

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

OCT 17 2014

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?
31-7261 <u>< 31-7261</u> <u>31-12353</u>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
31-335A <u>< 31-335A</u> <u>31-12353</u>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
31-372 <u>< 31-372</u> <u>31-12352</u>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
31-4009 <u>< 31-4009</u> <u>31-12351</u>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Carl W. Lundholm
 Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Lundholm Enterprises, LLC
 New owner(s) as listed on the conveyance document Name Connector ☐ and ☐ or ☐ and/or

1806 North 2000 East Hamer ID 83425
 Mailing Address City State Zip

(208) 390-4151
 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. June 24, 2014

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):
- ☐ \$25.00 per *undivided* water right.
 - ☐ \$100.00 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 # 31-335A

8. Signature: *Robert L. Jannis* ATTORNEY Oct. 6, 2014
 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 JBS Date 10/17/2014 Receipt No. E040347 Receipt Amt. \$200.-
 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 JBS Processed by HB/BJS Date 12/18/2014

**RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:**

*Moffatt, Thomas, Barrett, Rock &
Fields, Chartered
900 Pier View Drive Suite 206
Idaho Falls, Idaho 83405
Attention: C. Edward Cather*

Instrument # 411870

RIGBY, JEFFERSON, IDAHO
06-24-2014 03:47:31 PM No. of Pages: 4
Recorded for: FIRST AMERICAN TITLE - RIGBY
CHRISTINE BOULTER Fee: \$19.00
Ex-Officio Recorder Deputy: LK
Index To: DEED
Electronically Recorded by Simplifile

(Space Above For Recorder's Use)

Personal Representative's Deed

This Personal Representative's Deed is made and executed by Duane Lundholm, Personal Representative of the Estates of Carl Westlake Lundholm and Gladys Lundholm, Deceased, hereinafter referred to as the "Grantor." The Grantor is the domiciliary personal representative of said estate, filed as Probate Case Number CV 2013-0399 in Jefferson County, Idaho.

In accordance with the provisions of Uniform Probate Code, as set forth in Title 15 of the Idaho Code, Grantor hereby grants, sells, transfers, and conveys to:

Carl Lundholm, whose address is 1822 N. 2000 E., Hamer, ID 83425, a three-fifth (3/5th) undivided tenant in common interest;
and

Larry Lundholm, whose address is 1806 N. 2000 E., Hamer, ID 83425, a two-fifth (2/5th) undivided tenant in common interest,

hereinafter referred to as the (collectively the "Grantee"), whose collective current address for purposes of Idaho Code § 55-601 is 1806 N. 2000 E., Hamer, ID 83425, all of the Grantor's rights, title, and interest in the following described real property situated in Jefferson County, State of Idaho, to wit:

See Exhibit A attached hereto.

Together with any and all appurtenances, estate, right, title, interest, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described, as well in law as in equity.

Subject to liens, claims, and encumbrances of record or apparent from an inspection of such real property.

FIRST AMERICAN TITLE

5 06050

**RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:**

*Moffatt, Thomas, Barrett, Rock &
Fields, Chartered
900 Pier View Drive Suite 206
Idaho Falls, Idaho 83405
Attention: C. Edward Cather*

Recorded Electronically	
ID	<u>41870</u>
County	<u>Jefferson</u>
Date	<u>6-24-14</u> Time <u>3:47 PM</u>
Simplifile.com 800.460.5657	

(Space Above For Recorder's Use)

Personal Representative's Deed

This Personal Representative's Deed is made and executed by Duane Lundholm, Personal Representative of the Estates of Carl Westlake Lundholm and Gladys Lundholm, Deceased, hereinafter referred to as the "Grantor." The Grantor is the domiciliary personal representative of said estate, filed as Probate Case Number CV 2013-0399 in Jefferson County, Idaho.

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and

Larry Lundholm, whose address is 1806 N. 2000 E., Hamer, ID 83425, a two-fifth (2/5th) undivided tenant in common interest,

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See Exhibit A attached hereto.

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Subject to liens, claims, and encumbrances of record or apparent from an inspection of such real property.

Dated this 24th day of June, 2014.

Grantor:


Duane Lundholm, Personal Representative of the
Estates of Carl Westlake Lundholm and Gladys
Lundholm, Deceased

STATE OF IDAHO)
) ss.
County of Jefferson)

On this 24th day of June 2014, before me, a notary public in and for said county and state, personally appeared Duane Lundholm, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that ~~she~~ *he* executed the same.

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



[Signature]

NOTARY PUBLIC FOR IDAHO
Residing at Shelly ID
My Commission Expires 4/21/16

Exhibit A

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 7 North, Range 35 East of the Boise Meridian, Section 34;

Beginning at the Northeast Corner of said Section 34, said point also being the True Point of Beginning.

Thence S00°06'24"W along the East line of said Section 34 for a Distance of 1320.74 Feet to the Northeast Corner of the East Half (E1/2) of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) of said Section 34,

Thence S89°52'45"W for a Distance of 661.08 Feet to the Northwest Corner of the East Half (E1/2) of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) of said Section 34,

Thence S00°06'17"W for a Distance of 1320.76 Feet to the Southwest Corner of the East Half (E1/2) of the Southeast Quarter (SE1/4) of the Northeast Quarter (NE1/4) of said Section 34,

Thence S89°52'37"W for a Distance of 1983.10 Feet to the Southwest Corner of the Northeast Quarter (NE1/4) of said Section 34;

Thence N00°05'53"E for a Distance of 2641.67 Feet to the Northwest Corner of the Northeast Quarter (NE1/4) of said Section 34;

Thence N89°52'52"E for a Distance of 2644.53 Feet to the True Point of Beginning, Containing 140.31 Acres More or Less.

Subject to: Easements and Right-of-Ways for highways, roads, ditches, canals, power poles, and transmission lines as they exist.

**RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:**

*Moffatt, Thomas, Barrett, Rock &
Fields, Chartered
900 Pier View Drive Suite 206
Idaho Falls, Idaho 83405
Attention: C. Edward Cather*

(Space Above For Recorder's Use)

Personal Representative's Deed

This Personal Representative's Deed is made and executed by Duane Lundholm, Personal Representative of the Estates of Carl Westlake Lundholm and Gladys Lundholm, Deceased, hereinafter referred to as the "Grantor", to Larry Lundholm, whose address is 1806 N. 2000 E., Hamer, ID 83425, hereinafter referred to as the "Grantee."

The Grantor is the domiciliary personal representative of said estate, filed as Probate Case Number CV 2013-0399 in Jefferson County, Idaho.

In accordance with the provisions of Uniform Probate Code, as set forth in Title 15 of the Idaho Code, Grantor hereby grants, sells, transfers, and conveys to the Grantee all of the Grantor's interest in the following described real property situated in Jefferson County, State of Idaho, to wit:

Township 7 North, Range 35 E.B.M., Jefferson County, Idaho

Section 35: NW 1/4 and NE 1/4 lying North of Camas Creek,

EXCEPT: Beginning at the Northeast corner of Section 35 and running thence South 1,100 feet; thence West 150 feet; thence North 1,100 feet; thence East 150 feet to the point of beginning.

Together with any and all appurtenances, estate, right, title, interest, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described, as well in law as in equity.

Subject to liens, claims, and encumbrances of record or apparent from an inspection of such real property.

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

*Moffatt, Thomas, Barrett, Rock &
Fields, Chartered
900 Pier View Drive Suite 206
Idaho Falls, Idaho 83405
Attention: C. Edward Cather*

Recorded Electronically	
ID	<u>411871</u>
County	<u>Jefferson</u>
Date	<u>6-24-14</u> Time <u>3:47pm</u>
Simplifile.com 800.460.5657	

(Space Above For Recorder's Use)

Personal Representative's Deed

This Personal Representative's Deed is made and executed by Duane Lundholm, Personal Representative of the Estates of Carl Westlake Lundholm and Gladys Lundholm, Deceased, hereinafter referred to as the "Grantor", to Larry Lundholm, whose address is 1806 N. 2000 E., Hamer, ID 83425, hereinafter referred to as the "Grantee."

The Grantor is the domiciliary personal representative of said estate, filed as Probate Case Number CV 2013-0399 in Jefferson County, Idaho.

In accordance with the provisions of Uniform Probate Code, as set forth in Title 15 of the Idaho Code, Grantor hereby grants, sells, transfers, and conveys to the Grantee all of the Grantor's interest in the following described real property situated in Jefferson County, State of Idaho, to wit:

Township 7 North, Range 35 E.B.M., Jefferson County, Idaho

Section 35: NW 1/4 and NE 1/4 lying North of Camas Creek,

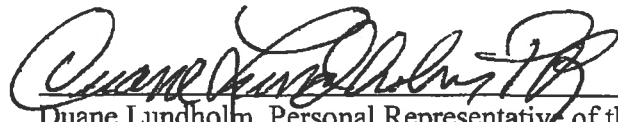
EXCEPT: Beginning at the Northeast corner of Section 35 and running thence South 1,100 feet; thence West 150 feet; thence North 1,100 feet; thence East 150 feet to the point of beginning.

Together with any and all appurtenances, estate, right, title, interest, tenements, hereditaments, reversions, remainders, easements, rents, issues, profits, rights-of-way and water rights in anywise appertaining to the property herein described, as well in law as in equity.

Subject to liens, claims, and encumbrances of record or apparent from an inspection of such real property.

Dated this 24th day of June, 2014.

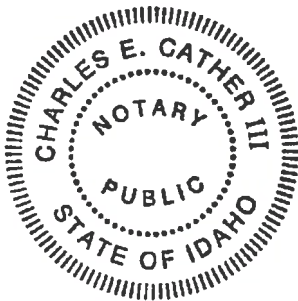
Grantor:


Duane Lundholm, Personal Representative of the
Estates of Carl Westlake Lundholm and Gladys
Lundholm, Deceased

STATE OF IDAHO)
) ss.
County of Jefferson)

On this 24th day of June 2014, before me, a notary public in and for said county and state, personally appeared Duane Lundholm, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that ~~he~~ ^{she} executed the same. *CGL*

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



C. E. Gather III

NOTARY PUBLIC FOR IDAHO
Residing at Shady ID
My Commission Expires 7/21/16

Exhibit A

A Parcel of Land Situated in Jefferson County, State of Idaho, Township 7 North, Range 35 East of the Boise Meridian, Section 36;

Beginning at the Southwest Corner of said Section 36;

Thence N00°03'49"W along the West line of said Section 36 for a Distance of 160.00 Feet to the True Point of Beginning.

Thence N00°03'49"W along said West line for a Distance of 533.00 Feet;

Thence N89°56'11"E for a Distance of 124.00 Feet;

Thence N00°03'49"W for a Distance of 23.00 Feet;

Thence N89°56'11"E for a Distance of 38.00 Feet;

Thence N00°03'49"W for a Distance of 34.00 Feet;

Thence N89°56'11"E for a Distance of 15.00 Feet;

Thence N00°03'49"W for a Distance of 160.00 Feet;

Thence S89°56'11"W for a Distance of 177.00 Feet to the West line of said Section 36;

Thence N00°03'49"W along said West line for a Distance of 400.00 Feet;

Thence N82°21'00"E for a Distance of 496.00 Feet;

Thence N83°11'27"E for a Distance of 911.75 Feet to the Centerline of Holly Canal;

Thence S00°24'50"W along said Canal Centerline for a Distance of 162.00 Feet to the South line of the Northeast Quarter (NE1/4) of the Southwest Quarter (SW1/4) of said Section 36;

Thence S89°52'55"W for a Distance of 73.00 Feet to the Southwest Corner of the Northeast Quarter (NE1/4) of the Southwest Quarter (SW1/4) of said Section 36,

Thence S00°06'25"E for a Distance of 1321.22 Feet to the Southeast Corner of the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of said Section 36;

Thence S89°52'03"W along the South line of said Section 36 for a Distance of 703.75 Feet;

Thence N00°07'57"W for a Distance of 160.00 Feet;

Thence N89°55'13"W for a Distance of 619.81 Feet to the True Point of Beginning,

Containing 39.53 Acres More or Less.

Subject to: Easements and Right-of-Ways for highways, roads, ditches, canals, power poles, and transmission lines as they exist.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
110 N. Clark Street/PO Box 405
Rigby, ID 83442

Instrument # 411872
RIGBY, JEFFERSON, IDAHO
06-24-2014 03:47:31 PM No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - RIGBY
CHRISTINE BOULTER Fee: \$13.00
Ex-Officio Recorder Deputy: LK
Index To WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **506050-RI (ss)**

Date: **June 19, 2014**

For Value Received, **Carl Lundholm and Larry Lundholm, both dealing with their sole and separate property**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Lundholm Enterprises, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **1806 North 2000 East, Hamer, ID 83425**, the following described premises, situated in **Jefferson County, Idaho**, to-wit:

Township 7 North, Range 35 E.B.M., Jefferson County, Idaho

Section 34: NE $\frac{1}{4}$,

EXCEPT: NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$

ALSO EXCEPTING THEREFROM: A Parcel of Land Situated in Jefferson County, State of Idaho, Township 7 North, Range 35 East of the Boise Meridian, Section 34: Beginning at the Northeast Corner of said Section 34; thence S00°06'24"W along the East line of said Section 34 for a distance of 1981.11 feet to the Northeast Corner of the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of said Section 34, said point also being the True Point of Beginning; Thence S00°06'24"W for a distance of 660.37 feet to the Southeast Corner of the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of said Section 34; Thence S89°52'37"W for a distance of 661.03 feet to the Southwest Corner of the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of said Section 34; Thence N00°06'17"E for a distance of 660.38 feet to the Northwest Corner of the Southeast Quarter (SE $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northeast Quarter (NE $\frac{1}{4}$) of said Section 34; Thence N89°52'41"E for a distance of 661.06 feet to the True Point of Beginning.

Section 35: NW $\frac{1}{4}$ and NE $\frac{1}{4}$ lying North of Camas Creek,
EXCEPT: Beginning at the Northeast corner of Section 35 and running thence South 1,100 feet; thence West 150 feet; thence North 1,100 feet; thence East 150 feet to the point of beginning.

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: 06/19/2014

Warranty Deed
- continued

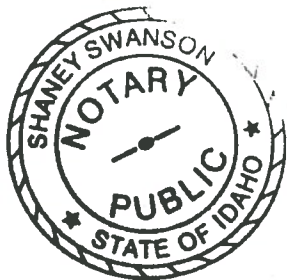
File No.: 506050-RI (ss)

By: Carl Lundholm
Carl Lundholm

By: Larry Lundholm
Larry Lundholm

STATE OF Idaho)
SS.
COUNTY OF Jefferson)

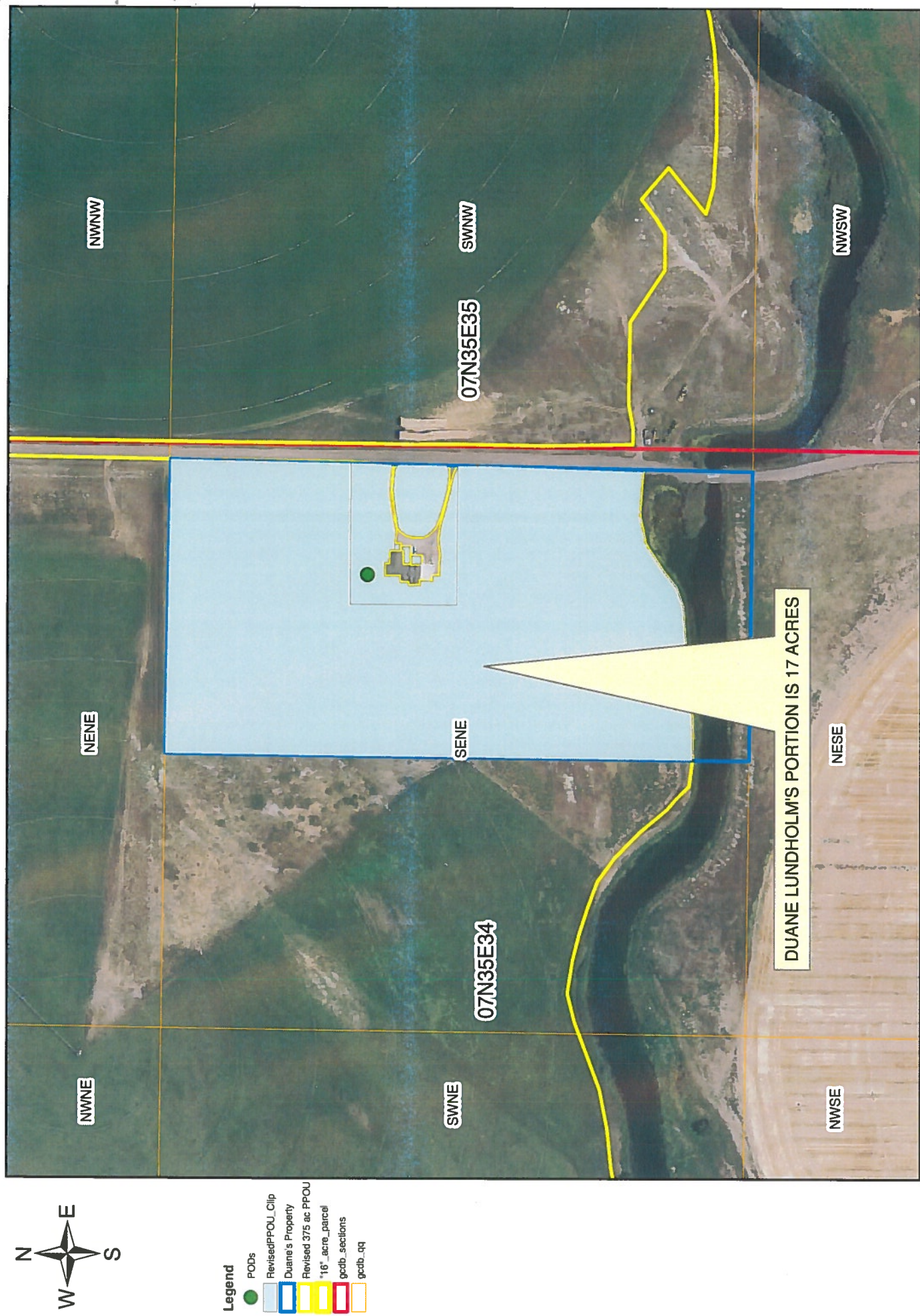
On this Twenty-fourth day of June, 2014, before me, a Notary Public in and for said State, personally appeared **Carl Lundholm and Larry Lundholm**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Shaney Swanson
Notary Public of Idaho
Residing at: Idaho Falls, ID
Commission Expires: 1-3-15

[illegible]

LUNDHOLM WATER RIGHT SPLIT



LUNDHOLM WATER RIGHTS

	Water Right No.	Name on Water Right	Basis	Priority Date	Source	Beneficial Use	Individual Diversion Rate Limitation (cfs)	Individual Volume Limitation (AF/A)	Combined Volume Limitation (AF/A)	Individual Acre Limitation	Combined Acre Limitation	Point of Diversion	Notes
BEFORE SPLIT	31-7261	Carl W. Lundholm	Decreed	June 8, 1977	Ground water	Irrigation/ Stockwater	1.76	264	1311	88	370	SWNE NE, Sec. 26, 7N, 35E NENE NE, Sec. 34, 7N, 35E NESE NE, Sec. 34, 7N, 35E NWSE NE, Sec. 35, 7N, 35E NENE NW, Sec. 35, 7N, 35E	
	31-355A			July 31, 1990			2.6	472.5		135			
	31-372			August 19, 1931			3	987		282			
	31-4009			September 4, 1947			1.55	399.4		282			
		TOTALS						8.91	1575		370		

LUNDHOLM ENTERPRISES, LLC SPLIT PORTION (353 acres, or 95.4% of the total)													
AFTER SPLIT	31-7261 split	Lundholm Enterprises, LLC	Decreed	June 8, 1977	Ground water	Irrigation/ Stockwater	1.68	251.9	1250.7	84	353	SWNE NE, Sec. 26, 7N, 35E NENE NE, Sec. 34, 7N, 35E NESE NE, Sec. 34, 7N, 35E NWSE NE, Sec. 35, 7N, 35E NENE NW, Sec. 35, 7N, 35E	
	31-355A split			July 31, 1990			2.48	450.8		128.8			
	31-372 split			August 19, 1931			2.86	941.6		269			
	31-4009 split			September 4, 1947			1.48	323.8		269			
	TOTALS						8.5			1250.7			

DUANE LUNDHOLM SPLIT PORTION (17 acres, or 4.6% of the total)												
AFTER SPLIT	31-7261 split	Duane Lundholm	Decreed	June 8, 1977	Ground water	Irrigation/ Stockwater	0.08	12.1	60.3	4	17	SWNE NE, Sec. 26, 7N, 35E NENE NE, Sec. 34, 7N, 35E NESE NE, Sec. 34, 7N, 35E NWSE NE, Sec. 35, 7N, 35E NENE NW, Sec. 35, 7N, 35E
	31-355A split			July 31, 1990			0.12	21.7		6.2		
	31-372 split			August 19, 1931			0.14	45.4		13		
	31-4009 split			September 4, 1947			0.07	15.6		13		
	TOTALS						0.41	60.3		17		