

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 09 2018

DEPARTMENT OF
WATER RESOURCES

Notice of Change in Water Right Ownership

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?
<u>Permit</u> 65-23245	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-288	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-3086	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-4055	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-4056	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: James W. and Mary B. Smith
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Second Fork, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 8126 Boise ID 83702
Mailing address City State ZIP
- 208-377-0998 wjmulder@treetopbranches.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: May 14, 2015
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):
 - ☐ \$25 per *undivided* water right.
 - ☐ \$100 per *split* water right.
 - ☐ 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.

SUPPORT DATA

IN FILE # 65-288

8. Signature: [Signature] MANAGER May 14, 2018
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 5-9-18 Receipt No. C105072 Receipt Amt. 125.00

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 _____ Processed by [Signature] Date 5-10-18

Instrument # 301815

EMMETT, GEM, IDAHO
2015-05-28 10:56:58 AM No. of Pages: 2
Recorded for: ALLIANCE TITLE - BOISE PRODUCT
SHELLY TILTON Fee: \$13.00
Ex-Officio Recorder Deputy SStewart
Index To: DEED
Electronically Recorded by Simplifile

Instrument # 301620

EMMETT, GEM, IDAHO
2015-05-14 03:35:08 PM No. of Pages: 2
Recorded for: ALLIANCE TITLE - BOISE PRODUCT
SHELLY TILTON Fee: \$13.00
Ex-Officio Recorder Deputy SStewart
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

Alliance Title & Escrow Corp. Order No.:267681

***re-re-recorded to correct entity
**Re-recording to correct scrivener's
error in legal description.

FOR VALUE RECEIVED

Wenkebach Limited Liability Limited Partnership who acquired title as
Wenkebach Limited Partnership, an Idaho limited partnership

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Second Fork LLC, an Idaho limited liability company

whose current address is

**PO Box 8126
Boise, ID 83707**

Instrument # 301674

EMMETT, GEM, IDAHO
2015-05-18 04:01:04 PM No. of Pages: 2
Recorded for: ALLIANCE TITLE - BOISE PRODUCT
SHELLY TILTON Fee: \$13.00
Ex-Officio Recorder Deputy SStewart
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the grantee(s), the following described premises, in Gem County, Idaho, TO WIT:

Parcel 1:

The Southwest ¼ of the Southwest ¼ of the Southeast ¼ of Section 35, Township 11 North, Range 1 East, Boise Meridian, Gem County, Idaho.

Parcel 2:

The Southwest quarter of the Northwest quarter of Section 1, and Government Lot 1 and the East half of Government Lot 2 and the South half of the Northeast quarter of Section 2, all in Township 10 North, Range 1 East of the Boise Meridian; and The North half of the Southwest quarter, the Southwest quarter of the Southwest quarter, and the West half of the Southeast quarter, all in Section 26, Township 11 North, Range 1 East of the Boise Meridian; EXCEPTING THEREFROM that portion of the West half of the Southwest corner, lying Westerly of Squaw Creek; and

The Northwest quarter of the Northeast quarter, the North half of the Northwest quarter, also the South half of the Northeast quarter and the Southeast quarter, EXCEPTING THEREFROM the Southwest quarter of the Southwest quarter of the Southeast quarter, AND ALSO EXCEPTING that portion West of the County Road, all in Section 35, Township 11 North, Range 1 East, Boise Meridian, Gem County, Idaho;

Parcel 3:

Lots 3 and 4 in Section 1, and Lot 1 in Section 2, both in Township 10 North, Range 1 East of the Boise Meridian; and the East half of the Southeast quarter of Section 35, Township 11 North, Range 1 East of the Boise Meridian; the West half of the Northwest quarter of Section 26, Township 11 North, Range 1 East, of the Boise Meridian, Gem County, Idaho.

EXCEPT ditch and road rights-of-way.

Parcel 4:

The Southeast quarter of the Northwest quarter, lying North of the County Road, in Section 35, Township 11 North, Range 1 East, Boise Meridian, Gem County, Idaho.

Except ditch and road rights-of-way.

Parcel 5:

Township 11 North, Range 1 East, Section 26, Southeast quarter Southwest quarter, Gem County, Idaho.

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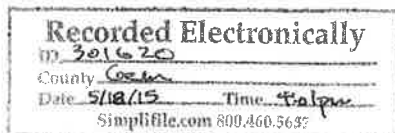
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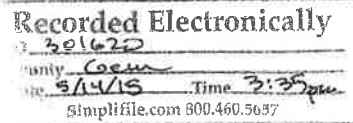
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Except ditch and road rights-of-way.

Parcel 5:

Township 11 North, Range 1 East, Section 26, Southeast quarter Southwest quarter, Gem County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances and all water rights unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: May 14, 2015

~~**Limited Liability~~ ~~** Limited liability~~
Wenkebach Limited Partnership, an Idaho limited partnership

James W. Smith
James W. Smith, General Partner

State of Idaho } ss.
County of Ada }

On this 14th day of May, 2015, before me, Reana Garcia, a Notary Public in and for said state, personally appeared James W. Smith known or identified to me to be the partner(s) that executed the foregoing instrument, and acknowledged to me that he/she/they executed the same in said Partnership name.

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

Reana Garcia
Reana Garcia
Notary Public for the State of Idaho
Residing at: Meridian, ID
Commission Expires: November 5, 2016





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

May 25, 2018

SECOND FORK LLC
PO BOX 8126
BOISE ID 83707-2126

Re: Change in Ownership for Water Right No(s): 65-288, 65-3086, 65-4055, 65-4056 and permit 65-23245

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) 287-4942.

Sincerely,

Jean Hersley

Technical Records Specialist II

Enclosure(s)

c: Water District No. 65A
SPF Water Engineering LLC



RECEIVED

MAY 09 2018

DEPARTMENT OF
WATER RESOURCES

May 7, 2018

Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098

Attn: *Water Rights Section*

Subject: *Second Fork, LLC*
Permit No. 65-23245
Beneficial Use Field Report

Enclosed on behalf of Second Fork, LLC is a completed Beneficial Use Field Report for the above-referenced permit, signed Statement of Completion, a Notice of Change in Water Right Ownership, and a check for \$125 for the ownership changes. I am emailing the digital place of use shapefile to Dan Nelson. Second Fork, LLC acquired this ranch property in May, 2015.

Permit 65-23245 lapsed recently and 60-day period for filing acceptable proof began on April 5, 2018. This submittal is within the 60-day period and I trust that it is acceptable. However, if anything further is needed or if you have any questions regarding these documents, please let me know.

Sincerely,

A handwritten signature in blue ink that reads "Scott N. King". The signature is fluid and cursive, with the first name "Scott" and last name "King" clearly legible.

Scott N. King, P.E.
Supervising Engineer
CWRE No. 133

Enclosures

cc: Second Fork, LLC (by email)
Andrew Waldera (by email)

File: 726.0070