUTH 24°16'03" EAST 57.26 FEET; THENCE SOUTH 22°01'58" EAST 56.69 FEET; THENCE SOUTH 18°04'32" EAST 60.20 FEET; THENCE SOUTH 17°39'44" EAST 58.66 FEET; THENCE SOUTH 15°12'30" EAST 105.15 FEET; THENCE SOUTH 10°13'20" EAST 58.64 FEET; THENCE SOUTH 11°26'21" EAST 54.66 FEET; THENCE SOUTH 10°41'23" EAST 56.94 FEET; THENCE SOUTH 10°30'23" EAST 55.09 FEET; THENCE SOUTH 12°00'22" EAST 57.30 FEET; THENCE SOUTH 02°05'41" EAST 60.00 FEET; THENCE SOUTH 07°45'38" WEST 67.32 FEET; THENCE SOUTH 06°47'52" WEST 43.14 FEET; THENCE SOUTH 00°36'59" WEST 51.68 FEET; THENCE SOUTH 02°34'31" EAST 55.22 FEET; THENCE SOUTH 06°16'55" EAST 61.03 FEET; THENCE SOUTH 09°15'29" EAST 114.85 FEET; THENCE SOUTH 12°25'21" EAST 54.88 FEET; THENCE SOUTH 15°45'22" EAST 50.37 FEET; THENCE SOUTH 18°57'20" EAST 106.09 FEET; THENCE SOUTH 23°17'24" EAST 179.74 FEET; THENCE SOUTH 89°08'56" EAST 61.81 FEET; THENCE NORTH 87°47'27" EAST 22.35 FEET; TO THE END OF SAID RIGHT OF WAY.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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 except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Deryk Dees


Sally Dees

STATE OF Idaho)
SS.
COUNTY OF Bonneville)

On this 17th day of February, 2006, before me, a Notary Public in and for said State, personally appeared Deryk Dees and Sally Dees, known or identified to me to be the person(s) whose name(s) is/are

BONNEVILLE COUNTY RECORDER
1215192 FEB17'06 PM 3:22

BONNEVILLE COUNTY RECORDER
1225500 MAY31'06 PM 3:11

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

INSTRUMENT NO.	1215192
DATE	5-31-06
INST. CODE	205
IMAGED PGS	5
FEE	12.7
STATE OF IDAHO COUNTY OF BONNEVILLE)	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<i>R Long</i>
Deputy Request of	<i>FATCO</i>

Re-recording to correct legal description

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, **PT ELLIOTT, LLC**, an Idaho Limited Liability Company, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jeffrey K. Sanders and Mindy R. Sanders, Trustees of the Jeffrey and Mindy Sanders 1999 Trust**, hereinafter called the Grantee, whose current address is **4160 Douglas Boulevard, Granite Bay, CA 95746**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

PART OF SECTIONS 3 & 10, TOWNSHIP 2 NORTH, RANGE 41 EAST AND SECTIONS 33, 34 & 27, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

INSTRUMENT NO.	1225500
DATE	5-31-06
INST. CODE	205
IMAGED PGS	5
FEE	12.7
STATE OF IDAHO COUNTY OF BONNEVILLE)	
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	<i>R Long</i>
Deputy Request of	<i>FATCO</i>

STATE OF IDAHO }
County of Bonneville } SS

I hereby certify that this instrument is a true, true, and correct copy of the original thereof, on file in my office.

Dated 5-31-06

RONALD LONGMORE
Deputy of the County Clerk and
Ex Officio Recorder

By *R Long*

Deputy

130453-IF
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 100.00 FEET ALONG THE SOUTH LINE OF SECTION 34 TO THE WEST LINE OF INSTRUMENT NO. 1198563 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE THE FOLLOWING (5) COURSES ALONG SAID INSTRUMENT NO. 1198563 (1) SOUTH 00°00'37" EAST 2669.05 FEET; THENCE (2) SOUTH 00°34'41" WEST 395.30 FEET; THENCE (3) SOUTH 87°38'30" WEST 1228.96 FEET; THENCE (4) SOUTH 11°30'59" WEST 137.58 FEET; THENCE (5) SOUTH 10°31'30" EAST 138.44 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1163102; THENCE THE FOLLOWING (8) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 00°24'44" WEST 569.05 FEET; THENCE (2) SOUTH 27°20'43" WEST 730.36 FEET; THENCE (3) NORTH 89°43'36" WEST 165.41 FEET; THENCE (4) SOUTH 00°21'01" WEST 651.55 FEET; THENCE (5) NORTH 89°52'01" WEST 165.18 FEET; THENCE (6) SOUTH 01°47'58" WEST 329.88 FEET; THENCE (7) SOUTH 89°51'37" EAST 659.82 FEET; THENCE (8) SOUTH 75°41'45" EAST 1348.43 FEET TO A POINT ON THE EAST LINE OF SECTION 10; THENCE SOUTH 02°15'31" WEST 2971.74 FEET ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF INSTRUMENT NO. 1107583; THENCE THE FOLLOWING (2) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 83°09'54" WEST 2631.88 FEET; THENCE (2) SOUTH 45°41'13" WEST 1859.59 FEET TO A POINT ON THE SOUTH LINE OF SECTION 10; THENCE NORTH 89°26'52" WEST 1292.96 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 02°01'46" EAST 2608.12 FEET ALONG THE WEST LINE OF SECTION 10; THENCE NORTH 00°02'21" EAST 2,634.94 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 00°14'28" EAST 2640.06 FEET ALONG THE WEST LINE OF SECTION 3; THENCE NORTH 00°11'38" EAST 2618.14 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SECTION 3 AND A POINT ON THE SOUTH LINE OF INSTRUMENT NO. 1202947; THENCE NORTH 68°27'20" EAST 1255.09 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF INSTRUMENT NO. 1206233; THENCE THE FOLLOWING (3) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 89°59'50" EAST 100.00 FEET; THENCE (2) NORTH 00°00'06" WEST 1247.76 FEET; THENCE (3) SOUTH 90°00'00" WEST 860.14 FEET TO A POINT ON THE EAST LINE OF INSTRUMENT NO. 1202947; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 13°45'54" WEST 199.90 FEET; THENCE (2) NORTH 89°51'06" WEST 351.02 FEET; THENCE (3) SOUTH 89°39'35" WEST 165.51 FEET; THENCE (4) NORTH 00°15'16" EAST 399.68 FEET; THENCE NORTH 89°39'35" EAST 705.89 FEET ALONG THE SOUTH LINE OF INSTRUMENT NO. 1182493 TO THE SOUTHEAST CORNER OF SAID INSTRUMENT NO.; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 30°20'07" WEST 643.42 FEET; THENCE (2) NORTH 02°11'02" WEST 850.78 FEET; THENCE (3) NORTH 05°32'37" EAST 118.92 FEET; THENCE (4) NORTH 44°08'40" WEST 40.00 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE ALONG SAID CENTERLINE THE FOLLOWING TWELVE (12) COURSES (1) NORTH 45°36'42" EAST 114.10 FEET; THENCE (2) NORTH 44°02'43" EAST 166.53 FEET; THENCE (3) NORTH 37°37'16" EAST 51.91 FEET; THENCE (4) NORTH 26°54'41" EAST 93.45 FEET; THENCE (5) NORTH 26°50'17" EAST 161.53 FEET; THENCE (6) NORTH 27°23'40" EAST 470.90 FEET; THENCE (7) NORTH 38°53'01" EAST 147.28 FEET; THENCE (8) NORTH 51°47'08" EAST 180.18 FEET; THENCE (9) NORTH 56°33'45" EAST 301.18 FEET; THENCE (10) NORTH 47°02'29" EAST 136.76 FEET; THENCE (11) NORTH 31°56'25" EAST 98.06 FEET; THENCE (12) NORTH 38°17'04" EAST 85.24 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1198563; THENCE THE FOLLOWING (16) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 64°55'27" EAST 576.17 FEET; THENCE (2) SOUTH 22°37'36" WEST 411.41 FEET; THENCE (3) SOUTH 26°05'03" WEST 256.82 FEET; THENCE (4) SOUTH 05°32'37" WEST 858.71 FEET; THENCE (5) SOUTH 02°11'02" EAST 405.21 FEET; THENCE (6) SOUTH 30°20'07" EAST 333.87 FEET; THENCE (7) SOUTH 48°09'51" EAST 744.92 FEET; THENCE (8) SOUTH 60°54'37" EAST 766.48 FEET; THENCE (9) SOUTH 67°28'41" EAST 386.93 FEET; THENCE (10) SOUTH 49°24'51" EAST 442.29 FEET; THENCE (11) SOUTH 63°49'47" EAST 632.65 FEET; THENCE (12) SOUTH 10°57'55" EAST 41.04 FEET; THENCE (13) SOUTH 64°49'07" EAST 426.45 FEET; THENCE (14) SOUTH 65°00'53" EAST 267.96 FEET; THENCE (15) SOUTH 30°29'02" EAST 571.56 FEET; THENCE (16) SOUTH 00°05'58" WEST 578.26 FEET TO THE POINT OF BEGINNING.

PARCEL IS SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH SIDE AND ALSO LESS AND EXCEPTING THE FOLLOWING DESCRIPTION.

PART OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 1332.87 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE NORTH 89°55'23" WEST 1322.87 FEET; THENCE NORTH 00°10'49" EAST 1325.53 FEET; THENCE SOUTH 89°53'39" EAST 1321.94 FEET; THENCE SOUTH 00°08'24" WEST 1324.86 FEET TO THE POINT OF BEGINNING.

ALSO: TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO.

SECTION 4:
E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1
E $\frac{1}{2}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1
S $\frac{1}{2}$ GOVERNMENT LOT 1
SE $\frac{1}{4}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ SE $\frac{1}{4}$
SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ 1/4
7B

SECTION 9:
NW $\frac{1}{4}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ E $\frac{1}{2}$
SW $\frac{1}{4}$ SE $\frac{1}{4}$

LESS AND EXCEPTING: PART OF SECTION 3, TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, AND SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°49'02" WEST 500.00 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTH QUARTER CORNER OF SAID SECTION 34 AND RUNNING THENCE SOUTH 00°10'49" WEST 150.00 FEET; THENCE NORTH 89°49'02" WEST 477.69 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 21°46'39" WEST 161.74 FEET TO THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 58°34'02" WEST 92.83 FEET; THENCE NORTH 28°07'11" EAST 295.34 FEET; THENCE NORTH 00°00'08" WEST 1,701.56 FEET; THENCE NORTH 48°09'51" WEST 690.69 FEET; THENCE NORTH 30°20'07" WEST 659.94 FEET; THENCE NORTH 02°11'02" WEST 659.82 FEET; THENCE NORTH 05°32'37" EAST 1,038.70 FEET; THENCE NORTH 23°44'14" EAST 16.58 FEET; THENCE NORTH 64°55'27" WEST 131.87 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE NORTH 38°53'01" EAST 77.29 FEET ALONG SAID CENTERLINE; THENCE NORTH 51°47'08" EAST 27.93 FEET ALONG SAID CENTERLINE; THENCE SOUTH 64°55'27" EAST 198.56 FEET; THENCE SOUTH 23°44'14" WEST 98.26 FEET; THENCE SOUTH 05°32'37" WEST 1,015.94 FEET; THENCE SOUTH 02°11'02" EAST 627.99 FEET; THENCE SOUTH 30°20'07" EAST 619.18 FEET; THENCE SOUTH 48°09'51" EAST 932.90 FEET; THENCE SOUTH 60°54'37" EAST 257.47 FEET; THENCE SOUTH 00°10'49" WEST 1,789.49 FEET; TO THE POINT OF BEGINNING.

SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH END.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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 except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

PT Elliott, LLC, an Idaho Limited Liability Company

By: Carl F. Zitlau, Manager

By: Nessie M. Zitlau, Manager

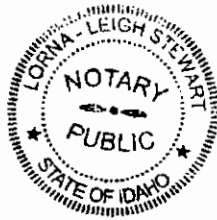
APN:

Warranty Deed
- continued

File No.: 130453-IP (da)
Date: 02/16/2006

STATE OF Idaho)
ss.
COUNTY OF Bonneville)

On this 14th day of February, 2006, before me, a Notary Public in and for said State, personally appeared **CARL F. ZITLAU and NESSIE M. ZITLAU**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **PT ELLIOTT, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that they executed the same in said Limited Liability Company's name.



Lorna Leigh Stewart

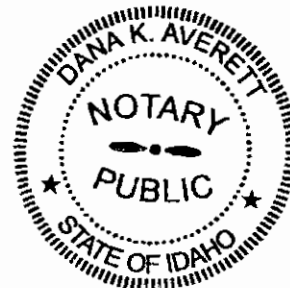
Notary Public of Idaho
Residing at: Idaho Falls, Idaho
Commission Expires: 2/16/2007

ACKNOWLEDGEMENT/LIMITED LIABILITY COMPANY

STATE OF Idaho)
SS.
COUNTY OF Bonneville)

On this 12th day of April, 2006, before me, a Notary Public in and for said State, personally appeared **Carl F. Zitlau and Nessie M. Zitlau**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **PT Elliott, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that they executed the same in said Limited Liability Company's name.

Dana K. Averett
Notary Public of Idaho
Residing at: Blackfoot ID
Commission Expires: 9/23/2011



BONNEVILLE COUNTY RECORDER
1215192 FEB 17 '06 PM 3:22

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

INSTRUMENT NO.	1215192
DATE	2-17-06
INST. CODE	205
IMAGED PGS	4
FEE	12
STATE OF IDAHO	
COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Donald Longmire, County Recorder	
By	<i>[Signature]</i>
Deputy	
Request of	<i>[Signature]</i>

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, **PT ELLIOTT, LLC**, an Idaho Limited Liability Company, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jeffrey K. Sanders and Mindy R. Sanders, Trustees of the Jeffrey and Mindy Sanders 1999 Trust**, hereinafter called the Grantee, whose current address is **4160 Douglas Boulevard, Granite Bay, CA 95746**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

PART OF SECTIONS 3 & 10, TOWNSHIP 2 NORTH, RANGE 41 EAST AND SECTIONS 33, 34 & 27, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

130453 IF
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 100.00 FEET ALONG THE SOUTH LINE OF SECTION 34 TO THE WEST LINE OF INSTRUMENT NO. 1198563 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE THE FOLLOWING (5) COURSES ALONG SAID INSTRUMENT NO. 1198563 (1) SOUTH 00°00'37" EAST 2669.05 FEET; THENCE (2) SOUTH 00°34'41" WEST 395.30 FEET; THENCE (3) SOUTH 87°38'30" WEST 1228.96 FEET; THENCE (4) SOUTH 11°30'59" WEST 137.58 FEET; THENCE (5) SOUTH 10°31'30" EAST 138.44 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1163102; THENCE THE FOLLOWING (8) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 00°24'44" WEST 569.05 FEET; THENCE (2) SOUTH 27°20'43" WEST 730.36 FEET; THENCE (3) NORTH 89°43'36" WEST 165.41 FEET; THENCE (4) SOUTH 00°21'01" WEST 651.55 FEET; THENCE (5) NORTH 89°52'01" WEST 165.18 FEET; THENCE (6) SOUTH 01°47'58" WEST 329.88 FEET; THENCE (7) SOUTH 89°51'37" EAST 659.82 FEET; THENCE (8) SOUTH 75°41'45" EAST 1348.43 FEET TO A POINT ON THE EAST LINE OF SECTION 10; THENCE SOUTH 02°15'31" WEST 2971.74 FEET ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF INSTRUMENT NO. 1107583; THENCE THE FOLLOWING (2) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 83°09'54" WEST 2631.88 FEET; THENCE (2) SOUTH 45°41'13" WEST 1859.59 FEET TO A POINT ON THE SOUTH LINE OF SECTION 10; THENCE NORTH 89°26'52" WEST 1292.96 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 02°01'46" EAST 2608.12 FEET ALONG THE WEST LINE OF SECTION 10; THENCE NORTH 00°02'21" EAST 2,634.94 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 00°14'28" EAST 2640.06 FEET ALONG THE WEST LINE OF SECTION 3; THENCE NORTH 00°11'38" EAST 2618.14 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SECTION 3 AND A POINT ON THE SOUTH LINE OF INSTRUMENT NO. 1202947; THENCE NORTH 68°27'20" EAST 1255.09 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF INSTRUMENT NO. 1206233; THENCE THE FOLLOWING (3) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 89°59'50" EAST 100.00 FEET; THENCE (2) NORTH 00°00'06" WEST 1247.76 FEET; THENCE (3) SOUTH 90°00'00" WEST 860.14 FEET TO A POINT ON THE EAST LINE OF INSTRUMENT NO. 1202947; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 13°45'54" WEST 199.90 FEET; THENCE (2) NORTH 89°51'06" WEST 351.02 FEET; THENCE (3) SOUTH 89°39'35" WEST 165.51 FEET; THENCE (4) NORTH 00°15'16" EAST 399.68 FEET; THENCE NORTH 89°39'35" EAST 705.89 FEET ALONG THE SOUTH LINE OF INSTRUMENT NO. 1182493 TO THE SOUTHEAST CORNER OF SAID INSTRUMENT NO.; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 30°20'07" WEST 643.42 FEET; THENCE (2) NORTH 02°11'02" WEST 850.78 FEET; THENCE (3) NORTH 05°32'37" EAST 118.92 FEET; THENCE (4) NORTH 44°08'40" WEST 40.00 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE ALONG SAID CENTERLINE THE FOLLOWING TWELVE (12) COURSES (1) NORTH 45°36'42" EAST 114.10 FEET; THENCE (2) NORTH 44°02'43" EAST 166.53 FEET; THENCE (3) NORTH 37°37'16" EAST 51.91 FEET; THENCE (4) NORTH 26°54'41" EAST 93.45 FEET; THENCE (5) NORTH 26°50'17" EAST 161.53 FEET; THENCE (6) NORTH 27°23'40" EAST 470.90 FEET; THENCE (7) NORTH 38°53'01" EAST 147.28 FEET; THENCE (8) NORTH 51°47'08" EAST 180.18 FEET; THENCE (9) NORTH 56°33'45" EAST 301.18 FEET; THENCE (10) NORTH 47°02'29" EAST 136.76 FEET; THENCE (11) NORTH 31°56'25" EAST 98.06 FEET; THENCE (12) NORTH 38°17'04" EAST 85.24 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1198563; THENCE THE FOLLOWING (16) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 64°55'27" EAST 576.17 FEET; THENCE (2) SOUTH 22°37'36" WEST 411.41 FEET; THENCE (3) SOUTH 26°05'03" WEST 256.82 FEET; THENCE (4) SOUTH 05°32'37" WEST 858.71 FEET; THENCE (5) SOUTH 02°11'02" EAST 405.21 FEET; THENCE (6) SOUTH 30°20'07" EAST 333.87 FEET; THENCE (7) SOUTH 48°09'51" EAST 744.92 FEET; THENCE (8) SOUTH 60°54'37" EAST 766.48 FEET; THENCE (9) SOUTH 67°28'41" EAST 386.93 FEET; THENCE (10) SOUTH 49°24'51" EAST 442.29 FEET; THENCE (11) SOUTH 63°49'47" EAST 632.65 FEET; THENCE (12) SOUTH 10°57'55" EAST 41.04 FEET; THENCE (13) SOUTH 64°49'07" EAST 426.45 FEET; THENCE (14) SOUTH 65°00'53" EAST 267.96 FEET; THENCE (15) SOUTH 30°29'02" EAST 571.56 FEET; THENCE (16) SOUTH 00°05'58" WEST 578.26 FEET TO THE POINT OF BEGINNING.

PARCEL IS SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH SIDE AND ALSO LESS AND EXCEPTING THE FOLLOWING DESCRIPTION.

PART OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 1332.87 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE NORTH 89°55'23" WEST 1322.87 FEET; THENCE NORTH 00°10'49" EAST 1325.53 FEET; THENCE SOUTH 89°53'39" EAST 1321.94 FEET; THENCE SOUTH 00°08'24" WEST 1324.86 FEET TO THE POINT OF BEGINNING.

APN:

Warranty Deed
- continued

File No.: 130453-1F (da)
Date: 02/16/2006

ALSO: TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO.

SECTION 4:
E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1
E $\frac{1}{2}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1
S $\frac{1}{2}$ GOVERNMENT LOT 1
SE $\frac{1}{4}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ SE $\frac{1}{4}$
SE $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION 9:
NW $\frac{1}{4}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ E $\frac{1}{2}$
SW $\frac{1}{4}$ SE $\frac{1}{4}$

LESS AND EXCEPTING: PART OF SECTION 3, TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, AND SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°49'02" WEST 500.00 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTH QUARTER CORNER OF SAID SECTION 34 AND RUNNING THENCE SOUTH 00°10'49" WEST 150.00 FEET; THENCE NORTH 89°49'02" WEST 477.69 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 21°46'39" WEST 161.74 FEET TO THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 58°34'02" WEST 92.83 FEET; THENCE NORTH 28°07'11" EAST 295.34 FEET; THENCE NORTH 00°00'06" WEST 1,701.56 FEET; THENCE NORTH 48°09'51" WEST 690.69 FEET; THENCE NORTH 30°20'07" WEST 659.94 FEET; THENCE NORTH 02°11'02" WEST 659.82 FEET; THENCE NORTH 05°32'37" EAST 1,038.70 FEET; THENCE NORTH 23°44'14" EAST 16.58 FEET; THENCE NORTH 64°55'27" WEST 131.87 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE NORTH 38°53'01" EAST 77.29 FEET ALONG SAID CENTERLINE; THENCE NORTH 51°47'08" EAST 27.93 FEET ALONG SAID CENTERLINE; THENCE SOUTH 64°55'27" EAST 198.56 FEET; THENCE SOUTH 23°44'14" WEST 98.26 FEET; THENCE SOUTH 05°32'37" WEST 1,015.94 FEET; THENCE SOUTH 02°11'02" EAST 627.99 FEET; THENCE SOUTH 30°20'07" EAST 619.18 FEET; THENCE SOUTH 48°09'51" EAST 932.90 FEET; THENCE SOUTH 60°54'37" EAST 257.47 FEET; THENCE SOUTH 00°10'49" WEST 1,789.49 FEET; TO THE POINT OF BEGINNING.

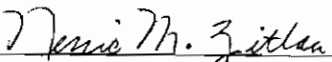
SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH END .

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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 except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

PT Elliott, LLC, an Idaho Limited Liability Company


By: Carl F. Zittlau, Manager


By: Nessie M. Zittlau, Manager

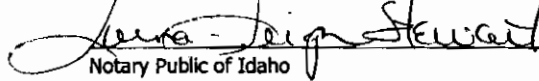
APN:

Warranty Deed
- continued

File No.: **130453-IF (da)**
Date: **02/16/2006**

STATE OF Idaho)
SS.
COUNTY OF Bonneville)

On this 17th day of February, 2006, before me, a Notary Public in and for said State, personally appeared **CARL F. ZITLAU and NESSIE M. ZITLAU**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **PT ELLIOTT, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that they executed the same in said Limited Liability Company's name.


Notary Public of Idaho
Residing at: Idaho Falls, Idaho
Commission Expires: 2/16/2007



Internal Revenue Service
DEPARTMENT OF THE TREASURY

The
Digital
Daily

Federal Tax ID / EIN

This is your provisional Employer Identification Number:

20-4956651

Today's Date is: May 31, 2006 GMT

You will receive a confirmation letter in U.S. mail within fifteen days.
The letter will also contain useful tax information for your business or organization.

If you have input any of the information on your application in error, please wait seven days and contact the EIN Toll Free area at 1-800-829-4933, Monday - Friday, 7:30am - 5:30pm. If you do not want to call, please make corrections on the letter you receive confirming your EIN and return it to the IRS.

If you are going to complete other on-line applications that require your Employer Identification Number(EIN) you can copy it by performing the following steps:

- 1) Use your mouse to highlight your EIN (blue number on top of page) by moving your pointer on top of the number.
- 2) Press the Ctrl key at the same time pressing the C key.

Once you copy your EIN you can paste it in the appropriate place by pressing the Ctrl key at the same time pressing the V key.

You may click on the buttons below for different print options or to fill out another Form SS-4.

[Review and Print Form SS-4](#)

[Fill Out Another Form SS-4](#)

Click [here](#) to return to the Internet Employer Identification Number landing (start) page.

Form SS-4 (Rev. December 2001) Department of the Treasury Internal Revenue Service		Application for Employer Identification Number (For use by employers, corporations, partnerships, trusts, estates, churches, government agencies, Indian tribal entities, certain individuals, and others.) ▶ See separate instructions for each line. ▶ Keep a copy for your records.		EIN 20-4956651 OMB No. 1545-0003	
1* Legal name of entity (or individual) for whom the EIN is being requested Birch Creek Corp					
2 Trade name of business (if different from name on line 1)			3 Executor, trustee, "care of" name		
4a* Mailing address (room, apt., suite no. and street, or P.O. box) PO Box 22677			5a Street address (if different) (Do not enter a P.O. box)		
4b* City, state, and ZIP code Bakersfield CA 93390			5b City, state, and ZIP code		
6* County and state where principal business is located County Bonneville State ID					
7a* Name of principal officer, general partner, grantor, owner, or trustee Jeffrey K Sanders - President			7b* SSN, ITIN, EIN 545-41-8329		
8a* Type of entity (check only one) ☐ Sole Proprietor (SSN) ☐ Partnership ☒ Corporation (enter form number to be filed) ▶ 1120S ☐ Personal Service ☐ Church or church-controlled organization ☐ Other nonprofit organization (specify) ▶ ☐ Other (specify) ▶					
☐ Estate (SSN of decedent) ☐ Plan administrator (SSN) ☐ Trust (SSN of grantor) ☐ National Guard ☐ Farmers' cooperative ☐ REMIC ☐ Group Exemption NO. (GEN) ▶					
☐ State/local government ☐ Federal government/military ☐ Indian tribal government/enterprises					
8b* If a corporation, name the state or foreign country (if applicable) where incorporated		State ID		Foreign country	
9* Reason for applying (check only one) ☒ Started new business (specify type) ▶ Corporation ☐ Hired employees (Check the box and see line 12) ☐ Compliance with IRS withholding regulations ☐ Other (specify) ▶					
☐ Banking purpose (specify purpose) ▶ ☐ Changed type of organization (specify new type) ▶ ☐ Purchased going business ☐ Created a trust (specify type) ▶ ☐ Created a pension plan (specify type) ▶					
10* Date business started or acquired (month, day, year) MAY 30 2006			11* Closing month of accounting year DEC		
12 First date wages or annuities were paid or will be paid (month, day, year) <i>Note: If applicant is a withholding agent, enter date income will first be paid to nonresident alien. (month, day, year)</i> ▶					
13 Highest number of employees expected in the next twelve months <i>Note: If the applicant does not expect to have any employees during the period, enter "0."</i> ▶				Agriculture 0	
				Household 0	
				Other 0	
14* Check box that best describes the principal activity of your business					
☐ Construction ☒ Real estate ☐ Other (specify)					
☐ Rental & leasing ☐ Transportation & warehousing ☐ Finance & insurance ☐ Health care & social assistance ☐ Accommodation & food service ☐ Retail ☐ Wholesale-agent/broker ☐ Wholesale-other					
15* Indicate principal line of merchandise sold; specific construction work done; products produced; or services provided. Real estate parcels					
16a* Has the applicant ever applied for an employer identification number for this or any other business? Yes ☐ No ☒ <i>Note: If "Yes" please complete lines 16b and 16c</i>					
16b If you checked "Yes" on line 16a, give applicant's legal name and trade name shown on prior application if different from line 1 or 2 above. Legal name ▶ Trade name ▶					
16c Approximate date when, and city and state where, the application was filed. Enter previous employer identification number if known. Approximate date when filed (month, day, year) City and state where filed Previous EIN					
Complete section only if you want to authorize the named individual to receive the entity's EIN and answer questions about the completion of this form					
Third Party Designee	Designee's name			Designee's telephone number (include area code)	
	Address and ZIP code			() - Designee's fax number (include area code) () -	
Under penalties of perjury, I declare that I have examined this application, and to the best of my knowledge and belief, it is true, correct, and complete. Name and title (type or print clearly)				Applicant's telephone number (include area code)	

Print Review IRS Form SS-4 EIN

▶ <u>Jeffrey K Sanders - President</u>		(661) 587 - 0471
Signature ▶ Not Required	Date ▶ May 31, 2006 GMT	Applicant's tax number (include area code)
		(661) 587 - 0471

**ARTICLES OF INCORPORATION
OF
BIRCH CREEK CORP.**

1. **Name.** The name of the corporation is Birch Creek Corp.
2. **Authorized Shares.** The aggregate number of shares the corporation is authorized to issue shall be 100,000 shares, all of which shall be common voting stock.
3. **Registered Office and Agent.** The registered office of the corporation is 425 South Holmes, Idaho Falls, Idaho 83401 and its registered agent at that address is Scott P. Eskelson.
4. **Incorporator.** The name of the incorporator is Scott P. Eskelson, and the incorporator's address is 425 S. Holmes Avenue (83401), P.O. Box 3189, Idaho Falls, Idaho 83403-3189.
5. **Voting Entitlement of Shares.**
 - (a) Except as provided in sections (b) and (d) of this Article, each outstanding share, regardless of class, is entitled to one (1) vote on each matter voted on at a shareholders' meeting. Only shares are entitled to vote.
 - (b) This corporation is not entitled to vote treasury shares. The shares of this corporation are not entitled to vote if they are owned, directly or indirectly, by a second corporation, domestic or foreign, and this corporation owns, directly or indirectly, a majority of the shares entitled to vote for directors of the second corporation.
 - (c) Section (b) of this Article does not limit the power of this corporation to vote any share, including its own shares, held by it in a fiduciary capacity.
 - (d) Redeemable shares are not entitled to vote after notice of redemption is mailed to the holders and a sum sufficient to redeem the shares has been deposited with a bank, trust company, or other financial institution under an irrevocable obligation to pay the holders the redemption price on surrender of the shares.

(e) Shareholders do not have the right to cumulate their votes for directors.

6. Corporate Purpose. The purpose for which this corporation is organized is the transaction of any and all lawful business for which corporations may be incorporated under the Idaho Business Corporation Act.

7. Board of Directors. All corporate powers shall be exercised by or under the authority of, and the business and affairs of the corporation managed under the direction of, its board of directors, subject to any limitation set forth in a shareholder agreement authorized under Idaho Code § 30-1-732. The number of directors constituting the initial board of directors shall be one (1), and the names and addresses of the persons to serve as directors until the first annual meeting of shareholders or until their successors are elected and qualified are:

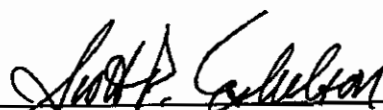
NAME	ADDRESS
Jeffrey K. Sanders	P. O. Box 22677 Bakersfield, CA 93390

8. Preemptive Rights. The corporation elects not to have preemptive rights.

9. Indemnification. The corporation shall indemnify the directors and officers of the corporation to the fullest extent permitted by the Idaho Business Corporation Act, as the same exists or may hereafter be amended (but, in the case of any such amendment, only to the extent that such amendment permits the corporation to provide broader indemnification rights than the Idaho Business Corporation Act permitted the corporation to provide prior to such amendment).

10. Limitation of Liability. No director shall be liable to the corporation or its stockholders for monetary damages for breach of fiduciary duty except liability for: (i) the amount of a financial benefit received by a director to which he is not entitled; (ii) an intentional infliction of harm on the corporation or the shareholders; (iii) a violation of Idaho Code § 30-1-833; or (iv) an intentional violation of criminal law.

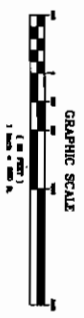
IN WITNESS WHEREOF, I have subscribed these Articles of Incorporation this
30th day of May, 2006.



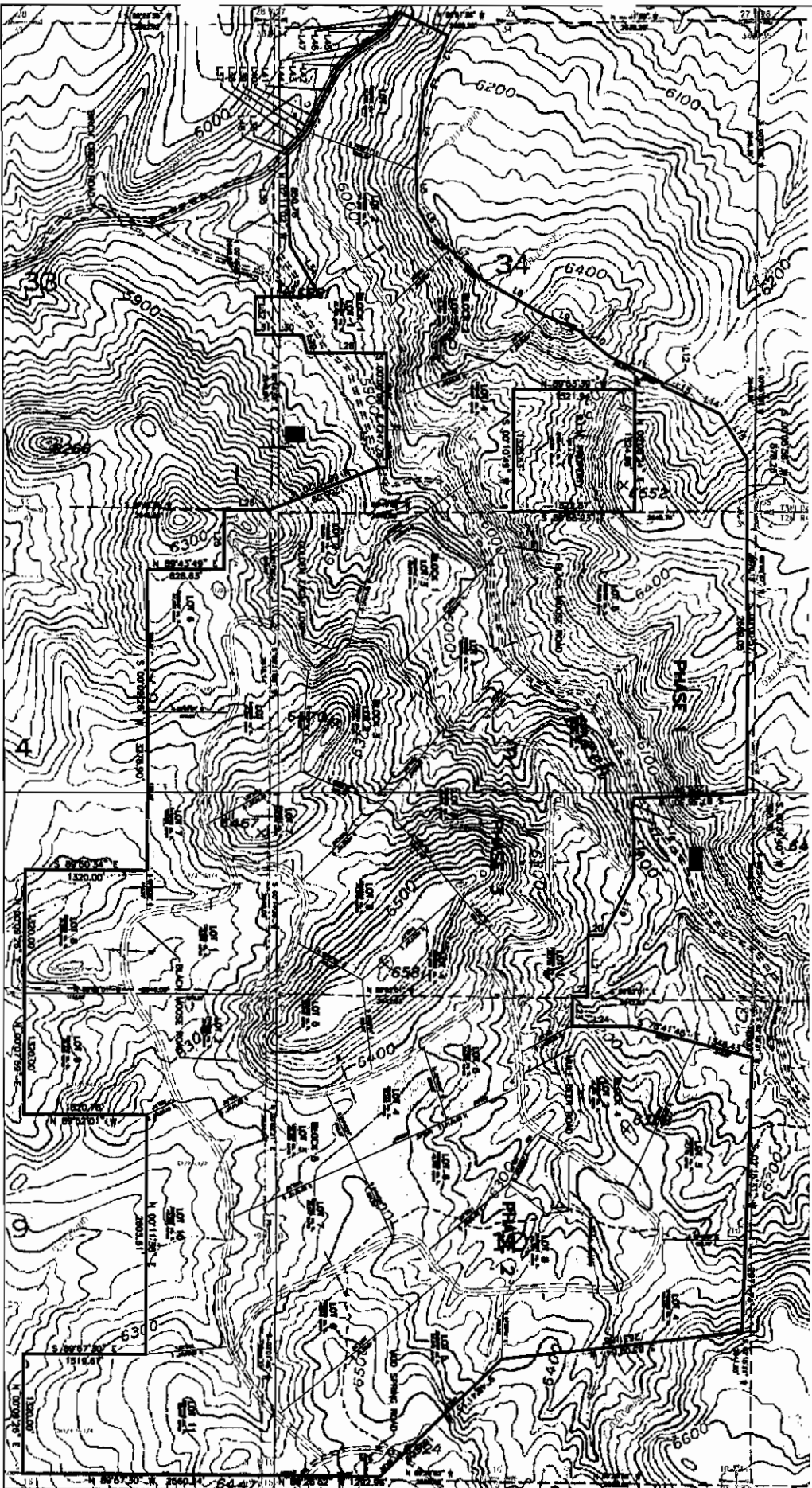
Scott P. Eskelson, Incorporator

G:\SharedFiles\Wendy'sMyFiles\SPE-Clients\2415\ARTICLES OF INCORPORATION.wpd

- LEGEND**
- Section corner monument
 - Section line
 - Right of Way
 - Contour of land
 - Contour interval



PRELIMINARY PLAT
THE ESTATES AT BIRCH CREEK RANCH
 PHASE 1, PHASE 2 AND PHASE 3
 Sections 34, 9, 10 T. 2 N., R. 41 E., B.M.
 Sections 33, 34, T. 3 N., R. 41 E., B.M.
 BONNEVILLE COUNTY, IDAHO



INTERNACIONAL REALTY ADVISORS
 THE ESTATES AT BIRCH CREEK RANCH
 BONNEVILLE COUNTY IDAHO
 PRELIMINARY PLAT

HE HARPER-LEAVITT ENGINEERING, INC.
 PROFESSIONAL ENGINEERS AND LAND SURVEYORS
 800 N. CAPITAL BLVD., P.O. BOX 80001, IDAHO FALLS IDAHO 83408
 Telephone: (208) 336-0512 Fax: (208) 336-0225
 Email: info@hlee.com Web: www.hlee.com

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

REC'D

MAY 22 2006

DEPT
WATER R

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 25-12734		☒			
PD 25-12735					
PD 25-12736					
PD 25-2044					

Replaced
with
Birch Creek
application

2. The following **REQUIRED** information must be submitted with this form: \$175 -

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)

GLOBAL MORTGAGE & CREDIT LLC

P.O. BOX 3647, GREAT FALLS, MT 59403

4. New Owner/Claimant(s)

Jeffrey and Mindy Sanders 1999 Trust

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

New Mailing Address

P.O. BOX 22677

City, State and ZIP Code

Bakersfield, CA 93390

New Telephone Number

(661) 587-0471

5. Date you acquired the property

02-17-2006

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 <u>25-12736</u>		
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	<u>0.020 CFS</u>	<u>Range Cattle</u>
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)

John K. Sanders
Trustee

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 <u>\$175⁰⁰</u>
Received by <u>RAW</u>	Date <u>5/22/06</u>	Receipt No. <u>C081297</u>
Processed by _____	AJ Date _____	WR _____ Date _____

BONNEVILLE COUNTY RECORDER
1215192, 12/17/06 PM 3:22

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

INSTRUMENT NO.	1215192
DATE	9-17-06
INST CODE	205
IMAGED PGS	4
FEE	12-
STATE OF IDAHO	
COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Donald Longmire, County Recorder	
By	<i>[Signature]</i>
Deputy Recorder of	<i>[Signature]</i>

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, **PT ELLIOTT, LLC, an Idaho Limited Liability Company**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jeffrey K. Sanders and Mindy R. Sanders, Trustees of the Jeffrey and Mindy Sanders 1999 Trust**, hereinafter called the Grantee, whose current address is **4160 Douglas Boulevard, Granite Bay, CA 95746**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

PART OF SECTIONS 3 & 10, TOWNSHIP 2 NORTH, RANGE 41 EAST AND SECTIONS 33, 34 & 27, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

RECORDED 12/17/06

130453 IF
First American Title Co.
2004 Jennie Lee Dr.
P.O. Box 3432
Idaho Falls, ID 83404

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 100.00 FEET ALONG THE SOUTH LINE OF SECTION 34 TO THE WEST LINE OF INSTRUMENT NO. 1198563 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE THE FOLLOWING (5) COURSES ALONG SAID INSTRUMENT NO. 1198563 (1) SOUTH 00°00'37" EAST 2669.05 FEET; THENCE (2) SOUTH 00°34'41" WEST 395.30 FEET; THENCE (3) SOUTH 87°38'30" WEST 1228.96 FEET; THENCE (4) SOUTH 11°30'59" WEST 137.58 FEET; THENCE (5) SOUTH 10°31'30" EAST 138.44 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1163102; THENCE THE FOLLOWING (8) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 00°24'44" WEST 569.05 FEET; THENCE (2) SOUTH 27°20'43" WEST 730.36 FEET; THENCE (3) NORTH 89°43'36" WEST 165.41 FEET; THENCE (4) SOUTH 00°21'01" WEST 651.55 FEET; THENCE (5) NORTH 89°52'01" WEST 165.18 FEET; THENCE (6) SOUTH 01°47'58" WEST 329.88 FEET; THENCE (7) SOUTH 89°51'37" EAST 659.82 FEET; THENCE (8) SOUTH 75°41'45" EAST 1348.43 FEET TO A POINT ON THE EAST LINE OF SECTION 10; THENCE SOUTH 02°15'31" WEST 2971.74 FEET ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF INSTRUMENT NO. 1107583; THENCE THE FOLLOWING (2) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 83°09'54" WEST 2631.88 FEET; THENCE (2) SOUTH 45°41'13" WEST 1859.59 FEET TO A POINT ON THE SOUTH LINE OF SECTION 10; THENCE NORTH 89°26'52" WEST 1292.96 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 02°01'46" EAST 2608.12 FEET ALONG THE WEST LINE OF SECTION 10; THENCE NORTH 00°02'21" EAST 2,634.94 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SAID SECTION 10; THENCE NORTH 00°14'28" EAST 2640.06 FEET ALONG THE WEST LINE OF SECTION 3; THENCE NORTH 00°11'38" EAST 2618.14 FEET ALONG SAID WEST LINE TO THE NORTHWEST CORNER OF SECTION 3 AND A POINT ON THE SOUTH LINE OF INSTRUMENT NO. 1202947; THENCE NORTH 68°27'20" EAST 1255.09 FEET ALONG SAID SOUTH LINE TO THE SOUTHWEST CORNER OF INSTRUMENT NO. 1206233; THENCE THE FOLLOWING (3) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 89°59'50" EAST 100.00 FEET; THENCE (2) NORTH 00°00'06" WEST 1247.76 FEET; THENCE (3) SOUTH 90°00'00" WEST 860.14 FEET TO A POINT ON THE EAST LINE OF INSTRUMENT NO. 1202947; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 13°45'54" WEST 199.90 FEET; THENCE (2) NORTH 89°51'06" WEST 351.02 FEET; THENCE (3) SOUTH 89°39'35" WEST 165.51 FEET; THENCE (4) NORTH 00°15'16" EAST 399.68 FEET; THENCE NORTH 89°39'35" EAST 705.89 FEET ALONG THE SOUTH LINE OF INSTRUMENT NO. 1182493 TO THE SOUTHEAST CORNER OF SAID INSTRUMENT NO.; THENCE THE FOLLOWING (4) COURSES ALONG SAID INSTRUMENT NO. (1) NORTH 30°20'07" WEST 643.42 FEET; THENCE (2) NORTH 02°11'02" WEST 850.78 FEET; THENCE (3) NORTH 05°32'37" EAST 118.92 FEET; THENCE (4) NORTH 44°08'40" WEST 40.00 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE ALONG SAID CENTERLINE THE FOLLOWING TWELVE (12) COURSES (1) NORTH 45°36'42" EAST 114.10 FEET; THENCE (2) NORTH 44°02'43" EAST 166.53 FEET; THENCE (3) NORTH 37°37'16" EAST 51.91 FEET; THENCE (4) NORTH 26°54'41" EAST 93.45 FEET; THENCE (5) NORTH 26°50'17" EAST 161.53 FEET; THENCE (6) NORTH 27°23'40" EAST 470.90 FEET; THENCE (7) NORTH 38°53'01" EAST 147.28 FEET; THENCE (8) NORTH 51°47'08" EAST 180.18 FEET; THENCE (9) NORTH 56°33'45" EAST 301.18 FEET; THENCE (10) NORTH 47°02'29" EAST 136.76 FEET; THENCE (11) NORTH 31°56'25" EAST 98.06 FEET; THENCE (12) NORTH 38°17'04" EAST 85.24 FEET TO THE NORTHWEST CORNER OF INSTRUMENT NO. 1198563; THENCE THE FOLLOWING (16) COURSES ALONG SAID INSTRUMENT NO. (1) SOUTH 64°55'27" EAST 576.17 FEET; THENCE (2) SOUTH 22°37'36" WEST 411.41 FEET; THENCE (3) SOUTH 26°05'03" WEST 256.82 FEET; THENCE (4) SOUTH 05°32'37" WEST 858.71 FEET; THENCE (5) SOUTH 02°11'02" EAST 405.21 FEET; THENCE (6) SOUTH 30°20'07" EAST 333.87 FEET; THENCE (7) SOUTH 48°09'51" EAST 744.92 FEET; THENCE (8) SOUTH 60°54'37" EAST 766.48 FEET; THENCE (9) SOUTH 67°28'41" EAST 386.93 FEET; THENCE (10) SOUTH 49°24'51" EAST 442.29 FEET; THENCE (11) SOUTH 63°49'47" EAST 632.65 FEET; THENCE (12) SOUTH 10°57'55" EAST 41.04 FEET; THENCE (13) SOUTH 64°49'07" EAST 426.45 FEET; THENCE (14) SOUTH 65°00'53" EAST 267.96 FEET; THENCE (15) SOUTH 30°29'02" EAST 571.56 FEET; THENCE (16) SOUTH 00°05'58" WEST 578.26 FEET TO THE POINT OF BEGINNING.

PARCEL IS SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH SIDE AND ALSO LESS AND EXCEPTING THE FOLLOWING DESCRIPTION.

PART OF SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT THAT IS NORTH 89°55'23" WEST 1332.87 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTHEAST CORNER OF SAID SECTION 34 AND RUNNING THENCE NORTH 89°55'23" WEST 1322.87 FEET; THENCE NORTH 00°10'49" EAST 1325.53 FEET; THENCE SOUTH 89°53'39" EAST 1321.94 FEET; THENCE SOUTH 00°08'24" WEST 1324.86 FEET TO THE POINT OF BEGINNING.

APN:

Warranty Deed
- continued

File No.: 130453-IF (da)
Date: 02/16/2006

ALSO: TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO.

SECTION 4:
E $\frac{1}{2}$ W $\frac{1}{2}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1
E $\frac{1}{2}$ NE $\frac{1}{4}$ OF GOVERNMENT LOT 1
S $\frac{1}{2}$ GOVERNMENT LOT 1
SE $\frac{1}{4}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ SE $\frac{1}{4}$
SE $\frac{1}{4}$ SE $\frac{1}{4}$

SECTION 9:
NW $\frac{1}{4}$ NE $\frac{1}{4}$
E $\frac{1}{2}$ E $\frac{1}{2}$
SW $\frac{1}{4}$ SE $\frac{1}{4}$

LESS AND EXCEPTING: PART OF SECTION 3, TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, AND SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

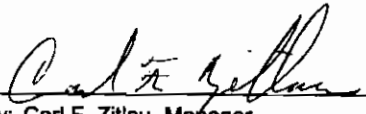
BEGINNING AT A POINT THAT IS NORTH 89°49'02" WEST 500.00 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTH QUARTER CORNER OF SAID SECTION 34 AND RUNNING THENCE SOUTH 00°10'49" WEST 150.00 FEET; THENCE NORTH 89°49'02" WEST 477.69 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 21°46'39" WEST 161.74 FEET TO THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 58°34'02" WEST 92.83 FEET; THENCE NORTH 28°07'11" EAST 295.34 FEET; THENCE NORTH 00°00'06" WEST 1,701.56 FEET; THENCE NORTH 48°09'51" WEST 690.69 FEET; THENCE NORTH 30°20'07" WEST 659.94 FEET; THENCE NORTH 02°11'02" WEST 659.82 FEET; THENCE NORTH 05°32'37" EAST 1,038.70 FEET; THENCE NORTH 23°44'14" EAST 16.58 FEET; THENCE NORTH 64°55'27" WEST 131.87 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE NORTH 38°53'01" EAST 77.29 FEET ALONG SAID CENTERLINE; THENCE NORTH 51°47'08" EAST 27.93 FEET ALONG SAID CENTERLINE; THENCE SOUTH 64°55'27" EAST 198.56 FEET; THENCE SOUTH 23°44'14" WEST 98.26 FEET; THENCE SOUTH 05°32'37" WEST 1,015.94 FEET; THENCE SOUTH 02°11'02" EAST 627.99 FEET; THENCE SOUTH 30°20'07" EAST 619.18 FEET; THENCE SOUTH 48°09'51" EAST 932.90 FEET; THENCE SOUTH 60°54'37" EAST 257.47 FEET; THENCE SOUTH 00°10'49" WEST 1,789.49 FEET; TO THE POINT OF BEGINNING.

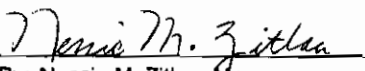
SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH END .

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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 except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

PT Elliott, LLC, an Idaho Limited Liability Company


By: Carl F. Zitlau, Manager


By: Nessie M. Zitlau, Manager

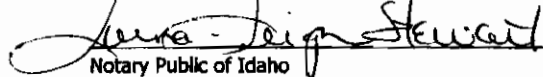
APN:

Warranty Deed
- continued

File No.: 130453-IF (da)
Date: 02/16/2006

STATE OF Idaho)
SS.
COUNTY OF Bonneville)

On this 14 day of February, 2006, before me, a Notary Public in and for said State, personally appeared **CARL F. ZITLAU and NESSIE M. ZITLAU**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **PT ELLIOTT, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that they executed the same in said Limited Liability Company's name.



Notary Public of Idaho
Residing at: Idaho Falls, Idaho
Commission Expires: 2/16/2007

BONNEVILLE COUNTY RECORDER
1215193 FEB17'06 PM 3 22

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2004 Jennie Lee Drive
Idaho Falls, ID 83404

INSTRUMENT NO.	1215193
DATE	2-17-06
INST CODE	205
PAGES	2
DATE OF IDAHO	2-
COUNTY OF BONNEVILLE	
I hereby certify that the within instrument was recorded.	
Ronald L. [Signature], County Recorder	
By	[Signature]
Deputy	
Request of	Latco

Space Above This Line for Recorder's Use Only

WARRANTY DEED

For Value Received, **Deryk Dees and Sally Dees, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Jeffrey K. Sanders and Mindy R. Sanders, Trustees of the Jeffrey and Mindy Sanders 1999 Trust**, hereinafter called the Grantee, whose current address is **4160 Douglas Boulevard, Granite Bay, CA 95746**, the following described premises, situated in **Bonneville County, Idaho**, to-wit:

PART OF SECTION 3, TOWNSHIP 2 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, AND SECTION 34, TOWNSHIP 3 NORTH, RANGE 41, EAST OF THE BOISE MERIDIAN, BONNEVILLE COUNTY, IDAHO DESCRIBED AS:

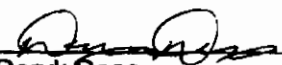
BEGINNING AT A POINT THAT IS NORTH 89°49'02" WEST 500.00 FEET ALONG THE SOUTH LINE OF SECTION 34 FROM THE SOUTH QUARTER CORNER OF SAID SECTION 34 AND RUNNING THENCE SOUTH 00°10'49" WEST 150.00 FEET; THENCE NORTH 89°49'02" WEST 477.69 FEET PARALLEL WITH THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 21°46'39" WEST 161.74 FEET TO THE SOUTH LINE OF SAID SECTION 34; THENCE NORTH 58°34'02" WEST 92.83 feet; THENCE NORTH 28°07'11" EAST 295.34 FEET; THENCE NORTH 00°00'06" WEST 1,701.56 FEET; THENCE NORTH 48°09'51" WEST 690.69 FEET; THENCE NORTH 30°20'07" WEST 659.94 FEET; THENCE NORTH 02°11'02" WEST 659.82 FEET; THENCE NORTH 05°32'37" EAST 1,038.70 FEET; THENCE NORTH 23°44'14" EAST 16.58 FEET; THENCE NORTH 64°55'27" WEST 131.87 FEET TO THE CENTERLINE OF BIRCH CREEK ROAD; THENCE NORTH 38°53'01" EAST 77.29 FEET ALONG SAID CENTERLINE; THENCE NORTH 51°47'08" EAST 27.93 FEET ALONG SAID CENTERLINE; THENCE SOUTH 64°55'27" EAST 198.56 FEET; THENCE SOUTH 23°44'14" WEST 98.26 FEET; THENCE SOUTH 05°32'37" WEST 1,015.94 FEET; THENCE SOUTH 02°11'02" EAST 627.99 FEET; THENCE SOUTH 30°20'07" EAST 619.18 FEET; THENCE SOUTH 48°09'51" EAST 932.90 FEET; THENCE SOUTH 60°54'37" EAST 257.47 FEET; THENCE SOUTH 00°10'49" WEST 1,789.49 FEET; TO THE POINT OF BEGINNING.

SUBJECT TO A COUNTY ROAD RIGHT OF WAY ALONG THE NORTH END AND FOUR 80 FOOT RIGHT OF WAYS AS DESCRIBED BELOW:

TOGETHER WITH: A NON-EXCLUSIVE 80 FOOT ROAD RIGHT OF WAY AND UTILITY EASEMENT BEING 40 FEET EACH SIDE OF THE FOLLOWING CORNER OF SAID SECTION 34 AND RUNNING THENCE SOUTH 11°10'09" EAST 33.40 FEET; THENCE SOUTH 08°23'35" WEST 53.60 FEET; THENCE SOUTH 12°32'05" WEST 72.84 FEET; THENCE SOUTH 13°33'05" WEST 53.87 FEET; THENCE SOUTH 10°55'08" WEST 114.80 FEET; THENCE SOUTH 01°25'49" WEST 56.61 FEET; THENCE SOUTH 05°33'04" EAST 55.10 FEET; THENCE SOUTH 07°32'29" EAST 54.26 FEET; THENCE SOUTH 11°43'23" EAST 50.03 FEET; THENCE SOUTH 15°58'38" EAST 55.85 FEET; THENCE SOUTH 19°25'56" EAST 54.18 FEET; THENCE SOUTH 25°37'37" EAST 64.46 FEET; THENCE SOUTH 31°17'39" EAST 68.64 FEET; THENCE SOUTH 33°51'27" EAST 51.65 FEET; THENCE SOUTH 38°06'00" EAST 57.09 FEET; THENCE SOUTH 45°42'56" EAST 75.75 FEET; THENCE SOUTH 48°31'45" EAST 53.75 FEET; THENCE SOUTH 49°49'59" EAST 55.93 FEET; THENCE SOUTH 48°33'05" EAST 60.03 FEET; THENCE SOUTH 46°19'40" EAST 61.21 FEET; THENCE SOUTH 41°41'44" EAST 82.88 FEET; THENCE SOUTH 36°10'39" EAST 59.86 FEET; THENCE SOUTH 37°20'59" EAST 60.18 FEET; THENCE SOUTH 33°53'54" EAST 66.33 FEET; THENCE SOUTH 33°00'40" EAST 62.61 FEET; THENCE SOUTH 33°32'01" EAST 60.13 FEET; THENCE SOUTH 34°51'40" EAST 60.81 FEET; THENCE SOUTH 36°46'01" EAST 41.82 FEET; THENCE SOUTH 30°02'42" EAST 146.40 FEET; THENCE SOUTH 33°36'09" EAST 215.24 FEET; THENCE SOUTH 30°07'59" EAST 34.49 FEET; THENCE SOUTH 25°26'15" EAST 51.93 FEET; THENCE SOUTH 24°16'03" EAST 57.26 FEET; THENCE SOUTH 22°01'58" EAST 56.69 FEET; THENCE SOUTH 18°04'32" EAST 60.20 FEET; THENCE SOUTH 17°39'44" EAST 58.66 FEET; THENCE SOUTH 15°12'30" EAST 105.15 FEET; THENCE SOUTH 10°13'20" EAST 58.64 FEET; THENCE SOUTH 11°26'21" EAST 54.66 FEET; THENCE SOUTH 10°41'23" EAST 56.94 FEET; THENCE SOUTH 10°30'23" EAST 55.09 FEET; THENCE SOUTH 12°00'22" EAST 57.30 FEET; THENCE SOUTH 02°05'41" EAST 60.00 FEET; THENCE SOUTH 07°45'38" WEST 67.32 FEET; THENCE SOUTH 06°47'52" WEST 43.14 FEET; THENCE SOUTH 00°36'59" WEST 51.68 FEET; THENCE SOUTH 02°34'31" EAST 55.22 FEET; THENCE SOUTH 06°16'55" EAST 61.03 FEET; THENCE SOUTH 09°15'29" EAST 114.85 FEET; THENCE SOUTH 12°25'21" EAST 54.88 FEET; THENCE SOUTH 15°45'22" EAST 50.37 FEET; THENCE SOUTH 18°57'20" EAST 106.09 FEET; THENCE SOUTH 23°17'24" EAST 179.74 FEET; THENCE SOUTH 89°08'56" EAST 61.81 FEET; THENCE NORTH 87°47'27" EAST 22.35 FEET; TO THE END OF SAID RIGHT OF WAY.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the 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 except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Deryk Dees


Sally Dees

STATE OF Idaho)
SS.
COUNTY OF Bonneville)

On this 17th day of February, 2006, before me, a Notary Public in and for said State, personally appeared **Deryk Dees and Sally Dees**, known or identified to me to be the person(s) whose name(s) is/are

Birch Creek Ranch Water Rights

Water Right #	Volume	Priority Date	Source	Use
25-12734 Decreed	0.02 CFS	04/01/1910	Birch Creek Stream	Stock water
25-12735 Decreed	0.07 CFS	04/01/1910	Springs	Stock water
25-12736 Decreed	0.02 CFS	04/01/1910	Unnamed Stream	Sock water
9975 License	0.32 CFS	01/12/1914	Springs	Irrigation & Domestic

The map displays the following features:

- Land Parcels:** Walker, BLM, Finn, Lee.
- Water Rights Boundaries:** Labeled with numbers 12734, 12735, 12736.
- Elevation Contours:** Ranging from 5800 to 6600 feet.
- Geographical Features:** Spring, Mud Spring, Point of Diversion, 9975 point of Diversion, 9975 Point of Diversions.
- Infrastructure:** Road, Creek.

Water Right #	Volume	Priority Date	Source	Use
25-12734 Decreed	0.02 CFS	04/01/1910	Birch Creek Stream	Stock water
25-12735 Decreed	0.07 CFS	04/01/1910	Springs	Stock water
25-12736 Decreed	0.02 CFS	04/01/1910	Unnamed Stream	Sock water
9975 License	0.32 CFS	01/12/1914	Springs	Irrigation & Domestic

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

03/08/2006

WATER RIGHT NO. 25-12734

Owner Type	Name and Address
Current Owner	GLOBAL MORTGAGE & CREDIT LLC PO BOX 3647 GREAT FALLS, MT 59403 (406)761-3104
Original Owner	ANN JENSEN
Original Owner	WAYNE A JENSEN 2777 N 26 W IDAHO FALLS, ID 83402 (208)521-4001

Priority Date: 04/01/1910

Basis: Decreed

Status: Active

Source	Tributary
BIRCH CREEK	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	4/15	11/15	0.02 CFS	
Total Diversion			0.02 CFS	

Location of Point(s) of Diversion:

BIRCH CREEK Beginning of Stream Flow	SESE	Sec. 03	Township 02N	Range 41E	BONNEVILLE County
BIRCH CREEK End of Stream Flow	NWSW	Sec. 34	Township 03N	Range 41E	BONNEVILLE County

Place(s) of use:

Place of Use Legal Description: STOCKWATER BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	41E	3	3	SWNE NENW NESE NWSW			SENE NWSE SWSW			SESE SESW				
03N		34												

Conditions of Approval:

1.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3.		PARCEL NOS. RP02N41E030002, RP02N41E0324J1, RP03N41E342716 STOCKWATER, 250 PAIRS COWS/CALVES, RANGE CATTLE

Dates:

Licensed Date:

Decreed Date: 04/16/1999

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:
Mitigation Plan: False

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

03/08/2006

WATER RIGHT NO. 25-12735

Owner Type	Name and Address
Current Owner	GLOBAL MORTGAGE & CREDIT LLC PO BOX 3647 GREAT FALLS, MT 59403 (406)761-3104
Original Owner	ANN JENSEN
Original Owner	WAYNE A JENSEN 2777 N 26 W IDAHO FALLS, ID 83402 (208)521-4001

Priority Date: 04/01/1910

Basis: Decreed

Status: Active

Source	Tributary
SPRINGS	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	4/15	11/15	0.07 CFS	
Total Diversion			0.07 CFS	

Location of Point(s) of Diversion:

SPRINGS	NESWNE	Sec. 03	Township 02N	Range 41E	BONNEVILLE County
SPRINGS	NENESE	Sec. 03	Township 02N	Range 41E	BONNEVILLE County

SPRINGS	NWNWNE	Sec. 09	Township 02N	Range 41E	BONNEVILLE County
SPRINGS	SWSENE	Sec. 09	Township 02N	Range 41E	BONNEVILLE County
SPRINGS	SWNESE	Sec. 09	Township 02N	Range 41E	BONNEVILLE County

Place(s) of use:

Place of Use Legal Description: STOCKWATER BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	41E	3		SWNE										
		9		NESE			SENE							
				NWNE										
				NESE										

Conditions of Approval:

1.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3.		PARCEL NOS. RP02N41E030002, RP02N41E09002 STOCKWATER, 250 PAIRS COWS/CALVES, RANGE CATTLE

Dates:

Licensed Date:

Decreed Date: 04/16/1999

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

03/08/2006

WATER RIGHT NO. 25-12736

Owner Type	Name and Address
Current Owner	GLOBAL MORTGAGE & CREDIT LLC PO BOX 3647 GREAT FALLS, MT 59403 (406)761-3104
Original Owner	ANN JENSEN
Original Owner	WAYNE A JENSEN 2777 N 26 W IDAHO FALLS, ID 83402 (208)521-4001

Priority Date: 04/01/1910

Basis: Decreed

Status: Active

Source	Tributary
UNNAMED STREAM	BIRCH CREEK

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	4/15	11/15	0.02 CFS	
Total Diversion			0.02 CFS	

Location of Point(s) of Diversion:

UNNAMED STREAM	SWNE	Sec. 10	Township 02N	Range 41E	BONNEVILLE County
UNNAMED STREAM	SENE	Sec. 10	Township 02N	Range 41E	BONNEVILLE County

UNNAMED STREAM	NESW	Sec. 10	Township 02N	Range 41E	BONNEVILLE County
UNNAMED STREAM	NWSE	Sec. 10	Township 02N	Range 41E	BONNEVILLE County

Place(s) of use:

Place of Use Legal Description: STOCKWATER BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	41E	10		SWNE SENE NESE NWSE										

Conditions of Approval:

1.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3.		PARCEL NO. RP02N41E101801 STOCKWATER, PAIRS COW/CALVES, RANGE CATTLE

Dates:

Licensed Date:

Decreed Date: 04/16/1999

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	41E	8		SE NW	1									
				NESW	3		SE SW	1						
				NWSE	1									
		9		SWSE	10									

Place of Use Legal Description: DOMESTIC same as IRRIGATION

Total Acres: 16

Conditions of Approval:

1.	2 P/D IN NWSE, S9, T2N, R41E. SOURCES ARE SPRINGS TRIB TO MUD SPRING CK. & MUD SPRING CK. TRIB TO MEADOW CK.
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Dates:
Licensed Date:
Decreed Date:
Permit Proof Due Date:
Permit Proof Made Date:
Permit Approved Date:
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal:
Owner Name Connector:
Water District Number: 01
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:



Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close



Doc Name	File Type	Water Right Number	Doc Date	Date Received
FIELD NOTES	Adobe Acrobat	252044	6/15/2004	6/15/2004
CLAIM	Adobe Acrobat	252044	6/18/2004	6/18/2004
Water Right Back File 25-2044	Adobe Acrobat	252044		
LAYOUT	DOCS Imaging	252044		
LAY OUT	Adobe Acrobat	252044	5/1/2004	5/1/2004
LAY OUT	Adobe Acrobat	252044	5/1/2004	5/1/2004
25-2044 Partial Decree B25	Adobe Acrobat	252044	9/30/2005	10/3/2005

