

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 05 2021

Notice of Change in Water Right Ownership

Department of Water Resources
Eastern Region

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
13-7671 <i>ok</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-7673 <i>ok</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
13-7675 <i>ok</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Teri and Max Nichols
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Super View Estate, LLC
New owner(s) as listed on the conveyance document
- 12474 W Ginger Creek Dr Boise ID 83713
Mailing address City State ZIP
704-691-8945 khaldern@gmail.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 12 Feb 2018
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Kevin J. Holderness Member, Super View Estate LLC 27 Mar 2021
Signature of new owner/claimant Title, if applicable Date

Signature: Kevin J. Holderness _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 4/5/2021 Receipt No. E046803 Receipt Amt. \$225 -
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by JB Processed by JB Date 6/3/2021

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
241 S Main Street Suite 1
Soda Springs, ID 83276

Instrument # 200473

CARIBOU COUNTY, IDAHO
02-12-2018 11:06:33 No. of Pages: 6
Recorded for: FIRST AMERICAN TITLE CO, INC - SODA
Denise Horsley Fee: \$15.00
Ex-Officio Recorder Deputy
Index to: WARRANTY DEED 

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **631799SOD (ch)**

Date: **February 05, 2018**

For Value Received, **Marlowe H. Mickelson and Noel T. Mickelson, husband and wife, who acquired title as Marlow H. Mickelson and Noel T. Mickelson, husband and wife, and Kevin Holderness and Pam Holderness, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Super View Estate, LLC**, hereinafter called the Grantee, whose current address is **12474 W. Ginger Creek Dr., Boise, ID 83713**, the following described premises, situated in **Caribou County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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.

Date: 02/05/2018

Warranty Deed
- continued

File No.: 631799S0D (ch)

Marlowe H. Mickelson

Kevin Holderness

Noel T. Mickelson

Pam Holderness

STATE OF Idaho)
SS.
COUNTY OF Caribou)

On this _____ day of February, 2018, before me, a Notary Public in and for said State, personally appeared **Marlowe H. Mickelson and Noel T. Mickelson**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Notary Public for the State of Idaho
Residing at: Soda Springs, Idaho
My Commission Expires: 12/12/2020

STATE OF North Carolina)
SS.
COUNTY OF Caston)

On this 7th day of February, 2018, before me, a Notary Public in and for said State, personally appeared **Kevin Holderness and Pam Holderness**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Notary Public for the State of North Carolina
Residing at: 635 Park St, Belmont, NC 28012
My Commission Expires: 5/14/2022

Date: 02/05/2018

Warranty Deed
- continued

File No.: 631799SOD (ch)

Marlowe H. Mickelson
Marlowe H. Mickelson

Kevin Holderness
Kevin Holderness

Noel T. Mickelson
Noel T. Mickelson

Pam Holderness
Pam Holderness

STATE OF Idaho)
SS.
COUNTY OF Caribou)

On this 9th day of February, 2018, before me, a Notary Public in and for said State, personally appeared **Marlowe H. Mickelson and Noel T. Mickelson**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Carla Hale
Notary Public for the State of Idaho
Residing at: Soda Springs, Idaho
My Commission Expires: 12/12/2020

STATE OF Idaho)
SS.
COUNTY OF Bennett)

On this 8th day of February, 2018, before me, a Notary Public in and for said State, personally appeared **Kevin Holderness and Pam Holderness**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Stephanie Wight
Notary Public for the State of _____
Residing at: _____
My Commission Expires: _____

State of Idaho
Residing: Pocatello, Idaho
Comm. Expires: 02/03/2023

EXHIBIT A

Franklin County, Idaho:

Township 12 South, Range 40 East of the Boise Meridian, Franklin County, Idaho.

Section 4: Lots 2 and 3

Caribou County, Idaho:

Parcel I:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho:

Section 33: SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, ALSO, Beginning at the Southeast corner of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 33 and running

Thence North along the East line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$ 402.1 feet;

Thence South 52°19' West 111.4 feet;

Thence South 43°14' West 141.0 feet;

Thence South 32°59' West 271.5 feet, more or less, to the South line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$;

Thence South 89°23' East along said South line 332.6 feet, more or less, to the Point of Beginning.

Section 34: SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$.

Parcel II:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho:

Township 11 South, Range 40 East of the Boise Meridian, Caribou County, Idaho:

Sections 24 and 25: Beginning at the South one-sixteenth corner on the East Section line of Section 24, and running

Thence West 1620 feet;

Thence South 150 feet;

Thence Southwesterly along a private road to its intersection with Whiskey Creek;

Thence following along the center line of Whiskey Creek in a Southwesterly direction to the center line of Bear River;

Thence following the center line of Bear River in a Southeasterly direction to a point which lies West of the Meridional Center Line of said Section 25.

Thence running East to a point intersecting with the meridional center line of said Section 25 at a point 49.5 feet, more or less, South of the Northeast corner of the Southeast Quarter of the Northwest Quarter of said Section 25;

Thence North along said meridional center line, 49.5 feet, more or less to the Northeast corner of the Southeast Quarter of the Northwest Quarter of said Section 25;

Thence East 1320 feet;

Thence North 1320 feet;

Date: 02/05/2018

Warranty Deed
- continued

File No.: 631799SOD (ch)

**Thence East 1020 feet, more or less, to the East line of State Highway No. 34;
Thence Northeasterly along said highway right of way, to its intersection with the East line
of Section 24, aforesaid, at a point 600 feet, more or less, North of the Southeast corner of
said Section 24;
Thence North along the East line of said Section 24, a distance of 720 feet, more or less,
to the POINT OF BEGINNING.**

Chain of Title

This Chain of Title relates to the real property to which the following water rights described by permit number are appurtenant:

13-7671

13-7673

13-7675

Water rights owner per Idaho Department of Water Resources records on 27 March 2021:

Teri and Max Nichols ("Nichols"), of Caribou County, Idaho.

1. Nichols sold and conveyed the realty to **Kevin and Pam Holderness** of Ada County, Idaho by recorded deed.
2. Kevin and Pam Holderness conveyed their interest in the realty to **Marlowe and Noel Mickelson and Kevin and Pam Holderness** by recorded deed.
3. Marlowe and Noel Mickelson and Kevin and Pam Holderness contributed the realty to **Super View Estate, LLC**, an Idaho limited liability company by recorded deed, a copy of which has been provided to Idaho Department of Water Resources.

Fee title owner per records of Caribou County, Idaho on March 27, 2021:

Super View Estate, LLC, an Idaho limited liability company whose members are Kevin Holderness and Marlowe Mickelson.

Property is four miles south of Niter between Bear River and Highway 34, Caribou County





State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

June 03, 2021

SUPER VIEW ESTATES LLC
12474 W GINGER CREEK DR
BOISE ID 83713-0004

Re: Change in Ownership for Water Right No(s): 13-7671, 13-7673 and 13-7675

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 13S

Super View Estate, LLC

Kevin J. Holderness, Member
12474 W Ginger Creek Drive
Boise, Idaho 83713
704-691-8945

27 March 2021

IDWR Eastern Region
900 N Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

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APR 05 2021
Department of Water Resources
Eastern Region

Re: Notices of Change in Water Right Ownership

Enclosed please find two Notices of Change in Water Right Ownership for processing, including the following documents:

- I. Rights No. **13-7671, 13-7673 and 13-7675**
 - a. Signed IDWR Notice of Change in Water Right Ownership
 - b. Copy of recorded deed vesting title to real estate in name of **Super View Estate, LLC**
 - c. Aerial photo from IDWR website showing place of use and diversion point
 - d. Aerial photo from Google Maps showing property conveyed by deed
 - e. Filing fee for three rights at \$25.00 per right in the amount of \$75.00 as part of a single check in the amount of \$225.00.
- II. Rights No. **13-7670, 13-7672, 13-7674, 13-7941, 13-7942, 13-7943**
 - a. Signed IDWR Notice of Change in Water Right Ownership
 - b. Copy of recorded deed vesting title to real estate in name of **Super View Estate, LLC**
 - c. Aerial photo from IDWR website showing place of use and diversion point
 - d. Aerial photo from Google Maps showing property conveyed by deed
 - e. Filing fee for six rights at \$25.00 per right in the amount of \$150.00 as part of a single check in the amount of \$225.00.

Please forward verifying documentation to the address above.

Sincerely yours,
Super View Estate, LLC

By

Kevin J. Holderness, Member