

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAR 30 2017

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?
35-2867	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-8156	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Hans Hennibold

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): MB Holdings, LLC

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

Mailing address 1321 W. 400 S.

City Pingree

State ID

ZIP 83262

Telephone 208-684-3875 or 208-709-5498

Email mechambras@gmail.com

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: 2-13-17

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 # 35-2867

8. Signature: MB Holdings LLC by Dwyer Fick member

Signature of new owner/claimant

Title, if applicable

Date 2-23-17

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by JB

Date 3/30/2017

Receipt No. E042858

Receipt Amt. \$50.-

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 9/18/2017

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Re-record to correct legal
description in reservation

Instrument # 684335

BINGHAM COUNTY, IDAHO
2017-02-24 11:53:21 AM No. of Pages: 5
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$22.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Instrument # 684128

BINGHAM COUNTY
2-15-2017 02:24:00 PM No. of Pages: 4
Recorded for: FIRST AMERICAN TITLE COMPANY
PAMELA W. ECKHARDT Fee: 19.00
Ex-Officio Recorder Deputy *JP*

684128

Bingham County

Clerk's Office

Received *Wootton*

2-15-17 2:24pm

Pamela W. Eckhardt, Clerk \$19.00

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **617050-B (Id)**

Date: **February 13, 2017**

For Value Received, **Alan Hennebold, Successor Trustee, of the Thelma Hennebold Revocable Trust, Dated September 1, 2000 and amended and restated February 18, 2011**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **M.B. Holdings, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **1321 W 400 S, Pingree, ID 83262**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

Parcel I:

Township 4 South, Range 33 East of the Boise Meridian, Bingham County, Idaho, Section 4: NE $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; and all that portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4 lying South and East of the right-of-way of the Oregon Short Line Railroad Company.

EXCEPTING THEREFROM: The Right of Way of the State Highway 39 disclosed by Warranty Deed recorded November 20, 1954 as Instrument No. 39175.

ALSO EXCEPTING THEREFROM: Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and portions of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Section 4, Township 4 South, Range 33 East of the Boise Meridian, Bingham County, Idaho described as:

Commencing at the NE corner of Section 4: thence N 89°33'26" W 2653.17 feet along the section line to the North $\frac{1}{4}$ corner; thence S 00°27'03" W 1559.85 feet along the east line of the NW $\frac{1}{4}$ to a point on the easterly right of way line of Highway project S-1721(2) and the point of beginning. Said point of beginning being on a curve whose center bears N 61°04'48" W 22968.32 feet; thence Northeasterly 195.80 feet along a curve to the left, through a central angle of 00°29'18" with a radius of 22968.32 feet and a long chord which bears N 28°40'33" E 195.80 feet; thence S 89°32'57" E 150.40 feet along the north line of a parcel as described in instrument 494747 thence S 00°47'03" W 429.35 feet along the east line of said parcel to an existing east west fence line; thence S 87°31'10" W 393.68 feet along said fence line to a point on the easterly right of way line of Highway project S-1721(2) said point being on a curve whose center bears N 60°17'28" W 22968.32 feet; thence northeasterly 316.24 feet along a curve to the left; through a central angle of 00°47'20" with a radius of 22968.32 feet and a long chord which bears N 29°18'52" E 316.24 feet to the point of beginning.

Parcel II:

Beginning at the SE corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 4, Township 4 South, Range 33 East of the Boise Meridian, Bingham County, Idaho; thence West 80 rods, more or less to the SW corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence North 1280 feet; thence East 243 feet; thence S 00°20' W 783.4 feet; thence S 39°26' E 180.8 feet; thence N 88°58' E 308.5 feet; thence N 82°10' E 100 feet; thence N 70°06' E 448.6 feet; thence N 45°23' E 141.4 feet; thence N 76°55' E 48 feet to the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence South 638 feet to the point of beginning.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Re-record to correct legal
description in reservation

Instrument # 684335

BINGHAM COUNTY, IDAHO
2017-02-24 11:53:21 AM No. of Pages: 5
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PAMELA W. ECKHARDT Fee: \$22.00
Ex-Officio Recorder Deputy JPulley
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Instrument # 684128

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2-15-2017 02:24:00 PM No. of Pages: 4
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Ex-Officio Recorder Deputy

684128

Bingham County

Clerk's Office

Received 2-15-17 2:24pm

Pamela W. Eckhardt, Clerk \$19.00

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **617050-B (Id)**

Date: **February 13, 2017**

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Township 4 South, Range 33 East of the Boise Meridian, Bingham County, Idaho, Section 4: NE $\frac{1}{4}$ SE $\frac{1}{4}$; NW $\frac{1}{4}$ SE $\frac{1}{4}$; and all that portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4 lying South and East of the right-of-way of the Oregon Short Line Railroad Company.

EXCEPTING THEREFROM: The Right of Way of the State Highway 39 disclosed by Warranty Deed recorded November 20, 1954 as Instrument No. 39175.

ALSO EXCEPTING THEREFROM: Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and portions of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Section 4, Township 4 South, Range 33 East of the Boise Meridian, Bingham County, Idaho described as:

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EXCEPTING THEREFROM: The Right of Way of the State Highway 39 disclosed by Warranty Deed recorded November 20, 1954 as Instrument No. 39175 and Quitclaim Deed recorded November 20, 1954 as Instrument No. 39176.

ALSO EXCEPTING THEREFROM: Part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and portions of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Section 4, Township 4 South, Range 33 East of the Boise Meridian, Bingham County, Idaho described as:

Commencing at the NE corner of Section 4: thence N 89°33'26" W 2653.17 feet along the section line to the North $\frac{1}{4}$ corner; thence S 00°27'03" W 1559.85 feet along the east line of the NW $\frac{1}{4}$ to a point on the easterly right of way line of Highway project S-1721(2) and the point of beginning. Said point of beginning being on a curve whose center bears N 61°04'48" W 22968.32 feet; thence Northeasterly 195.80 feet along a curve to the left, through a central angle of 00°29'18" with a radius of 22968.32 feet and a long chord which bears N 28°40'33" E 195.80 feet; thence S 89°32'57" E 150.40 feet along the north line of a parcel as described in instrument 494747 thence S 00°47'03" W 429.35 feet along the east line of said parcel to an existing east west fence line; thence S 87°31'10" W 393.68 feet along said fence line to a point on the easterly right of way line of Highway project S-1721(2) said point being on a curve whose center bears N 60°17'28" W 22968.32 feet; thence northeasterly 316.24 feet along a curve to the left; through a central angle of 00°47'20" with a radius of 22968.32 feet and a long chord which bears N 29°18'52" E 316.24 feet to the point of beginning.

Parcel III:

That portion of Lot 13, of Liberty Acres Plat, according to the plat recorded in Book 3 of Pals, Page 66, lying South and East of the right-of-way of the State Highway, situated in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 4, Township 4 South, Range 33 East of the Boise Meridian, Bingham County, Idaho.

Reserving unto Grantor ground water rights for 1 acre appurtenant to the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of S4 T2S R33EBM, Bingham County, Idaho.

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: 02/13/2017

Warranty Deed
- continued

File No.: 617050-B (Id)

Alan Hennebold, Successor Trustee, of the
Thelma Hennebold Revocable Trust, Dated
September 1, 2000 and amended and
restated February 18, 2011

AL Hennebold

Alan Hennebold, Successor Trustee

AL Hennebold

Alan Hennebold, Successor Trustee

BUYER(S):

M.B. Holdings, LLC, an Idaho limited liability
company

By:

Dayle N Mecham

Name: Dayle N Mecham

Title: Member

Dayle N Mecham

Dayle N Mecham, Member

By:

Val Dee Mecham

Name: Val Dee Mecham

Title: Member

Val Dee Mecham

Val Dee Mecham, Member

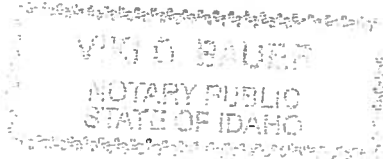
Date: 02/13/2017

Warranty Deed
- continued

File No.: 617050-B (Id)

STATE OF Idaho)
SS.
COUNTY OF Bingham)

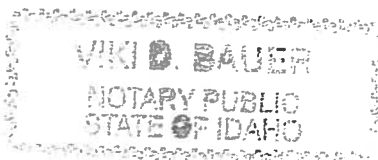
On this **15th day of February, 2017**, before me, a Notary Public in and for said State, personally appeared **Alan Hennebold**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Trustee of the **Thelma Hennebold Revocable Trust, Dated September 1, 2000 and amended and restated February 18, 2011** Trust, and acknowledged to me that he executed the same as such Trustee.



Vicki D. Bauer
Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 3/29/20

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this 15 day of February, 2017, before me, a Notary Public in and for said State, personally appeared **Dayle N Mecham and Val Dee Mecham**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **MB Holdings, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that the executed the same in said Limited Liability Company's name.



Vicki D. Bauer
Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 3/29/20

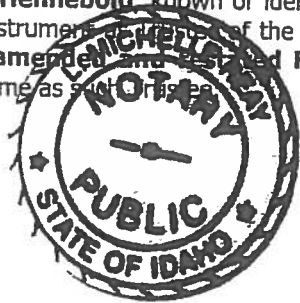
Date: **02/13/2017**

Warranty Deed
- continued

File No.: **617050-B (Id)**

STATE OF Idaho)
SS.
COUNTY OF Bingham)

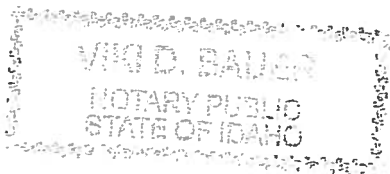
On this 23 day of February, 2017, before me, a Notary Public in and for said State, personally appeared **Alan Hennebold**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as one of the **Thelma Hennebold Revocable Trust, Dated September 1, 2000 and amended and restated February 18, 2011** Trust, and acknowledged to me that he executed the same as such Trust.



S. Michelle Ray
Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: ~~3/29/20~~ 8/28/2018

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this 24 day of February, 2017, before me, a Notary Public in and for said State, personally appeared **Dayle N Mecham and Val Dee Mecham**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **MB Holdings, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that the executed the same in said Limited Liability Company's name.



William D. Bauer
Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 3/29/20



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

September 22, 2017

C.L. "BUTCH" OTTER
Governor

MB Holdings LLC
1321 W 400 S
Pingree ID 83262

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 35-2867 & 35-8165

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Water District 120
Bingham Ground Water District
The Bank of Commerce