

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
SEP 08 2015
DEPT OF WATER RESOURCES
SOUTHERN 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?
37-21637	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21636	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-12418	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: _____

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Mckenzie Farms LLC.

New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

P.O. Box 302

Carey

Id 83320

Mailing address

City

State

ZIP

(208) 720 8373

mckenziebuilders@yahoo.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: _____

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.

SUPPORT DATA

IN FILE # 37-12418

- ☐ 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: Richard McKenzie Pres. 9-8-15

Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable _____ Date _____

Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 9-8-2015 Receipt No. 5035000 Receipt Amt. \$100-

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 _____ Date _____



WARRANTY DEED

FOR VALUE RECEIVED

Erik H. Nilsen and Kerry L. Nilsen, Husband and Wife

GRANTOR(S), hereby grants, bargains, sells, conveys and warrants unto

McKenzie Farms, LLC, an Idaho Limited Liability Company

GRANTEE(S) whose current address is: PO Box 307, Carey, ID 83320

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO

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 the Grantor will warrant and defend the same from all lawful claims whatsoever

Dated this 26 day of August, 2015.

A handwritten signature in black ink, appearing to be "Erik H. Nilsen", written over a horizontal line.

Erik H. Nilsen

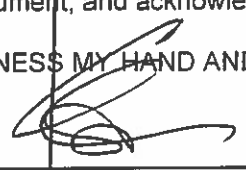
A handwritten signature in black ink, appearing to be "Kerry L. Nilsen", written over a horizontal line.

Kerry L. Nilsen

State of Idaho
County of Blaine

On this 26 day of August, 2015, before me, the undersigned, a Notary Public, in and for said State, personally appeared Erik H. Nilsen and Kerry L. Nilsen, known to me, and/or identified to me on the basis of satisfactory evidence, 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.

WITNESS MY HAND AND OFFICIAL SEAL



Notary Public Kathy Seal
Residing at: Blaine County, Idaho
My Commission Expires: 7.26.2017



EXHIBIT "A"
LEGAL DESCRIPTION

A parcel of land being all of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 18, Township 1 South, Range 22 East and all of Gov't Lot 1 of Section 19, Township 1 South, Range 22 east, Boise Meridian, Blaine County, Idaho, said parcel being more particularly described by Metes and Bounds as follows:

Beginning at a Brass Cap by PE/LS 2098 which marks the Northeast Corner of said Section 19, as shown on Record of Survey Inst# 524719, recorded in the office of the recorder, Blaine County, Idaho, said point being the REAL POINT OF BEGINNING;

Thence South 00°05'04" East, 1,416.31 feet to a 5/8" rebar which marks the Southeast Corner of Gov't Lot 1 of said Section 19;

Thence South 89°52'35" West, 1,320.82 feet to a 5/8" rebar which marks the Southwest Corner of said Gov't Lot 1;

Thence North 00°02'32" West, 1,426.45 feet to a 5/8" rebar which marks the Northwest Corner of said Gov't Lot 1;

Thence North 89°41'00" West, 6.36 feet to a 5/8" rebar which marks the southwest Corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 18;

Thence North 00°00'09" West, 1,357.42 feet to a 5/8" rebar which marks the Northwest Corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 18;

Thence North 89°54'47" East, 1,297.39 feet to a 5/8" rebar which marks the Northeast Corner of said SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 18;

Thence South 00°07'30" West, 1,366.54 feet to a Brass Cap by PE/LS 2098 which marks the Southeast Corner of said Section 18;

Thence South 89°41'00" East, 19.07 feet to the REAL POINT OF BEGINNING. (Tax Lot 8016)

**Instrument # 592265**

HAILEY, BLAINE, IDAHO
 11-21-2011 1:43:39 PM No. of Pages: 1
 Recorded for: BLAINE COUNTY TITLE
 JOYNN DRAGE Fee: \$10.00
 Ex-Officio Recorder Deputy JB
 Electronically Recorded by Simplifile

WARRANTY DEED**FOR VALUE RECEIVED**

Kole Robb Peck, a married man

GRANTOR(S), hereby grants, bargains, sells, conveys and warrants unto

Michael L. McKenzie, an unmarried man and Darrell L. McKenzie, an unmarried man

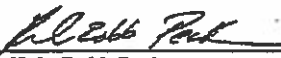
GRANTEE(S), whose current address is: PO Box 307, Carey, Idaho 83320

the following described premises, to wit:

Lot 3, Block 1 of KOLE DRIVE SUBDIVISION, according to the official plat thereof, recorded
 as Instrument No. 539363, Records of Blaine County, Idaho.

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 the Grantor is the owner in fee simple of said premises, that said premises
 are free from all encumbrances and that the Grantor will warrant and defend the same from all
 lawful claims whatsoever.

Dated this 15th day of November, 2011.


 Kole Robb Peck

STATE OF Idaho)
) ss.
 COUNTY OF Blaine)

On this 15th day of November, 2011, before me, the undersigned, a Notary Public, in and
 for said State, personally appeared Kole Robb Peck known to me, and/or identified to me on the
 basis of satisfactory evidence, 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.

WITNESS MY HAND AND OFFICIAL SEAL.


 Notary Public
 Residing at: Bellevue
 My commission expires: 7.26.2017



BC
BLAINE COUNTY TITLE

THIS INSTRUMENT HAS BEEN RECORDED IN THE PUBLIC RECORDS OF BLAINE COUNTY, IDAHO. AN AUTOMATIC LITIGATION NOTICE HAS BEEN ELECTRONICALLY RECORDED AGAINST THIS INSTRUMENT.

Instrument # 592268

HAILEY, BLAINE, IDAHO
11-21-2011 1:43:39 PM No. of Pages: 1
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: \$10.00
Ex-Officio Recorder Deputy JB
Electronically Recorded by Simplifile

QUITCLAIM DEED

THIS INDENTURE, made this 17th day of November, 2011, between

Kole Robb Peck, a married man, as GRANTOR and

Michael L. McKenzie, an unmarried man and Darrell L. McKenzie, an unmarried man, as GRANTEE(S)

whose current address is: PO Box 307 Carey, Idaho

WITNESS, that said Grantor(s), for an in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises rentise, release and forever QUITCLAIM, unto the said Grantee(s) and to its heirs and assigns all right title and interest in and to the water right identified in the records of the Idaho Department of Water Resources as Water Right No.: 37-21636, and no others, for beneficial use upon the property conveyed to Grantee this same date by Warranty Deed recorded as Instrument No.: 592265:2011, records of Blaine County, Idaho.

IN WITNESS WHEREOF, the grantor(s) has executed this deed on the date set forth above.

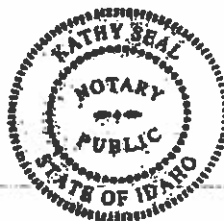

Kole Robb Peck

STATE OF Idaho)
) ss.
COUNTY OF Blaine)

On this 21st day of November, 2011, before me, the undersigned, a Notary Public, in and for said State, personally appeared Kole Robb Peck known to me, and or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public
Notary Resides: Bellevue
My commission expires: 7-26-2017





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 14, 2015

MCKENZIE FARMS LLC
PO BOX 307
CAREY ID 83320

RE: Change of Ownership for Water Right Nos. 37-12418, 37-21636 and 37-21637

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s). 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 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,

Trish Fawcett
Technical Records Specialist

Enclosure(s)