

RECEIVED

JAN 24 2012

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
33-14911	Yes ☒ (Split into 33-14928 + 33-14929)		Yes ☐	33-14929	Yes ☐
33-14913	Yes ☒ (Split into 33-14930 + 33-14931)		Yes ☐	33-14931	Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Merlin Smith SUPPORT DATA
3. New Owner(s)/Claimant(s): Make and Break Construction and Demolition, LLC IN FILE # 33-14911
- Name of each new owner as listed on the conveyance document

New owner continued _____ Name connector ☐ and ☐ or ☐ and/or _____

266 W Bridge

Mailing address _____

Blackfoot Idaho 83221

City _____ State _____ ZIP _____

208-785-2310 jharris@bakerharrislaw.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: 01/18/2012
6. 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.

7. Signature: [Signature] Title, if applicable _____ Date 1-18-12

Signature: [Signature] Title, if applicable _____ Date 1-18-12

Signature of new owner/claimant _____ Title, if applicable _____ Date _____

For IDWR Office Use Only:

Received by [Signature] Date 1/24/2012 Receipt No. E037268 Receipt Amt. \$200. -

Approved by [Signature] Processed by [Signature] Date 2/27/2012

NO. 0043251

RECORDED

JAN 20 2012

RECORDING REQUESTED BY:

Baker & Harris
266 W Bridge
Blackfoot, ID 83221

10:50 A.M.
BUTTE COUNTY RECORDER
[Signature]

space above this line for Recording use only

GRANT DEED

THIS INDENTURE, made this 10th day of January, 2012, between Merlin Smith, Sr., a married person dealing with his sole and separate property, Grantor, and Make and Break Construction and Demolition, LLC, an Idaho limited liability company, of 266 W Bridge, Blackfoot, ID 83221, Grantee.

WITNESSETH: That the said Grantor, for good and valuable consideration paid by the said Grantee, the receipt whereof is hereby acknowledged, dos hereby grant, bargain, sell and convey unto the said Grantee, and to its successors and assigns all the certain land situate, lying and being in the County of Butte, State of Idaho, described as follows, to wit:

Parcel 1

Township 6 North, Range 29 East, B.M., Butte County, Idaho
Section 26: E $\frac{1}{2}$ SW $\frac{1}{4}$

Parcel 2

Part of the Southwest $\frac{1}{4}$ Section 26 Township 6 North Range 29 East B.M. Butte County, Idaho described as:

Beginning at the Southwest corner of Section 26; thence N 00°28'53" W 1030.64 feet along the Section line; thence N 89°31'07" E 33.00 feet to a point on a curve to the Left whose center bears N 76°18'05" E 1325.00 feet; thence Southeasterly 1753.46 feet along said curve to the Left through a central angle of 75°49'24" and a long chord which bears S 51°36'37" E 1628.28 feet; thence leaving said curve S 00°13'59" W 25.00 feet to a point on the South line of Section 26; thence N 89°46'01" W 1300.51 feet along said south line to the POINT OF BEGINNING. Parcel contains 9.01 Acres more or less.

Parcel 3

Part of the Southwest $\frac{1}{4}$ Section 26 Township 6 North Range 29 East B.M. Butte County, Idaho described as:

Commencing at the Southwest corner of Section 26; thence N 00°28'53" W 1636.55 feet along the Section line to the POINT OF BEGINNING. Thence N 00°28'53" W 596.75 feet continuing along said section line; thence N 89°55'52" E 347.89 feet to a point on a curve to the Left whose center bears S 47°51'41" E 1325.00 feet; thence Southwesterly 679.95 feet along said curve to the Left through a central angle of 29°24'09" and a long chord which bears S 27°26'14" W 672.52 feet; thence S 89°31'07" W 33.00 feet to the POINT OF BEGINNING. Parcel contains 2.16 Acres more or less

Together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all estate, right, title, interest, appurtenances, 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.

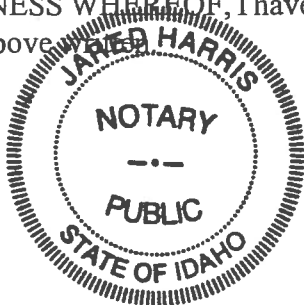
IN WITNESS WHEREOF, the said Grantor hereunto subscribed his name to this instrument the day and year first above written.

Merlin Smith Sr.
Merlin Smith, Sr.

STATE OF IDAHO)
 : ss.
County of Bingham)

On this 18 day of January, 2012, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Merlin Smith, Sr., a married person dealing with his sole and separate property, 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 above written.



Jared Harris
Notary Public for Idaho
Residing at: Blackfoot
My Commission Expires: 2/23/17

JATED 785-2310

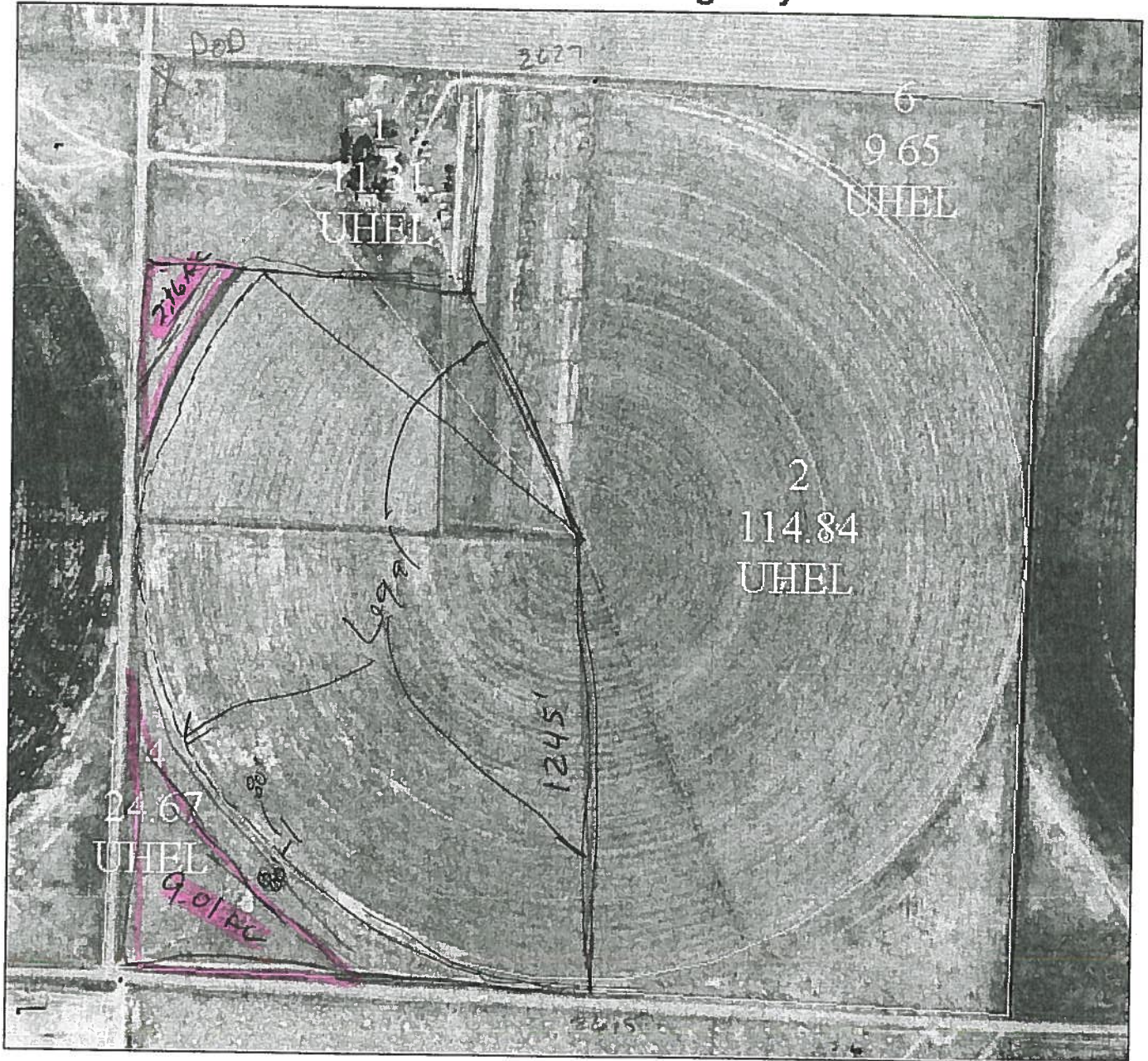


UNITED STATES DEPARTMENT OF
AGRICULTURE



Butte County

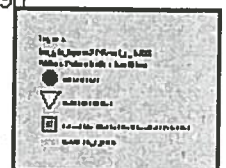
Farm Service Agency



Farm # 1058 Tract # 789

June 01, 2011

all E 1/2 add 2 corners



Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.

Make a Break Jan 1240'