

RECEIVED

JUL 27 2011

DEPT. OF WATER RESOURCES  
SOUTHERN 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?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 37-481C               | Yes <input type="checkbox"/> | 37-482H               | Yes <input type="checkbox"/> | 37-483C               | Yes <input type="checkbox"/> |
| 37-577BT              | Yes <input type="checkbox"/> | 37-2630               | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: South County Estates, 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 State ZIP
- (208) 884-6802 krobertson@mountainwestbank.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: June 17, 2010
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: \_\_\_\_\_ VP, Special Credits Officer  
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. 5032067 Receipt Amt. \$25.00

Approved by \_\_\_\_\_ Processed by \_\_\_\_\_ Date \_\_\_\_\_

Form 42-248/42-1409(6) Rev. 07/10

SUPPORT DATA

IN FILE # 37-481C

RECEIVED

JUL 28 2011

DEPT. OF WATER RESOURCES  
SOUTHERN REGIONSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## Notice of Change in Water Right Ownership

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| Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       | Water Right/Claim No. | Split?                       |
|-----------------------|------------------------------|-----------------------|------------------------------|-----------------------|------------------------------|
| 37-481C <i>ea</i>     | Yes <input type="checkbox"/> | 37-482H <i>ea</i>     | Yes <input type="checkbox"/> | 37-483C <i>ea</i>     | Yes <input type="checkbox"/> |
| 37-577BT <i>ea</i>    | Yes <input type="checkbox"/> | 37-2630 <i>ea</i>     | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> |

2. Previous Owner's Name: South County Estates, 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      State      ZIP
- (208) 884-6802      krobertson@mountainwestbank.com
- Telephone      Email

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    - \$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: \_\_\_\_\_      Title, if applicable      Date
- 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 \_\_\_\_\_

**ASSIGNMENT AND DEED**

**Instrument # 578330**  
HAILEY, BLAINE, IDAHO  
06-17-2010 11:49:28 No. of Pages: 3  
Recorded for: BLAINE COUNTY TITLE  
JOLYNN DRAGE Fee: \$9.00  
Ex-Officio Recorder Deputy: mpp  
Electronically Recorded by Simplifile

THIS ASSIGNMENT is made on the 17 day of June 2010, by and between South County Estates, LLC, an Idaho limited liability company, PO Box 1539, Ketchum, ID 83340 (hereinafter "Assignor"), and MOUNTAIN WEST BANK, an Idaho state banking corporation, P.O. Box 1059, Coeur d'Alene, ID 83816 (hereinafter "Assignee").

For good and valuable consideration received, Assignor hereby grants, conveys, transfers, and assigns unto Assignee the seller's interest in the following contracts, including those water rights appurtenant to the Property designated as Water Rights Nos. 37-481C, 37-482H, 37-483C, 37-577BT, and 37-2630, filed in the Snake River Basin Adjudication, Fifth Judicial District, in the State of Idaho, County of Twin Falls, Case No. 39576, to the following designated vendees:

| Date of Contract | Vendee[s]                                                                                                                             | Water Right Nos.                                                                                  |
|------------------|---------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------|
| 10/3/08          | Peter B. Breck and Antonia Hunter Breck, Trustees of the Breck Family 1998 Revocable Trust Dated June 12, 1998, Amended June 18, 2001 | 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630 [2 acres [2/289] water rights]                   |
| 6/4/08           | Paul Bralnerd                                                                                                                         | 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630 [1.5 acres [1/5/289] water rights]               |
| 2/5/09           | Robert L. Baker, Trustee of the Robt. L. Baker Revocable Trust                                                                        | 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630 [7 acres [7/289] water rights]                   |
| 6/10/08          | Ed Sinnott and Carol Sinnott                                                                                                          | 37-482H, 37-481C, 37-483C, 37-577BT, and 37-2630 [Not more than 2 acres [<2/289] of water rights] |

Water Rights Nos. 37-481C, 37-482H, 37-483C, 37-577BT, and 37-2630 are appurtenant to the following described real property in Blaine County, Idaho, which is conveyed to Assignee:

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

A parcel of land in the SW1/4 and the SW1/4SE1/4 of Section 6 and also in the E1/2NW1/4, NW1/4NE1/4, S1/2NE1/4 and the N1/2SE1/4 of Section 7, more particularly described as follows:

COMMENCING at an iron pin marking the Northwest corner of the SW1/4, said Section 6, which point is also the REAL POINT OF BEGINNING;

**ASSIGNMENT AND DEED - 1**

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Thence South 89°51'45" East, 2,608.44 feet along the Northerly boundary of said SW1/4, Section 6 to an Iron pin marking the Northeast corner of said SW1/4, Section 6;  
 Thence South 0°35'18" East, 1,306.31 feet along the Easterly boundary of said SW1/4, Section 6 to an Iron pin marking the Northwest corner of the SW1/4SE1/4, said Section 6;  
 Thence South 89°42'45" East, 1,308.89 feet along the Northerly boundary of said SW1/4SE1/4, Section 6 to an Iron pin marking the Northeast corner of said SW1/4SE1/4, Section 6;  
 Thence South 0°25'10" East, 1,309.70 feet along the Easterly boundary of said SW1/4SE1/4, Section 6 to an Iron pin marking the Southeast corner of said SW1/4SE1/4, Section 6;  
 Thence South 0°17'54" East, 1,313.45 feet along the Easterly boundary of the NW1/4NE1/4, said Section 7 to an Iron pin marking the Southeast corner of said NW1/4NE1/4, Section 7;  
 Thence South 89°47'36" East, 1,303.96 feet along the Northerly boundary of the SE1/4NE1/4, Section 7 to an Iron pin marking the Northeast corner of said SE1/4NE1/4, Section 7;  
 Thence South 0°15'06" East, 1,308.14 feet along the Easterly boundary of said SE1/4NE1/4, Section 7 to a brass cap marking the Southeast corner of said SE1/4NE1/4, Section 7;  
 Thence South 0°45'30" East, 1,308.60 feet along the Easterly Boundary of the NE1/4SE1/4, Section 7 to an Iron pin marking the Southeast corner of said NE1/4SE1/4, Section 7;  
 Thence South 89°50'53" West, 1,601.23 feet along the Southerly boundary of the N1/2SE1/4, Section 7, to an Iron pin on the Intersection of the Southerly boundary with the Northeasterly boundary of the Union Pacific Railroad;  
 Thence North 31°10'34" West, 1,533.07 feet along said Northeasterly Railroad boundary to an Iron pin on the Intersection of said Railroad boundary with the Southerly boundary of the S1/2NE1/4, said Section 7;  
 Thence South 89°58'26" West, 58.42 feet along said Railroad boundary and also along said Southerly boundary of the S1/2NE1/4, Section 7 to an Iron pin;

Thence North 31°10'34" West, 331.26 feet along said Railroad boundary to an Iron pin on the Intersection of said Railroad boundary with the Westerly boundary of said S1/2NE1/4, Section 7; Thence North 0°20'40" West, 97.66 feet along said Westerly boundary of the S1/2NE1/4, Section 7 and also along said Railroad boundary to an Iron pin;  
 Thence North 31°10'34" West, 2,570.24 feet along said Railroad boundary to an Iron pin on the Intersection of said Railroad boundary with the Westerly boundary of the NE1/4NW1/4, Section 7; Thence North 0°22'13" West, 58.00 feet along said Westerly boundary of the NE1/4NW1/4, Section 7 to an Iron pin marking the Northwest corner of said NE1/4NW1/4, Section 7;  
 Thence North 89°58'18" West, 93.19 feet along the Southerly boundary of the SW1/4, Section 6 to an Iron pin on the Northeasterly boundary of the said Union Pacific Railroad;  
 Thence North 31°10'34" West, 2,353.23 feet along said Railroad boundary to an Iron pin on the Westerly boundary of said SW1/4, Section 6;  
 Thence North 0°37'05" West, 604.70 feet along said Westerly boundary of the SW1/4, Section 6 to the TRUE POINT OF BEGINNING.

Parcel 1 and Parcel 2, Block 1 of BELLE RANCH SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 563443, Records of Blaine County, Idaho;

#### ASSIGNMENT AND DEED - 2

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excepting that portion formally shown on the Blaine County Assessor rolls as Tax Lot 4913 Township 1 North, Range 19 East, Boise Meridian, Blaine County, Idaho.

**TRANSFER BY ASSIGNEE:** No consent by Assignor shall be required for any assignment or reassignment of all or a portion of the rights of Assignee arising under or by virtue of this Assignment. All references to Assignee hereunder shall be deemed to include the assigns of Assignee.

IN WITNESS WHEREOF Assignor has executed this Assignment the date first above written.

ASSIGNOR:

South County Estates, LLC

By: \_\_\_\_\_

John Scherer, Member

STATE OF IDAHO )

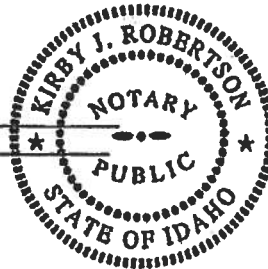
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County of Blaine )

On this 17 day of June, 2010, before me, the undersigned Notary Public, personally appeared John Scherer, known to me or identified to me to be the Member of South County Estates, LLC, 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.

\_\_\_\_\_  
Notary Public for Idaho  
Residing at: Boise Idaho  
My Commission Expires: 04/28/2016



ASSIGNMENT AND DEED - 3

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**DEED IN LIEU OF FORECLOSURE**

**Instrument # 578331**  
HAILEY, BLAINE, IDAHO  
06-17-2010 11:50:28 No. of Pages: 3  
Recorded for: BLAINE COUNTY TITLE  
JOLYNN DRAGE Fee: \$9.00  
Ex-Officio Recorder Deputy: mpp  
Electronically Recorded by Simplifile

FOR VALUE RECEIVED, South County Estates, LLC, an Idaho limited liability company ("Grantor"), PO Box 1539, Ketchum, ID 83340, hereby conveys, releases, remises, and forever quitclaims 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:

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

A parcel of land in the SW1/4 and the SW1/4SE1/4 of Section 6 and also in the E1/2NW1/4, NW1/4NE1/4, S1/2NE1/4 and the N1/2SE1/4 of Section 7, more particularly described as follows:

COMMENCING at an iron pin marking the Northwest corner of the SW1/4, said Section 6, which point is also the REAL POINT OF BEGINNING;

Thence South 89°51'45" East, 2,608.44 feet along the Northerly boundary of said SW1/4, Section 6 to an iron pin marking the Northeast corner of said SW1/4, Section 6;

Thence South 0°35'18" East, 1,308.31 feet along the Easterly boundary of said SW1/4, Section 6 to an iron pin marking the Northwest corner of the SW1/4SE1/4, said Section 6;

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Thence South 0°45'30" East, 1,308.60 feet along the Easterly Boundary of the NE1/4SE1/4, Section 7 to an iron pin marking the Southeast corner of said NE1/4SE1/4, Section 7;

Thence South 89°50'53" West, 1,601.23 feet along the Southerly boundary of the N1/2SE1/4, Section 7, to an iron pin on the intersection of the Southerly boundary with the Northeasterly boundary of the Union Pacific Railroad;

Thence North 31°10'34" West, 1,533.07 feet along said Northeasterly Railroad boundary to an iron pin on the intersection of said Railroad boundary with the Southerly boundary of the S1/2NE1/4, said Section 7;

Thence South 89°58'26" West, 58.42 feet along said Railroad boundary and also along said Southerly boundary of the S1/2NE1/4, Section 7 to an iron pin;

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**DEED IN LIEU OF FORECLOSURE: 1**

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boundary of the S1/2NE1/4, Section 7 and also along said Railroad boundary to an iron pin;  
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Thence North 0°37'05" West, 604.70 feet along said Westerly boundary of the SW1/4, Section 6 to the TRUE POINT OF BEGINNING.

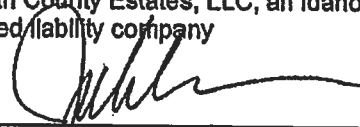
Parcel 1 and Parcel 2, Block 1 of BELLE RANCH SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 563443, Records of Blaine County, Idaho; excepting that portion formally shown on the Blaine County Assessor rolls as Tax Lot 4913 Township 1 North, Range 19 East, Boise Meridian, 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), 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;

TO HAVE AND TO HOLD the said property, with its appurtenances unto the Grantee and its successors and assigns forever. Grantor hereby covenant to and with the said Grantee that Grantor is the owner in fee simple of said property and that such property is free from all encumbrances other than encumbrances of record as of this date and that Grantor warrants the same from all lawful claims whatsoever. Any merger of title is at the option of the Grantee.

Dated:

South County Estates, LLC, an Idaho  
limited liability company

By:   
John Scherer, Member

DEED IN LIEU OF FORECLOSURE: 2

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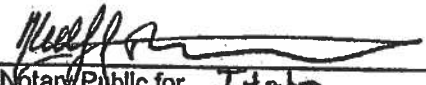
STATE OF IDAHO )

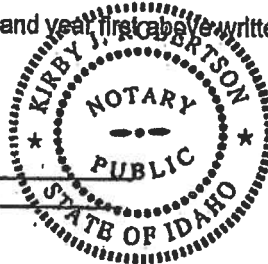
County of Blaine )

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On this 17 day of June, 2010, before me, the undersigned Notary Public, personally appeared John Scherer, known to me or identified to me to be the Member of South County Estates, LLC, 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.

  
Notary Public for Idaho  
Residing at: Boise Idaho  
My Commission Expires: 04/28/2016



DEED IN LIEU OF FORECLOSURE: 3

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