

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 21 2016

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?
29-376 <i>OK</i>	Yes ☐	Yes ☐	29-4080 <i>OK</i>	Yes ☐	Yes ☐
29-377 <i>OK</i>	Yes ☐	Yes ☐	29-7193 <i>OK</i>	Yes ☐	Yes ☐
29-389 <i>OK</i>	Yes ☐	Yes ☐	29-7316 <i>OK</i>	Yes ☐	Yes ☐
29-390 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
29-4079 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: TOLER REVOCABLE TRUST
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): The M Hanging Double T, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- Theron M. Toler, Member/Manager, 1924 Donner Ave, Clovis, CA, 93611
Mailing address City State ZIP
- home-559-294-7682/cell-559-906-2998 tmt592@hotmail.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: originally between 1887 and 1976, the Trust Jan 2011
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:
- see letter* ☐ 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.
8. Signature: Theron M. Toler Member/Manager 16 Mar 16
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

IN FILE # 29-376

For IDWR Office Use Only:

Received by JB Date 3/21/2016 Receipt No. E0419316 Receipt Amt. \$275.-

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 4/27/2016

4/1

21517872

When recorded mail to:

John E. Wootton
John E. Wootton, P.C.
9035 South 1300 East
Suite 250
Sandy, UT 84094

Please mail Tax Notices to:

Theron M. Toler
1924 Donner Ave.
Clovis, CA 93611

998
John E Wootton PC

21517872

2015 DEC 28 A 10:42

Space above for County Recorder's use

WARRANTY DEED

For Value Received

THERON M. TOLER, as Trustee of THE TOLER FAMILY IRREVOCABLE PROPERTY TRUST, dated the 18th day of May, 2012,

the Grantor hereby grants, bargains, sell, conveys and warrants unto

THE M HANGING DOUBLE T, LLC., a Utah limited Liability Company,

the Grantee, whose current address is 1924 Donner Ave., Clovis, CA 93611

the following described tract(s) of land in Bannock County, State of Idaho, to wit:

See Exhibit "A" attached hereto and by this reference made a part hereof.

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

WITNESS, the hand of said grantor, this 14th day of December, 2015.

4.2

21517872

**THE TOLER FAMILY IRREVOCABLE
PROPERTY TRUST, dated the 18th day of
May, 2012**

By: _____

THERON M. TOLER, Trustee

STATE OF UTAH }
 }ss.
COUNTY OF SALT LAKE }

On the 14th day of **December, 2015**, personally appeared before me **THERON M. TOLER**, Trustee under the **THE TOLER FAMILY IRREVOCABLE PROPERTY TRUST, dated the 18th day of May, 2012**, the signer of the within instrument, who duly acknowledged to me that they executed the same pursuant to and in accordance with the powers vested in him by the terms of said Trust Agreement.

NOTARY PUBLIC

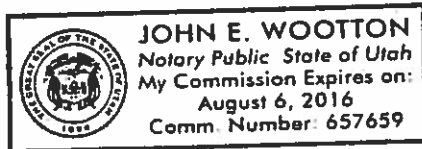


EXHIBIT "A"

PARCEL 1:

The South Half of the South Half (S1/2S1/2); and the Northeast Quarter of the Southeast Quarter (NE1/4SE1/4) of Section Two (2); ALSO The East Half of the West Half (E1/2W1/2) of Section Eleven (11); All in Township Ten (10) South; Range Thirty Six (36) East, Boise Meridian in Idaho; EXCEPTING THEREFROM the following described parcel:

Commencing at the North Quarter Corner of Section 11, Township 10 South, Range 36 East, Boise Meridian in Idaho, thence West along the North Line of said Section 550.8 feet; thence South 25.0 feet to the point of beginning of the following described tract; Thence South 375.0 feet; thence South 77°13' W. 452 ft. more or less to the Easterly Right of way line of the Glover Road; thence North 0°13' E. along said right of way line 475.0 feet, more or less to a point 25.0 feet South of the aforesaid North line of Section 11; thence East parallel to said North line 438.9 feet, more or less to the point of beginning; Being part of the NE1/4NW1/4 of Section 11, Twp 10 South, Range 36 E. B.M.

PARCEL 2:

S1/2NW1/4 NE1/4SW1/4, and Lots 3 and 4, Section 2, Township 10 South, Range 36 East, Boise Meridian, containing 146 acres.

PARCEL 3:

NW1/4SW1/4, containing 38 acres, Section 2, Township 10 South, Range 36 East, Boise Meridian, EXCEPTING THEREFROM, the following:

Beginning at the South 1/16 section corner on the west line of Section 2, Township 10 South, Range 36 East, Boise Meridian, thence East along the South 1/16 line of said section, 435.6 feet; thence North parallel with the west boundary of said section, 200.0 feet; thence West parallel with the South 1/16 line of said section, 435.6 feet, more or less, to an intersection with the west line of said section; thence South along the aforesaid west line 200.0 feet, more or less, to the point of beginning, containing 2.0 acres.

PARCEL 4:

SW1/4NE1/4 NW1/4SE1/4, Section 2, Township 10 South, Range 36 East, Boise Meridian, containing 80 acres.

PARCEL 5:

Lot 1 and S1/2NE1/4, Section 3, Township 10 South, Range 36 East, Boise Meridian, containing 93.64 acres.

PARCEL 7:

A parcel of land located in the East 1/2, Southeast 1/4, Section 10, T 10 S, R 36 E, B.M., Bannock County, Idaho, shown as Parcel #1 on Record of Survey Plat instrument no. 786856 recorded in the Bannock County Recorder's office, and being more particularly described as follows:

Beginning at the Southeast corner of said Section 10, said corner being marked by a 1/2-inch rebar with a yellow plastic cap stamped "PE/LS 4440" thence S 89°05'07" W along the South line of said Section 10, 1335.99 feet to the East 1/16 corner on the South line of said Section 10, said corner being marked by a 1/2-inch rebar with a yellow plastic cap stamped "PE/LS 4440"; thence N 0°34'12" W along said East 1/16 line 2507.77 feet to a point on the Northerly right-of-way line of Arimo Road, said point being marked by a 1/2-inch rebar with a yellow plastic cap stamped "PE/LS 4440"; thence S 49°51'09" E along said Northerly right-of-way line of Arimo Road 1425.08 feet to a 1/2-inch rebar with a yellow plastic cap stamped "PE/LS 4440"; thence S 0°34'28" E parallel to the South line of Section 10, 473.21 feet to a 1/2-inch rebar with a yellow plastic cap stamped "PE/LS 4440"; thence S 89°12'43" E 255.80 feet to a point on the East line of Section 10, said point being marked by a 1/2-inch rebar with a yellow plastic cap stamped "PE/LS 4440"; thence S 0°34'28" E along said East line of Section 10, 1090.84 feet to the true point of beginning.

Said parcel containing 57.0 acres, more or less.

The above described parcel is subject to the Arimo Road right-of-way located thereon, which contains 1.96 acres, more or less.

PARCEL 8:

The West half of Northwest quarter and the West half of Southwest quarter of Section eleven (11), Township ten (10) South, Range thirty-six (36) East, Boise Meridian in Idaho, according to Official Plat of Survey of said land returned to General Land Office by Surveyor General.