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DEC 29 1998

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

WATER RESOURCES
WESTERN REGION

RECEIVED

Please print or type. Attach pages with additional information. Instructions are on the back of this page.

PERMIT Incomplete forms will be returned.

AUG 22 2002

DEPARTMENT OF WATER RESOURCES

1. Water Right Number(s) 02-7226, 02-4032, 2-10312, 2-7295Adjudication Claim Number(s) 02-2041, 2-10021, 2-100222. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) ROCKIN S RANCH4. New Owner/Claimant(s) UNITED STATES OF AMERICA BLM

Name connector (Check one): [] AND, [] OR, [] AND/OR

New Mailing Address 1387 S VINNELL WAYCity, State and ZIP Code BOISE, ID 83709New Telephone Number () -5. Date you acquired the property 12/10/98

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) John W. O'Leary Date 12-10-98

Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

ELMORE COUNTY, IDAHO ss
Request of

312216

GUARANTY TITLE, INC.

Time 3:12 P M

Date December 10, 1998

Book Page

DOLORES ROBISON

Recorder

By [Signature]

Deputy

Fee \$16.00

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

WARRANTY DEED

IDI-32750

For the true and actual consideration of \$373,200.00,

THE NATURE CONSERVANCY, a District of Columbia non-profit corporation,

hereinafter called Grantor, whether one or more, does hereby grant, bargain, sell, and convey to the UNITED STATES OF AMERICA and its assigns, the following described real property situated in the County of Elmore, State of Idaho, to wit:

Parcel "B" of U.S. Govt. Lot 4 and Parcel "B" of U.S. Govt. Lot 5, Section 1, Township 6 South, Range 9 East and U.S. Govt. Lots 3 and 5, Section 6, Township 6 South, Range 10 East, Boise Meridian.

The parcel of land to which the above description applies contains 146.36 acres, more or less.

TO HAVE AND TO HOLD unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the real property aforesaid and has the full right, power and authority to execute this conveyance, and that said real property is free and clear of liens, claims or encumbrances, except as shown of record, and that he will defend the title to the real property conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

Accepted subject to approval of
title by Department of Justice:

Dated this 20th day of November, 1998
Effective as of

[Signature]
(Signature of Authorized Officer)

THE NATURE CONSERVANCY

By Andrew S. Hamann

Title Assistant Secretary

Chief Branch of Lands & Minerals
(Title)

By Patrick Thomas

Title Assistant Secretary

IDI-32750

Page 1 of 2

Acknowledgement on Page 2

CORPORATE ACKNOWLEDGMENT

STATE OF Colorado

COUNTY OF Boulder

)
)ss:
)

On this 20th day of Nov., 1998, before me personally appeared Andrew S. Hamano and Patrick Ramos to me known to be the Asst. Sec. and Asst. Sec. of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated they are authorized to execute said instrument on behalf of the corporation.

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

CATHERINE CARPENTER
(SEAL) NOTARY PUBLIC
STATE OF COLORADO

Catherine Carpenter
Notary Public in and for the
State of Colorado
Residing at Boulder, CO
My commission expires: _____

My Commission Expires 8/30/99

TRUSTEE DEED

FOR VALUE RECEIVED in the amount of four hundred forty eight thousand, two hundred dollars (\$448,200.00), RONALD D. SCHOEN, as duly appointed, qualified and acting Standing Chapter 12 Trustee in Bankruptcy Case No. 96-02117, in the United States Bankruptcy Court for the District of Idaho, wherein Rockin S Ranch, Inc. appears as Debtor, Grantor therein, does hereby grant, sell and convey unto

**THE NATURE CONSERVANCY
2404 BANK DRIVE, SUITE 314
BOISE, ID 83705**

the Grantee, all right, title and interest to the said Estate, in and to a parcel of land located in Elmore County, Idaho, more particularly described as follows:

312208

Township 6 South, Range 9 East,
Boise Meridian, Elmore County, Idaho

Section 1: Parcel "B" of U.S. Govt Lot 4
Parcel "B" of U.S. Govt Lot 5 ✓
U.S. Govt Lot 6 (Island) *no Rights*
U.S. Govt Lot 7 (Island) *no Rights*

Township 6 South, Range 10 East,
Boise Meridian, Elmore County, Idaho

Section 6: U.S. Govt Lot 3 ✓
U.S. Govt Lot 5 ✓

ELMORE COUNTY, IDAHO ss
Request of

GUARANTY TITLE, INC.

Time 3:02 P M

Date December 10, 1998

Book _____ Page _____

DOLORES ROBISON

Recorder

By [Signature]

Deputy

Fee \$9.00

THE SALE OF THE DESCRIBED PROPERTY IS SUBJECT TO:

1. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of the land or which may be asserted by persons in possession, or claiming to be in possession thereof.
2. Easements, liens, encumbrances, or claims thereof, which are not shown by the public records.
3. Discrepancies conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey of the land would disclose, and which are not shown by public records.

4. Any lien, or right to a lien, imposed by law for services, labor or material heretofore or hereafter furnished, which lien, or right to a lien, is not shown by the public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) Indian treaty or aboriginal rights, including, but not limited to, easements or equitable servitudes; or, (d) water rights, claims or title to water, whether or not the matters excepted under (a), (b), (c) or (d) are shown by the public records.
6. Taxes or assessments which are not now payable or which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records; proceedings by a public agency which may result in taxes or assessments, or notices of such proceedings, whether or not shown by the records of such agency or by the public records.
7. Any service, installation, connection, maintenance or construction charges for sewer, water, electricity, or garbage collection or disposal or other utilities unless shown as an existing lien by the public records.
8. Defects, lien, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires of record for value the estate or interest or mortgage thereon covered by this Commitment.
9. Right of Way Deed granted by Joaquin Solosabal and Filomena Solosabal, husband and wife, to the public, recorded July 26, 1939, in Book 2 of Deeds to Public Highways at page 39, records of Elmore County, Idaho, on, over and across Lots 2 and 3, SW1/4NW1/4 and NW1/4SW1/4 Section 1, T6S, R9E, Boise Meridian, Elmore County, Idaho.
10. Power Line Easement granted by Joaquin Solosabal and Filomena Solosabal, husband and wife, to Idaho Power Company; recorded April 17, 1944, in Book 39 of Miscellaneous records at page 359, records of Elmore County, Idaho, on, over and across Lot 1, Section 35, T5S, R9E, and Lot 2, Section 1, T6S, R9E.
11. Power Line Easement granted by Louis Solosabal and Ruth Solosabal, husband and wife, to Idaho Power Company, a corporation; recorded February 8, 1965 as Instrument No. 123923, records of Elmore County, Idaho, on, over, and across Lot 1, Section 35, T5S, R9E, Boise Meridian, Elmore County, Idaho.
12. Power Line Easement granted by J. L. Solosabal and Ruth Solosabal, husband and wife, to Idaho Power Company; recorded October 22, 1973, as Instrument No. 155772, records of Elmore County, Idaho, on, over and across Lot 2, Section 1, T6S, R9E, Boise Meridian, Elmore County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the Grantee, their heirs and assigns forever. And Grantor does hereby covenant to and with the Grantee that the property is free from all encumbrances except as set forth hereinabove.

DATED This 10TH day of December, 1998.

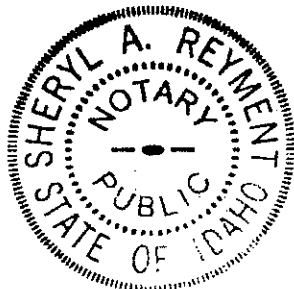

Ronald D. Schoen, Trustee

STATE OF IDAHO

County of Elmore

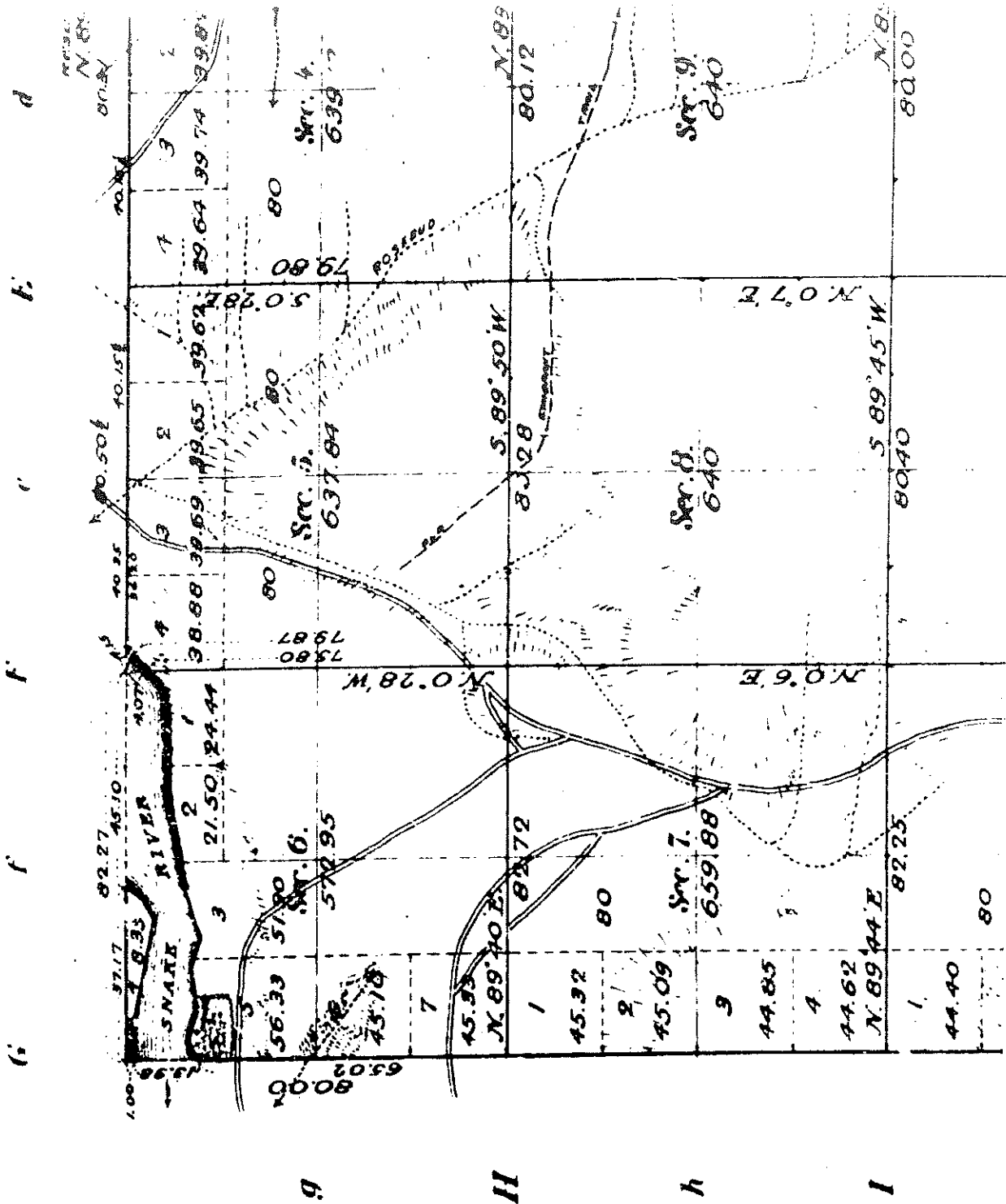
On this 10TH day of December, 1998, before me, the undersigned, a Notary Public in and for subject State, personally appeared RONALD D. SCHOEN, known to me to be the person whose name is subscribed to the foregoing Trustee Deed, and acknowledged to me that he executed the same as the Trustee of the Estate of Rockin S Ranch, Inc., and that he executed the same as the Grantor.

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




Notary Public for Idaho
Residing at Mountain Home Idaho
My Commission Expires 12/21/99

Township No 6 South, Range No 10



[illegible]