

DE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 28 2011

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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?
37-22358	Yes ☐	37-22363	Yes ☐		Yes ☐
37-22359	Yes ☐	37-22364	Yes ☐		Yes ☐
37-22360 <i>2a</i>	Yes ☐	37-22365	Yes ☐		Yes ☐
37-22361	Yes ☐		Yes ☐		Yes ☐
37-22362	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: B & M Ranch LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Mountain West Bank
Name of each new owner as listed on the conveyance document
- New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or
- PO Box 1059
- Mailing address Coeur d'Alene ID 83816
- City (208) 884-6802 State ZIP
- Telephone krobertson@mountainwestbank.com 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: May 23, 2011
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] VP, Special Credits Officer 7/28/11
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 _____ Date _____ Receipt No. _____ Receipt Amt. _____

Approved by _____ Processed by _____ Date _____

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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 8 Date 7/27/11 Receipt No. 5032066 Receipt Amt. \$200.00
Approved by _____ Processed by _____ Date _____

Instrument # 587737

HAILEY, BLAINE, IDAHO
05-23-2011 8:43:40 AM No. of Pages: 3
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: \$18.00
Ex-Officio Recorder Deputy: JB
Electronically Recorded by Simplifile

DEED IN LIEU OF FORECLOSURE

FOR VALUE RECEIVED, JOHN P. BRASHEARS, a single man, BRASHEARS & SONS, INC., an Idaho corporation, and B & M RANCH LLC, an Idaho Limited Liability Company, c/o William R. Snyder & Associates, PA, P.O. Box 2338, Boise, ID 8370, ("Grantors"), hereby convey, release, remise, and forever quitclaim to MOUNTAIN WEST BANK ("Grantee"), whose address is P. O. Box 1059, Coeur d'Alene, ID 83816; that certain real property, together with all appurtenances, located in Blaine County, Idaho:

PARCEL I

Lot 1 of Block 1 of BELL MOUNTAIN RANCH SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 531235 and corrected by that certain record of survey recorded as Instrument No. 534342, Records of Blaine County, Idaho.

PARCEL II

Lots 3, 4, 5, 6, 7, Parcel A, Parcel B, Parcel C and Parcel D, of Block 1 of BELL MOUNTAIN RANCH SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 531235 and corrected by that certain record of survey recorded as Instrument No. 534342, Records of Blaine County, Idaho.

DEED RESTRICTION: "Each Grantee taking this property, or any portion thereof, covenant and agree for the Grantee and Grantee's heirs, executors and assigns, to not challenge any existing or new agricultural uses or operations that are authorized by the Blaine County Zoning Ordinance and conducted within the County and that are or may be lawfully occurring, or authorized by any government agency, as of the date of each deed conveying any right, title or interest in this property or any portion thereof."

PARCEL III

Lot 23, Block 41, City of Halley, according to the official plat thereof on file in the office of the County Recorder, Records of Blaine County, Idaho.

PARCEL IV

Lots 10 and 11, Block 26, Woodside Subdivision Final Plat No. 6, according to the official plat thereof recorded as Instrument 150394, Records of Blaine County, Idaho.

Included with the real property conveyed to Grantee: all erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights, watercourses and ditch rights (including stock in utilities with ditch or irrigation rights), irrigation equipment on Parcel I of the Property, pumps, and all other rights, royalties, and profits relating to the conveyed real property, including without limitation all minerals, oil, gas, geothermal and similar matters, collective; including any after-acquired title and any right of redemption;

DEED IN LIEU OF FORECLOSURE: 1

L:\MOUNTAIN\1005579\00760\SETTLEMENT AGREEMENT\MWB\BRASHEARS\DEED-051611.DOCX/5/20/11 7:12 AM

TO HAVE AND TO HOLD the said property, with its appurtenances unto the Grantee and its successors and assigns forever. Grantors hereby covenant to and with the said Grantee that Grantors are the owners in fee simple of said property. Any merger of title is at the option of the Grantee.

DATED this 20 day of May, 2011.

B & M RANCH LLC

John P. Brashears
JOHN P. BRASHEARS

Brashears & Sons, Inc.

BY: John P. Brashears
JOHN P. BRASHEARS,
Manager

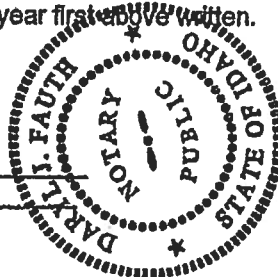
BY: John P. Brashears
JOHN P. BRASHEARS,
President

STATE OF IDAHO)
County of Blaine) ss

On this 20th day of May, 2011, before me, the undersigned Notary Public, personally appeared JOHN P. BRASHEARS, known to me or identified to me to be the person who executed the instrument and acknowledged to me that he executed the same.

WITNESS my hand and official seal hereto affixed the day and year first above written.

[Signature]
Notary Public for
Residing at Blaine, ID
My Commission Expires: 9/18/2012

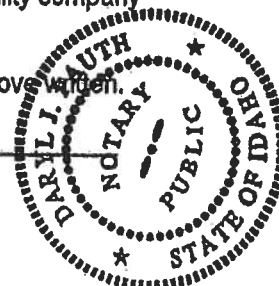


STATE OF IDAHO)
County of Blaine) ss

On this 20th day of May, 2011, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared JOHN P. BRASHEARS, known or identified to me to be the Manager of B & M Ranch, LLC, the limited liability company that executed this instrument or the person who executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the same.

WITNESS my hand and official seal hereto affixed the day and year first above written.

[Signature]
Notary Public for Idaho



DEED IN LIEU OF FORECLOSURE: 2

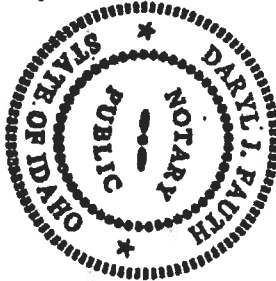
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Residing at Hailey, ID
Commission expires 9/18/2012

STATE OF IDAHO)
County of Blaine) ss

On this 10th day of May, 2011, before me, the undersigned Notary Public in and for the State of Idaho, personally appeared JOHN P. BRASHEARS, known or identified to me to be the President of Brashears & Sons, Inc., the corporation that executed this instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

WITNESS my hand and official seal hereto affixed the day and year first above written.



[Signature]
Notary Public for Idaho
Residing at Hailey, ID
Commission expires 9/18/2012

DEED IN LIEU OF FORECLOSURE: 3

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