

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAR 02 2017

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Alan Hennebold Phone 801-486-7215
Mailing address Box 73, Pingree ID 83262 Email alanhennebold@me.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it Attachment #4.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Alan Hennebold
Signature of Applicant or Authorized Representative

Alan Hennebold
Print Name and Title if applicable

2-27-17
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Ownership Change

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2.

Transfer of irrigation water rights sufficient to efficiently irrigate 1 acre pasture from an existing domestic well.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	35-2867	0.02	Irrigation	04/01 to 11/01	Groundwater
☐ ☒	35-8156	0.01	Irrigation	04/01 to 10/31	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.02 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed _____ cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			SE	NW	04	04S	33E	BINGHAM	GROUNDWATER	DOMESTIC WELL

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	33E	4			1														1
Total Acres (for irrigation use)																			1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

DOMESTIC WELL TO IRRIGATE PASTURE

- b. Who owns the property at the point(s) of diversion? APPLICANT

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

35-10665

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the Part 2B form can be obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 35-8156

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 35-2867

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☐ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a.**
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (**GIS**) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b.**

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

[illegible]

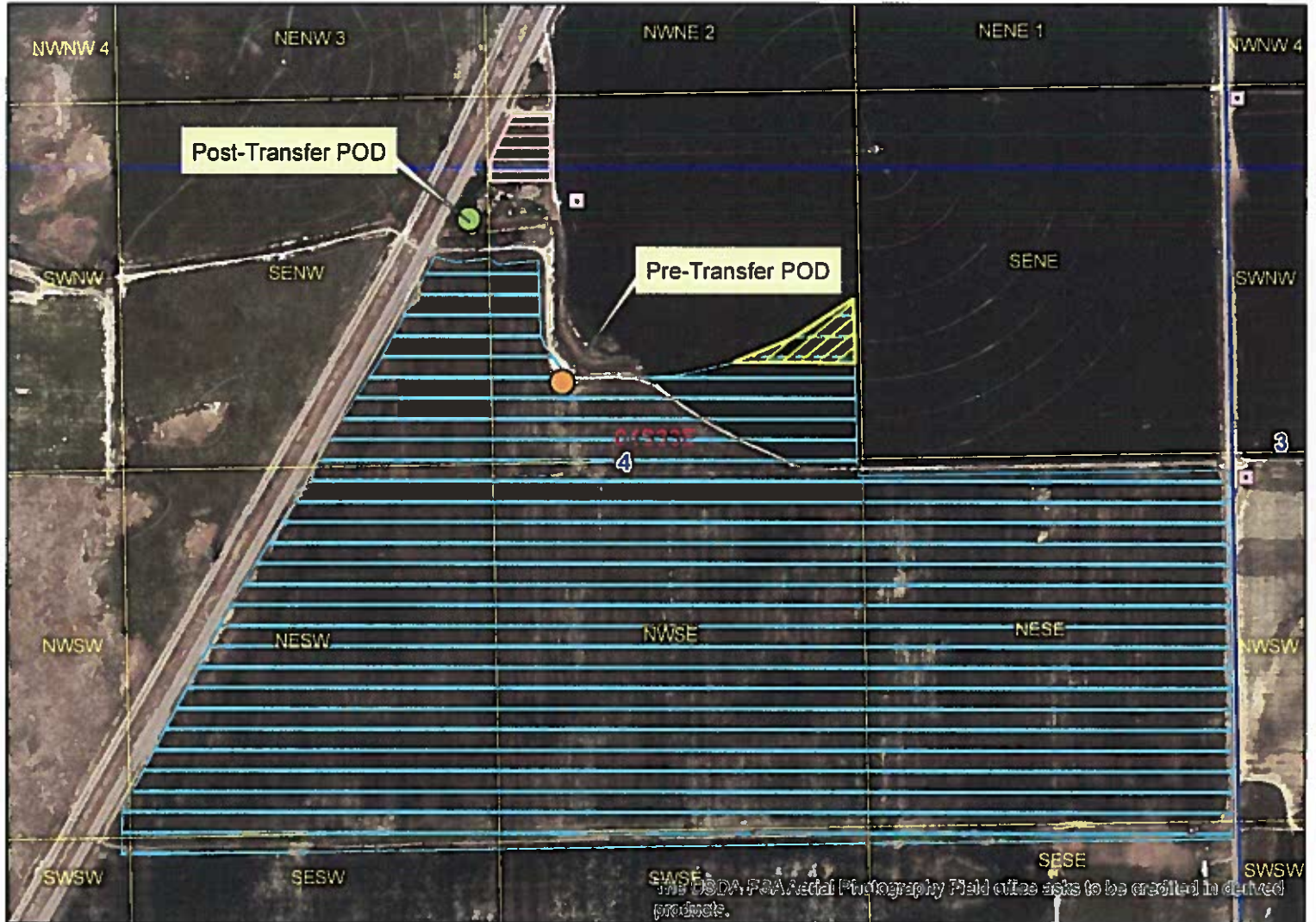
FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by SC Date 2/27/17 Preliminary check by _____ Date _____
 Fee paid 200- Date 2/27/17 Received by SC Receipt # E042775
 Add'l fee paid \$200.- Date 3/2/2017 Received by JP Receipt # E042780

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

Transfer POD- Hennebold



Legend

- Area for Transfer
- Post-Transfer_POU
- Pre-Transfer Water Right POU
- Township/Range
- Sections
- QQ



0.1 0.05 0 0.1 Miles

81491

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/13/2017

Water Right 35-8156

Owner Type **Name**
Current Owner HANS HENNEBOLD
Priority Date: 6/10/1983
Basis: License
Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	0.480 CFS	
	Total Diversion		0.480 CFS	

Source and Point(s) of Diversion
GROUND WATER SWNE Sec. 4, Twp 04S, Rge 33E, BINGHAM County

Place Of Use
IRRIGATION within BINGHAM County

T04S R33E S4	SWNE	16.0
T04S R33E S4	SENE	8.0
T04S R33E S4	NESW	30.0
T04S R33E S4	NESE	38.0
T04S R33E S4	NWSE	40.0
POU Total Acres:		132.0

Conditions of Approval:

1. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
3. This right uses the same well as Right 35-02867 and when combined with Right 35-02867 shall not exceed an annual volume of 528 acre feet nor a diversion rate of 0.02 cubic feet per second per acre.
The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/13/2017

Water Right 35-2867

Owner Type **Name**
Current Owner HANS HENNEBOLD
Priority Date: 3/10/1967
Basis: Decreed
Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	11/01	2.160 CFS	528.0 AF
	Total Diversion		2.160 CFS	528.0 AF

Source and Point(s) of Diversion
GROUND WATER SWSWNE Sec. 4, Twp 04S, Rge 33E, BINGHAM County

Place Of Use
IRRIGATION within BINGHAM County

T04S R33E S4	SWNE	16.0
T04S R33E S4	SENE	7.0
T04S R33E S4	NESW	30.0
T04S R33E S4	NESE	40.0
T04S R33E S4	NWSE	39.0
POU Total Acres:		132.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. E02 USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD CANAL CO.

Combined Use Limits
N/A

SubCase:
SubCaseNumber: 35-2867
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date: 11/13/2001
Attorney Assigned: SARA C DENISTON
Adjudication Agent:
Basis of Claim:
Date Filed: 6/2/1999
Objection Status: Active

QUITCLAIM DEED

The Thelma L. Hennebold Revocable Trust, by and through Alan Hennebold, successor trustee, hereby grants and conveys to the Alan Hennebold Revocable Trust the following water rights, appurtenant to SW1/4 NE 1/4 S4 T4S R33 EBM, Bingham County, Idaho:

Ground water rights appurtenant to one acre within said SW1/4 NE 1/4 S4 T4S R33 EBM, Bingham County, Idaho; and

Five shares in the Aberdeen Springfield Canal Company.

Dated this 27th day of February, 2017.

Thelma L. Hennebold Revocable Trust

By Alan Hennebold

Alan Hennebold, successor trustee

State of Idaho)

ss.

County of Bingham)

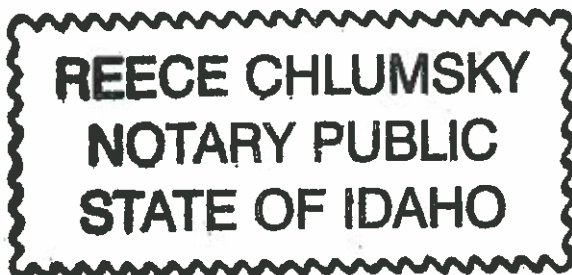
On this 27th day of February, 2017 before me, a notary public in and for said State, personally appeared Alan Hennebold, known or identified to me to be the person whose name is subscribed to the within Quitclaim Deed as successor trustee of the Thelma L. Hennebold Revocable Trust, and acknowledged to me that he executed the same on behalf of said Trust.

[Signature]
Notary Public of Idaho

Residing at: 142 N 16th Ave Pocatello, Id 83201

My commission expires:

7-21-22



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 # 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

684128

Bingham County

Clerk's Office

Received 2-15-17 2:24 pm

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.

81491

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 T4S 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.

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

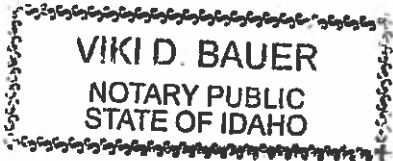
Date: 02/13/2017

Warranty Deed
- continued

File No.: 617050-B (Id)

STATE OF Idaho)
SS.
COUNTY OF Bingham)

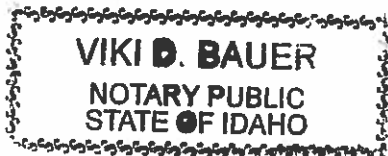
On this **15th day of February, 2017**, before me, a Notary Public in and for said State, personally appeared **Alan Hennebold**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Trustee of the **Thelma Hennebold Revocable Trust, Dated September 1,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



Viki 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.



Viki 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 said Trustee.

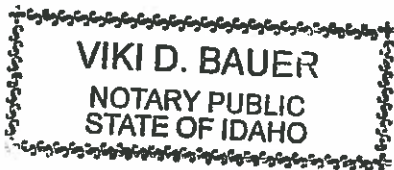


Michelle Ray
Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: ~~3/29/20~~ 8/28/2018

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.

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



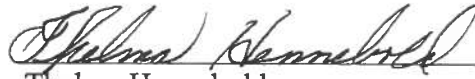
WARRANTY DEED

For Value Received Thelma Hennebold, a single woman, hereinafter referred to as "Grantor," does hereby grant, bargain, sell and convey unto Thelma Hennebold, Trustee, or the successor Trustee, of the Thelma Hennebold Revocable Trust, being a trust created under instrument dated September 1, 2000 and amended and restated February 18, 2011, hereinafter referred to as "Grantee," whose current address is 777 East South Temple #8E, Salt Lake City, Utah 84102, the following described premises, in Bingham County, Idaho, to wit:

See Exhibit "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, and Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 22 day of April, 2011.


Thelma Hennebold

OFFICIAL RECORD BOOK 943
BENNETT COUNTY IDAHO

RECORDED AT REQUEST OF
FEE 16- DEPUTY 24

Jones Chartered

21106535

2011 MAY -3 A 9:04

Instrument # 628285

BINGHAM COUNTY

5-9-2011 09:58:05 No. of Pages: 3

Recorded for : 7182 JONES CHARTERED

SARA J. STAUB

Fee: 16.00

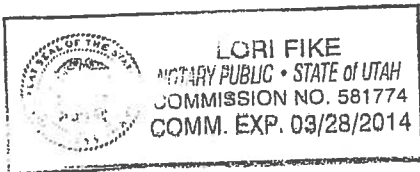
Ex-Officio Recorder Deputy

Bm

STATE OF UTAH)
 :SS
County of Sale Lake)

On this 22 day of April, 2011, before me, the undersigned Notary Public, in and for said State, personally appeared Thelma Hennebold, a single person, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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



(SEAL)



NOTARY PUBLIC - STATE OF UTAH
My Commission expires: 3-28-14

EXHIBIT A

LEGAL DESCRIPTION
(THELMA HENNEBOLD FARM)

Township 4 South, Range 33 East of the Boise Meridian, Bingham County, Idaho

Section 4: Northwest Quarter (NW1/4) of the Southeast Quarter (SE1/4) and all that portion of the Northeast Quarter (NE1/4) of the Southwest Quarter (SW1/4) and the Southeast Quarter (SE1/4) of the of the Northwest Quarter (NW1/4) of Section four (4) lying south and east of the of the right-of-way of the Oregon Short Line Railroad Company, subject to right-of-way of ingress and egress over and along the strip of land twenty (20) feet wide off the East side of Lot three (3) all in Section four (4) Township four (4) South of Range thirty three (33) East of the Boise Meridian in Bingham County, Idaho consisting of eighty-five (85) acres more or less.

The Northeast Quarter of the Southeast Quarter of Section four, in Township Four South, of Range Thirty-three, East of the Boise Meridian, in Idaho.

- That portion of Lot 13 of Liberty Acres Plat, according to the Plat recorded in Book 3 of Plats, Page 66, lying S. and E. of the right-of-way of the State Highway, situated in the NW1/4 of Section 4, T. 4 S., R. 33 E. B. M., Bingham County, Idaho

Subject to Reservations in U. S. Patents, existing or recorded easements, zoning and building ordinances, State Patent Reservations, and taxes and assessments as pro-rated between the parties, and subject to provisions in deed to the State of Idaho recorded as Instrument No. 37103, records of Bingham County, Idaho.

Beginning at the Southeast corner of the Southwest Quarter of Northeast Quarter, Section Four (4), Township Four (4) South, Range Thirty-three (33) East of Boise Meridian; thence West 80 rods, more or less to the Southwest corner of said Southwest Quarter of Northeast Quarter; thence North 1280 feet; thence East 243 feet; thence South 0°20' West 783.4 feet; thence South 39°26' East 180.8 feet; thence North 88°58' East 308.5 feet; thence North 82°10' East 100 feet; thence North 70°06' East 448.6 feet; thence North 45°23' East 141.4 feet; thence North 76°55' East 48 feet to the East line of said Southwest Quarter of Northeast Quarter; thence South 638 feet to the point of beginning, containing 18.6 acres, of way, water and water rights together with all ditches, ditch rights/thereunto belonging or in any wise appertaining.

\$2.20 I.R.S. Attached and cancelled.

194747

EXHIBIT A

628285

Thomas J. Holmes
JONES, CHARTERED
Attorneys at Law
P. O. Box 967
415 S. Arthur
Pocatello, Idaho 83204
(208) 232-5911
ISB#2448

STATE OF IDAHO }
COUNTY OF BINGHAM } SS

I hereby certify that the foregoing instrument is a full, true and correct copy of the original of the same in the office of the undersigned Clerk of the District Court of the Seventh Judicial District of Idaho, for Bingham County.

Date _____

JUDIE HAMPTON
Clerk, Dist Court Magistrate Div

By _____

Deputy Clerk

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

In the Matter of the Estate of

HANS HENNEBOLD,

Deceased.

Case No. *SP -00675*

DECREE VESTING ESTATE
IN SURVIVING SPOUSE
(INTESTATE)

Upon consideration of the Petition for Summary Administration of Estate in Which Surviving Spouse is Sole Beneficiary, the Court finds:

1. The facts set forth in the Petition are true.
2. The required notice has been given or waived.
3. Decedent died on May 26, 2000.
4. Decedent was domiciled at death in Bingham County, Idaho.
5. Decedent died intestate.
6. The Decedent's surviving spouse is Thelma.
7. Decedent and surviving spouse were married on March 23, 1942, in Pocatello, Idaho.
8. Decedent and the surviving spouse remained married until Decedent's death.
9. The surviving spouse is the sole heir of the Decedent.
10. Venue is proper.

BINGHAM COUNTY, IDAHO
CLERK OF DISTRICT COURT
RECORDED AT THE REQUEST OF
JONES, Chartered
2000 OCT 30 PM 2:19
FEE *12.00* *CL#15670*
DEP *e*

11. The schedule of property attached to this Decree is a full and complete inventory of the property owned by the Decedent and properly characterizes the property as community or separate property.

THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED as follows:

A. The above findings are hereby made a part of this Court's Decree as fully as if set forth at length herein.

B. The surviving spouse and sole heir of the Decedent is Thelma.

C. The property of the Decedent described on the schedule attached to this Decree is hereby vested in and distributed to the surviving spouse, free and clear of all right, title, claim or demand of any person or persons claiming or attempting to claim under the estate of the Decedent as heir, devisee, or otherwise, except as a proper creditor.

D. The surviving spouse shall assume and be liable for any and all indebtedness that might be a claim against Decedent's estate.

E. There shall be no administration of the Decedent's estate.

DATED this 30th day of October, 2000.

JAMES L. MARTSCH

MAGISTRATE

Thomas J. Holmes
JONES, CHARTERED
Attorneys at Law
P. O. Box 967
415 South Arthur
Pocatello, Idaho 83204
(208) 232-5911
ISB#2448

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

In the Matter of the Estate of

HANS HENNEBOLD,

Deceased.

)
)
)
)
)
)

Case No. SP-00675

SCHEDULE OF PROPERTY

All Community Property of Decedent and Surviving Spouse:

See Exhibit "A"

DATED this 8th day of September, 2000.

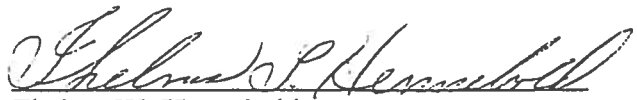

Thelma W. Hennebold

EXHIBIT A

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