

Certificate of Water Right Ownership Update

NOTICE TO SELLERS & BUYERS:

By law, all water belongs to the public (ORS 537.110). In almost every instance, a permit or water right certificate from the Water Resources Department is needed before using, diverting or storing water (ORS 537.130). However, most domestic wells do not require water rights. A certificate of water right stays with the land. In order to keep track of water right ownership, the Department requests that this form be submitted to the Department. If for multiple rights, a separate form for each right will be required.

Water that has been used for a long time in one place or that involves a water structure (like a dam) that already exists is no guarantee that there is a water right which would allow the water use to continue.

If you have any questions about this form or water right requirements, please contact your local watermaster or call the Water Resources Department at 503-986-0900.

Note: Please type or print legibly when filling in the following information. Use additional paper if necessary.

Applicant(s): Whitehorse Ranch, Ll	LC	
Mailing Address: 57735 Whitehorse	e Ranch Lane	Last
Fields	Oregon	97710
City Phone:	State	Zip
Home Home	Work	Other
PI	ROPERTY BUYER INFORMATIO	N
Applicant(s): BTAZ Nevada, LLC		
Mailing Address: 224 N. Park A		Last
Fremont	Nebraska	68025-4964
Phone: N/A	N/A	702-525-1923
Home	Work	Other
PROPERTY DE	SCRIPTION (attach additional pag	ges if necessary):
County: Harney Towns	hip: T.37S. Range: R.3	Section: See Attachmen
Tax Lot Number(s): See Attachr	ment	
Street address of water right property:		
Water Right Information (attach copy of	f water right permit or certificate & fina	l proof map):
Application #: G2233	Permit #: G2056 Cer	tificate or Page #: 64227
Will all the lands associated with this	water right be owned by the buyer?	© Yes C No
Name of individual completing this fo	rm: Robert Coache	Phone: 702-525-1923
Signature:	7	Z-28-15 RECEIVED

STATE OF OREGON

COUNTY OF HARNEY

CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

WHITEHORSE RANCH FIELDS, OREGON 97710

confirms the right to use the waters of WELL NO. 1, a tributary of WHITEHORSE CREEK for the purpose of SUPPLEMENTAL IRRIGATION OF 253.4 ACRES.

The right has been perfected under Permit G-2056. The date of priority is FEBRUARY 15, 1962. The right is limited to not more than 3.17 CUBIC FEET PER SECOND, or its equivalent in case of rotation, measured at the well.

The well is located as follows:

NE 1/4 NE 1/4, SECTION 14, T 37 S, R 36 E, W.M.; 1890 FEET WEST AND 1870 FEET SOUTH FROM THE SE CORNER, NW 1/4 SW 1/4, SECTION 12.

The amount of water used for supplemental irrigation, together with the amount secured under any other supplemental right existing for the same lands, shall be limited to ONE-EIGHTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated. The total duty of water under all rights shall be further limited to a diversion of not to exceed 3.0 acre-feet per acre for each acre irrigated during the irrigation season of each year.

The right shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the place of use under the right, and to which such right is appurtenant, is as follows:

19.9 ACRES NE 1/4 NE 1/4
21.5 ACRES SE 1/4 NE 1/4
4.7 ACRES NE 1/4 SE 1/4
11.0 ACRES SW 1/4 SE 1/4
33.8 ACRES SE 1/4 SE 1/4
SECTION 11

8.6 ACRES NW 1/4 NW 1/4
32.6 ACRES SW 1/4 NW 1/4
1.1 ACRES SE 1/4 NW 1/4
0.3 ACRE NE 1/4 SW 1/4
30.2 ACRES NW 1/4 SW 1/4
1.7 ACRES SW 1/4 SW 1/4
SECTION 12

10.2 ACRES NW 1/4 NW 1/4 SECTION 13

SEE NEXT PAGE

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PAGE TWO

34.7 ACRES NE 1/4 NE 1/4
16.7 ACRES NW 1/4 NE 1/4
16.4 ACRES SW 1/4 NE 1/4
5.7 ACRES SE 1/4 NE 1/4
1.7 ACRES NE 1/4 NW 1/4
2.6 ACRES SE 1/4 NW 1/4
SECTION 14
TOWNSHIP 37 SOUTH, RANGE 36 EAST, W.M.

This certificate is issued to confirm a change in use and to correctly describe the place of use approved by an order of the Water Resources Director entered and supersedes certificate 37120, State Record of Water Right Certificates.

The issuance of this superseding certificate does not confirm the status of the water right in regard to the provisions of ORS 540.610 pertaining to forfeiture or abandonment.

The right to the use of the water for the above purpose is restricted to beneficial use on the lands or place of use described.

WITNESS the signature of the Water Resources Director, affixed this date April 26, 1990.

/s/ WILLIAM H. YOUNG Water Resources Director

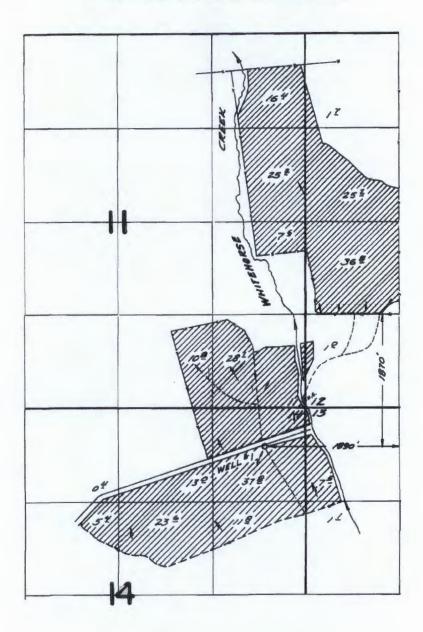
Recorded in State Record of Water Right Certificates numbered 64227

G-2233

MARIO

SALEM, OP

T. 37S. R. 36 E. W.M.



FINAL PROOF SURVEY UNDER

Application No. G.2233. Permit No. G.2056. RECEIVED BY OWRD IN NAME OF

WHITEHORSE RANCH INC.

Surveyed Aug 3. 1968, by W. Garner

MAR 0 5 2015

Water Right Certificate - 64227

Harney County

Account Number	Tax Lot Number	Owner
48120	37S36E000000100	BTAZ NEVADA, LLC
48209	37S36E110000100	BTAZ NEVADA, LLC
48210	37S36E130000100	BTAZ NEVADA, LLC
59013	37S36E130000300	BTAZ NEVADA, LLC

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9/16/2014 4:21:15 PM

Account #

48120

Map

37S36E0000-00100 Effective Date 01-Aug-2010 12:00 AM

Disclalmer

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errors, omissions, misuse, or misinterpretation. The legal description shown will not show any changes and/or

modifications thereto subsequent to the EFFECTIVE DATE.

Subdivision

Block

Lot

Direction

Part

Part Type

Metes and Bounds

T 37 S., R 36 E., W.M. TL 100

LAND IN HARNEY COUNTY, OREGON, AS FOLLOWS:

IN TOWNSHIP 37 S., RANGE 36 E., W.M.

SECTION 2: LOTS 1, 2, 3 & 4; S1/2N1/2; S1/2

SECTION 4: LOTS 1, 2, 3 & 4; S1/2N1/2; S1/2

SECTION 10: ALL

SECTION 12: ALL - LESS ROAD RIGHT OF WAY

SECTION 14: ALL - SAVE & EXCEPT THE FOLLOWING PARCEL:

BEGINNING AT A POINT 400 FEET WEST OF THE SOUTHEAST CORNER OF

SE1/4NW1/4:

THENCE NORTH 208.7 FEET:

THENCE WEST 208.7 FEET:

THENCE SOUTH 208.7 FEET:

THENCE EAST 208.7 FEET TO THE POINT OF BEGINNING.

ALSO SAVE & EXCEPT ROAD RIGHT OF WAY

SECTION 15: ALL - LESS ROAD RIGHT OF WAY

SECTION 16: E1/2E1/2

SECTION 24: E1/2; E1/2W1/2; NW1/4NW1/4

SECTION 25: N1/2N1/2; SW1/4NE1/4; N1/2SE1/4; SE1/4SE1/4

SECTION 36: ALL

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9/17/2014 10:14:11 AM

Account # 48209

Map 37S36E1100-00100 Effective Date 01-Aug-2010 12:00 AM

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errors, omissions, misuse, or misinterpretation. The legal description shown will not show any changes and/or

modifications thereto subsequent to the EFFECTIVE DATE.

Subdivision Block Lot Direction Part Part Type

Metes and Bounds

T 37 S., R 36 E.,W.M. SEC 11 TL 100 LAND IN HARNEY COUNTY, OREGON, AS FOLLOWS: IN TOWNSHIP 37 S., RANGE 36 E.,W.M. SECTION 11: W1/2; SE1/4; S1/2NE1/4; NE1/4NE1/4; N1/2N1/2NW1/4NE1/4; S1/2NW1/4NE1/4

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Account #

48210

Map

37S36E1300-00100 Effective Date 01-Aug-2010 12:00 AM

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errors, omissions, misuse, or misinterpretation. The legal description shown will not show any changes and/or

modifications thereto subsequent to the EFFECTIVE DATE.

Direction Subdivision Block Lot **Part** Part Type

Metes and Bounds

T 37 S., R 36 E., W.M. SEC 13 TL 100 LAND IN HARNEY COUNTY, OREGON, AS FOLLOWS: IN TOWNSHIP 37 S., RANGE 36 E., W.M. SECTION 13: S1/2; E1/2NE1/4; SW1/4NE1/4; S1/2NW1/4NE1/4; N1/2N1/2NW1/4NE1/4; NE1/4NW1/4; N1/2N1/2SE1/4NW1/4; S1/2SE1/4NW1/4; SW1/4NW1/4; N1/2NW1/4NW1/4; N1/2S1/2NW1/4NW1/4

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Account #

59013

Map 37S36E1300-00300 Effective Date 01-Aug-2010 12:00 AM

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errors, omissions, misuse, or misinterpretation. The legal description shown will not show any changes and/or

modifications thereto subsequent to the EFFECTIVE DATE.

Subdivision Block Lot Direction Part Part Type

Metes and Bounds

T 37 S., R 36 E.,W.M. SEC 13 TL 300 LAND IN HARNEY COUNTY, OREGON, AS FOLLOWS: IN TOWNSHIP 37 S., RANGE 36 E.,W.M. SECTION 13: S1/2S1/2NW1/4NW1/4

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ESCROW NO: 10006427-001-KS
WHEN RECORDED MAIL TO and
MAIL TAX STATEMENT TO:
BTAZ NEVADA, LLC, A NEBRASKA
LIMITED LIABILITY COMPANY
224 N. PARK AVENUE
FREMONT, NE 68025-4964

HARNEY COUNTY, OR DEEDWD Cnt=1 Pgs=8 07

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Total:\$71.00



 Maria iturniaga, County Clerk for Harney County, Oregon certify that the instrument identified herein was recorded in the Clerk records.

Maria Iturriaga, CCC, Harney County Clerk

STATUTORY WARRANTY DEED

Whitehorse Ranch LLC aka Whitehorse Ranch, LLC, an Oregon Limited Liability Company, Grantor, hereby conveys and warrants to

BTAZ Nevada, LLC, a Nebraska Limited Liability Company, Grantee, the following described real property in the County of Harney and State of Oregon free of encumbrances except as specifically set forth herein:

Land in Harney County, Oregon, as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

FOR INFORMATION PURPOSES ONLY, THE MAP/TAX ACCT #s ARE REFERENCED HERE:

SEE EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, together with any and all water rights or rights to water appurtenant thereto.

The true and actual consideration for this conveyance is \$8,354,500.00.

Further, GRANTOR covenants (jointly and severally, if more than one) with GRANTEE that GRANTOR:

- is lawfully seized of such real estate and that it is free from encumbrances except easements and restrictions of record;
- 2. has legal power and lawful authority to convey the same;
- 3. warrants and will depend title to the real estate against the lawful claims of all persons.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

SIGNATURE PAGE FOLLOWS

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PAGE 2, STATUTORY WARRANTY DEED ESCROW No. 10006427-001-KS

Whitehorse Ranch, LLQ, an Oregon Limited L	iability
Company /	
1 Dorell for	
By: David Herman, Managing Member	

STATE OF NEVADA COUNTY OF WASHOE } ss:

Notary Public

KEIRSTEN BAILEY
Notary Public - State of Nevada
Appointment Recorded in Washoe County
No: 05-95510-2 - Expires August 19 2012

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EXHIBIT "A"

Land in Harney County, Oregon, as follows:

In Twp. 29 S., R. 36 E., W.M.:

Sec. 30: Government Lots 2 and 3, SE¼NW¼, NE¼SW¼, SW¼NE¼, NW¼SE¼, S½SE¼.

In Twp. 35 S., R. 36 E., W.M.:

Sec. 36: E1/2.

In Twp. 36 S., R. 35 E., W.M.:

Sec. 19: SE14.

Sec. 25: SW1/4.

In Twp. 36 S., R. 36 E., W.M.:

Sec. 1: All.

Sec. 2: All

Sec. 3: All.

Sec. 4: All.

Sec. 5: E1/2, S1/2SW1/4.

Sec. 7: N% of Lot 2, Lots 3 and 4, N%NE%, N%SE%NE%, N%SE%NW%, E%SE%, SW%SE%, N%NW%NW%, S%SE%NW%, S% of Lot 2.

Sec. 9: E%, E%NW%, N%NW%NW%, SW%NW%, W%SW%, N%NE%SW%, S%SE%SW%, N%SE%SW%.

Sec. 10: All.

Sec. 11: All.

Sec. 12: All.

Sec. 13: NEWNEY, SYSEYNEY, WYNEY, WY, SEY.

Sec. 14: All.

Sec. 15: E½, NW¼, N½SW¼, SW¼SW¼, N½SE¼SW¼, S½SE¼SW¼.

Sec. 16: All.

Sec. 17: N'ANE'ANE'A, S'ANW'ANE'A, S'ASW'ANE'A, SE'ANE'A, NW'A, N'ASW'A, N'ASW'A, SE'ASW'A, SE'A, N'ASW'ANE'A, S'ASW'ASW'A.

Sec. 19: Lot 1, N% of Lot 2, S% of Lot 3, Lot 4, E%NE%, N%NW%NE%, SW%NE%, S%NE%NW%, SE%NW%, E%SW%, SE%, S% of Lot 2, N% of Lot 3.

Sec. 21: EKNEK, NWKNEK, SKSWKNEK, WK, EKSEK, NWKSEK, NKSWKSEK, NKSWKNEK.

Sec. 22: All.

Sec. 23: N%NE%, SW%NE%, N%SE%NE%, NW%, N%SW%, S%SW%SW%, SE%SW%, N%SE%, S%SW%SE%, SE%SE%.

Sec. 24: All.

Sec. 25: N%N%NE%, S%S%NE%NE%, S%NW%NE%, SW%NE%, N%N%SE%NE%, S%SE%NE%, N%N%NW%, S%S%NE%NW%, S%NW%NW%, N3/4SW%NW%, S3/4SE%NW%, N%SW%,

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HARNEY COUNTY, OREGON

N%N%SW%SW%, S%SW%SW%, SE%SW%, N3/4NW%SE%, NE%SE%, SKSKNWKSEK, SKSEK, SKNKSEKNEK, NKNKSEKNWK. SYSYSWYNWY, SYNYSWYSWY.

- Sec. 26: All.
- Sec. 27: EYNEY, NYNWYNEY, SWYNEY, NEYNWY, WYNWY, NYSEYNWY, SWY, EYSEY, NWYSEY, SYSWYSEY.
- Sec. 29: NEWNEY, NYNWYNEY, NYSEWNEY, SWYNEY, NWY, N½NE¼SW¼, SE¼NE¼SW¼, W½SW¼, SE¼SW¼, N½SE¼, N'/SW'/SE'/4. S'/SE'//SE'/4.
- Sec. 31: Lots 1, 2, 3 and 4, N½NE¼, S½SW¼NE¼, SE¼NE¼, NE¼NW¼, S1/2SE1/4NW1/4, E1/2SW1/4, SE1/4.
- Sec. 33: N%NE%, SW%NE%, S%N%SE%NE%, S%S%SE%NE%, E%NW%, S3/4NW1/4NW1/4, SW1/4NW1/4, S1/2, N1/2S1/2SE1/4NE1/4, an undivided 2/3rds interest in the N%N%SE%NE%.
- Sec. 34: All.
- Sec. 35: SYNEYNEY, NYNYNEY, SYNWYNEY, SYNEY, EYNWY, W1/2W1/2, N3/4NE1/2SW1/4, SE1/2SW1/4, SE1/4.
- Sec. 36: All.

In Twp. 37 S., R. 35 E., W.M.:

Sec. 1: E%SE%SW%.

In Twp. 37 S., R. 36 E., W.M.:

- Sec. 1: Lots 1, 2, 3 and 4, S%NE%, SE%, SE%NW%, N%SW%NW%, S%S%SW%NW%, NE%SW%, N3/4NW%SW%, SW%SW%, N3/4SE4SW4, N4S4SW4NW4, S4S4SE4SW4.
- Sec. 2: All.
- Sec. 3: Lots 1, 2, 3, N/2 and S/2S/2 of Lot 4, SW/4NE/4, N/2N/2SE/4NE/4, S%S%SE%NE%, S%NW%, E%SW%, N3/4NW%SW%, SW%SW%, SE%, SYSYNWYSWY, SYNYSEYNEY, an undivided interest in the N'SSINWINWIA.
- Sec. 4: All.
- Sec. 5: Lot 1, S¼ of Lot 2, Lots 3 and 4, S¼SW¼NE¼, N¼SW¼NW¼, SE¼NW¼, SW4, N4SE4, Saswasea, Seasea, nanwanea, saseanea, NYSWYNEY, SYSWYNWY.
- Sec. 7: Lots 1, 2, 3 and 4, NEWNEW, NWNWWNEW, NEWNWW, NWSEWNWW, E'SW'A, N'ANE'ASE'A, W'ASE'A, SE'ASE'A, S'ANE'ASE'A, S'ANW'ANE'A, NYSWYNEY, SYSWYNEY.
- Sec. 9: NYNEYNEY, SYSYNEYNEY, WYNEY, SEYNEY, WY, EYSEY,

- NWASEA, S3/4SWADEA, TANASEC. 10: All.
 Sec. 10: All.
 Sec. 11: NEWNEW, NWNWANEW, SWNWANEW, SWNEW, WW, SEW.

 RECEIVED BY OWRD EKNEM, NKNKNWMNEM, SKNWMNEM, SWMINEM, SWMINEM, SW. MAR 05 2015

2012-0921 HARNEY COUNTY, OREGON

SYNYNWANEY, SYSYNWANWY.

Sec. 14: All, SAVE & EXCEPT the following parcel:

Beginning at a point 400 feet West of the Southeast corner of the SE'ANW'A;

thence North 208.7 feet;

thence West 208.7 feet;

thence South 208.7 feet:

thence East 208.7 feet to the point of beginning.

Sec. 15: E%, NW%, S%NE4SW%, N%N%NE4SW%, W%SW%, SE4SW%.

Sec. 16: E1/E1/4.

Sec. 17: NE%, E%NW%, SW%NW%, S%NE%SW%, NE%SE%, S%NW%SE%, NYNEYSWY, SYNWYNWY, NYNWYNWY.

Sec. 21: S3/4NEWNEW, NWWNEW, SEWNEW, NEWNWW, NEWSEW, N'AN'ANE'ANE'A.

Sec. 23: N%, N%S%, N%S%S%, S%S%SW%, S%SE%SE%.

Sec. 24: E1/3, E1/2W1/2, NW1/4NW1/4.

Sec. 25: N½N½, SW¼NE¼, N½SE¼, SE¼SE¼.

Sec. 36: All.

In Twp. 38 S., R. 38 E., W.M.:

Sec. 16: NE'4SW'4, NW'4SE'4.

ANY RIGHT, TITLE OR INTEREST OF SCHOOL DISTRICT #33 as disclosed by Harney County Assessors Tax Rolls in the following described property

Land in Harney County, Oregon, as follows:

In Twp. 37 S., R. 36 E., W.M.:

Sec. 14: Beginning at a point 400 feet West of the Southeast corner of the SE'ANW'A;

thence North 208.7 feet;

thence West 208.7 feet:

thence South 208.7 feet:

thence East 208.7 feet to the point of beginning.

Land in Harney County, Oregon, as follows:

In Twp. 36 S., R. 36 E., W.M.:

Sec. 8: All.

Sec. 18: Lots 1, 2, 3 and 4, E1/2 W1/2, E1/2.

Sec. 20: All.

Sec. 30: Lots 1, 2, 3 and 4, E1/2W1/2, E1/2.

Sec. 32: All.

In Twp. 37 S., R. 36 E., W.M.:

Sec. 6: Lots 1, 2, 3, 4, 5, 6 and 7, SE4NW4, SKNE4, E4SW4, SE4. RECEIVED BY OWRD

Sec. 8: All.

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HARNEY COUNTY, OREGON

Sec. 18: Lots 1, and 2, E%NW14, NE14.

Sec. 22: E1/2.

Sec. 24: WMSWM, SWMNWM.

Sec. 25: SW¼, S½NW¼, SE¼NE¼, SW¼SE¼.

Sec. 26: All.

Sec. 35: All.

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In Twp. 38 S., R. 38 E., W.M.:

Sec. 13: Lot 1, NE4SE4.

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EXHIBIT "B"

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