

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

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MAR 07 2007

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

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DEPARTMENT OF
WATER RESOURCES

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. If issuing 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. If the change is limited to a portion of a water right, IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
63-19627					

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
 - B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
 - C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)	Arthur O. Rabehl and Sandra Rabehl 6745 N. Blackcat Road, Meridian, Idaho 83642
4. New Owner/Claimant(s)	Treehaven West LLC
New Mailing Address	c/o O'Neill Enterprises LLC, 2242 E. Riverwalk Dr, Ste. 200
City, State and ZIP Code	Boise, Idaho 83706
New Telephone Number	(208) 336-3430

5. Date you acquired the property

February 23, 2007

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

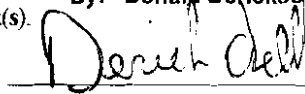
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number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

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

Treehaven West LLC, an Idaho limited liability Company

By: Donald Derickson O'Neill, Authorized Signor

7. Signature(s) of New Owner(s) or Claimant(s).



(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by [Signature] Date 3-7-07
 Received by [Signature] Date 3-7-07
 Processed by _____ AJ Date _____

Receipt Amt. \$25⁰⁰
 Receipt No. W035147
 WR 8K Date 6-7-07

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 02/27/07 12:12 PM
DEPUTY Gail Barrett
RECORDED - REQUEST OF
Title One

AMOUNT 12.00

4



After recording, return to:
L. Edward Miller, Esq.
Givens Pursley LLP
P.O. Box 2720
Boise, Idaho 83701

Ad656983 JG/LSD

WARRANTY DEED

FOR VALUE RECEIVED, **Arthur O. and Sandra L. Rabehl**, husband and wife (collectively "**Grantor**"), do hereby grant, bargain, sell and convey unto and **TreeHaven West, LLC**, an Idaho limited liability company ("**Grantee**"), whose address is c/o O'Neill Enterprises LLC, 2242 E. Riverwalk Drive, Suite 200, Boise, ID 83706, that certain real property located in Ada County, Idaho, and legally described as follows:

See Exhibit A attached hereto and incorporated herein by this reference

(hereinafter referred to as the "**Premises**").

TOGETHER WITH, all and singular, all easements, tenements, hereditaments and appurtenances thereto, including, but not limited to, all minerals and mineral rights, water and water rights, canals and canal rights, ditches and ditch rights, storage and storage rights appurtenant to the Premises including, but not limited to, any and all water rights represented by shares in any canal company or mutual ditch company, and any other rights and interests in minerals, mineral rights, water and water rights appurtenant or pertaining to the Premises.

SUBJECT TO those matters set forth on Exhibit B attached hereto and incorporated herein by this reference.

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

[End of text.]

IN WITNESS WHEREOF, the undersigned have caused their names to be hereunto subscribed this 26th day of February, 2007.

GRANTOR

Arthur O. Rabehl
Arthur O. Rabehl

Sandra L. Rabehl
Sandra L. Rabehl

State of Idaho)
)
County of Ada)

On this 26th day of February, in the year 2007, before me, a Notary Public in and for said County and State, personally appeared Arthur O. and Sandra L. Rabehl, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal, the day and year in this certificate first above written.



Scott Darling
Notary Public for Idaho
Residing at _____
My Commission expires _____
SCOTT DARLING
ESCHOW OFFICER
RESIDING: EAGLE, ID
COMMISSION EXPIRES: 11-28-07

**EXHIBIT A
TO
WARRANTY DEED**

Legal Description of Premises

A tract of land in Section 21, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho more particularly described as follows:
Commencing at the section corner common to Sections 21, 22, 27 and 28, Township 4 North, Range 1 West, Boise Meridian, thence
North 0°16'30" East along the section line common to said Sections 21 and 22 a distance of 914.93 feet to the real point of beginning; thence along the center line of an irrigation ditch
North 44°20' West 137.71 feet; thence
North 68°28'30" West 138.52 feet; thence North 83°03' West 187.58 feet; thence
South 81°20' West 156.89 feet; thence leaving the irrigation ditch and bearing North 0°33'30" East 245.48 feet; thence
North 79°31' East 103.07 feet; thence
North 67°23' East 104.89 feet; thence
North 86°32'30" East 357.98 feet to the section line common to Sections 21 and 22, thence
South 0°16'30" West along said section line 495.93 feet to the REAL POINT OF BEGINNING.

**EXHIBIT B
TO
WARRANTY DEED**

Permitted Exceptions

1. Taxes, which are a lien not yet due and payable (i.e., taxes for the year of closing to be prorated).
2. Special assessments, if any, for unincorporated Ada County (prorated at closing).
3. The land described herein is located within the boundaries of Settlers Irrigation District and is subject to any assessments levied thereby (prorated at closing).
4. Right of Way for Black Cat Road.
5. All matters, and any rights, easements, interests or claims as disclosed by Record of Survey No. 248 recorded July 9, 1987 as Instrument No. 8130343.