

RECEIVED

RECEIVED

JUL 25 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUL 11 2022

DEPARTMENT OF
WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
34-14255 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
34-14257 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Ben Schuster

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

Name of current water right holder/claimant

Brian R. Swanson, Julie B. Swanson

New owner(s) as listed on the conveyance document

Name connector

☒ and ☒ or

P.O. Box 906

Moore

ID

83255

Mailing address

(360)914-7813

City

swans5@icloud.com

State

Zip

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: 03/18/2022

6. Do you own the land identified as the water right place of use? Yes
- ☒
- No
- ☐

o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

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):

o \$25 per undivided water right.

o \$100 per split water right.

o 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

8. Signature:

Signature of new owner/claimant
Brian R Swanson

Title, if applicable

06/23/2022

Date

Print name

- Signature:

Signature of new owner/claimant
Julie B Swanson

Title, if applicable

06/23/2022

Date

Print name

For IDWR Office Use Only:

Received by M. Potter Date 7-11-22Receipt No. E048303Receipt Amt. 50.00Active 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 dfDate 8/19/22

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
670 South Woodruff
Idaho Falls, ID 83401

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1032992-IF (dp)**

Date: **March 18, 2022**



For Value Received, **Benjamin Schuster and Randi Warner, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Brian Russell Swanson and Julie Belle Swanson, husband and wife**, hereinafter called the Grantee, whose current address is **3302 W 3400 N, Moore, ID 83255**, the following described premises, situated in **Butte County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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.

10WR Eastern Region
900 N Skyline Dr Ste A
Idaho Falls ID 83402-1718

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
670 South Woodruff
Idaho Falls, ID 83401

BUTTE COUNTY
Recorded for:
First American Title - Blackfo
01:16:31 PM 03-25-2022
0000-060203
No. Pages: 4 Fee: \$15.00
SHELLY SHAFFER
County Clerk
Deputy: KG

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **1032992-IF (dp)**

Date: **March 18, 2022**



For Value Received, **Benjamin Schuster and Randi Warner, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Brian Russell Swanson and Julie Belle Swanson, husband and wife**, hereinafter called the Grantee, whose current address is **3302 W 3400 N, Moore, ID 83255**, the following described premises, situated in **Butte County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced Incorporated herein.**

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.

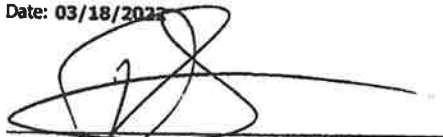
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from 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.

First American Title Co.
670 S. Woodruff
Idaho Falls, ID 83401

Date: 03/18/2022

Warranty Deed
- continued

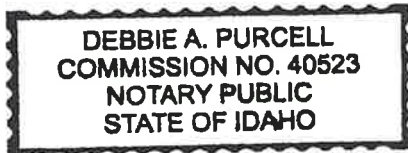
File No.: 1032992-IF (dp)

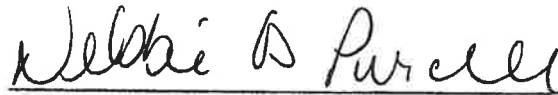

Benjamin Schuster


Randi Warner

STATE OF Idaho)
COUNTY OF Bonneville) ss.

On this 23rd day of March, 2022, before me, a Notary Public in and for said State, personally appeared **Benjamin Schuster and Randi Warner**, known or identified to me 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.





Notary Public for the State of Idaho

Residing at:

My Commission Expires: Residing in Idaho Falls, ID
Commission expires 3-25-2023

EXHIBIT A**Parcel 1:**

Part of the W½ of Section 10 and the SE¼ of Section 9, lying West of the center line of the Big Lost River, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho, more particularly described as follows:

Beginning at a point on the East line of said Section 9, point being N. 00°42'15" W., 1,371.99 feet along said East line from the Southeast corner of said Section 9, running thence S. 89°04'40" W., 83.53 feet;
thence N. 02°14'20" W., 1,288.10 feet to the East-West center section line of said Section 9;
thence along said East-West line S. 89°56'15" E., 118.03 feet to the ¼ corner common to Sections 9 and 10;
thence along the East line common to Sections 9 and 10, N. 00°42'09" W., 426.68 feet to the center line of the Big Lost River;
thence along said center line the following eighty-four (84) courses;
(1) N. 60°52'17" E., 28.63 feet (2) thence N. 44°21'25" E., 32.45 feet;
(3) thence N. 09°05'23" E., 26.70 feet; (4) thence N. 04°52'49" E., 31.36 feet;
(5) thence N. 06°16'17" W., 43.50 feet; (6) thence N. 09°05'24" W., 40.04 feet;
(7) thence N. 05°43'04" W., 31.79 feet; (8) thence N. 18°35'09" E., 51.70 feet;
(9) thence N. 49°14'23" E., 63.06 feet; (10) thence N. 60°39'14" E., 32.88 feet;
(11) thence N. 81°58'46" E., 47.03 feet; (12) thence N. 81°57'01" E., 63.92 feet;
(13) thence N. 88°30'40" E., 47.36 feet; (14) thence S. 79°08'27" E., 60.18 feet;
(15) thence S. 83°39'45" E., 43.25 feet; (16) thence N. 67°13'47" E., 32.38 feet;
(17) thence N. 73°42'45" E., 40.43 feet; (18) thence S. 73°01'07" E., 22.48 feet;
(19) thence N. 62°30'09" E., 38.59 feet; (20) thence S. 81°08'27" E., 65.86 feet;
(21) thence S. 80°37'42" E., 65.96 feet; (22) thence S. 48°01'39" E., 32.12 feet;
(23) thence S. 39°42'11" E., 36.45 feet; (24) thence S. 01°39'09" E., 62.08 feet;
(25) thence S. 29°29'21" W., 51.04 feet; (26) thence S. 67°23'43" W., 23.29 feet;
(27) thence S. 69°35'53" W., 27.39 feet; (28) thence S. 26°34'46" W., 25.35 feet;
(29) thence N. 74°44'57" W., 13.61 feet; (30) thence N. 84°11'57" W., 35.41 feet;
(31) thence S. 34°27'18" W., 50.65 feet; (32) thence S. 17°37'25" W., 39.45 feet;
(33) thence S. 13°52'05" W., 67.75 feet; (34) thence S. 26°11'17" W., 71.02 feet;
(35) thence S. 53°59'13" W., 44.09 feet; (36) thence S. 06°04'39" E., 51.06 feet;
(37) thence S. 39°49'10" E., 42.19 feet; (38) thence S. 31°29'29" E., 62.07 feet;
(39) thence S. 74°12'20" E., 59.53 feet; (40) thence N. 89°06'20" E., 69.18 feet;
(41) thence N. 55°45'56" E., 61.44 feet; (42) thence N. 37°38'27" E., 65.48 feet;
(43) thence N. 42°43'33" E., 95.58 feet; (44) thence N. 50°55'18" E., 44.55 feet;
(45) thence S. 87°20'22" E., 46.53 feet; (46) thence S. 66°48'41" E., 57.61 feet;
(47) thence S. 60°05'08" E., 41.15 feet; (48) thence S. 30°16'05" E., 60.03 feet;
(49) thence S. 28°27'04" W., 29.49 feet; (50) thence S. 62°42'48" W., 37.70 feet;
(51) thence S. 19°32'49" W., 71.07 feet; (52) thence S. 25°59'13" W., 93.73 feet;
(53) thence S. 43°00'12" W., 107.05 feet; (54) thence S. 37°35'10" W., 66.86 feet;
(55) thence S. 49°35'32" W., 89.77 feet; (56) thence N. 55°43'43" W., 67.39 feet;
(57) thence N. 83°31'38" W., 88.62 feet; (58) thence N. 51°35'58" W., 47.64 feet;
(59) thence S. 63°27'03" W., 48.93 feet; (60) thence S. 78°12'14" W., 88.12 feet;
(61) thence S. 49°24'00" W., 87.48 feet; (62) thence S. 02°45'37" E., 121.00 feet;
(63) thence S. 41°26'34" E., 33.02 feet; (64) thence S. 55°51'24" E., 98.59 feet;
(65) thence S. 18°45'10" W., 86.12 feet; (66) thence S. 28°21'10" W., 147.26 feet;

(67) thence S. 28°14'15" W., 141.74 feet; (68) thence S. 01°58'18" W., 101.57 feet;
(69) thence S. 67°50'38" E., 26.78 feet; (70) thence N. 67°08'18" E., 63.80 feet;
(71) thence S. 57°32'55" E., 23.95 feet; (72) thence S. 19°43'05" E., 65.33 feet;
(73) thence S. 15°29'18" W., 61.92 feet; (74) thence S. 31°11'57" W., 81.56 feet;
(75) thence S. 34°12'09" W., 77.91 feet; (76) thence S. 70°27'34" W., 65.19 feet;
(77) thence N. 50°59'07" W., 27.35 feet; (78) thence N. 88°23'17" W., 40.78 feet;
(79) thence S. 58°15'25" W., 56.71 feet; (80) thence S. 30°18'43" W., 59.16 feet;
(81) thence S. 03°37'24" E., 45.42 feet; (82) thence S. 32°12'35" W., 18.31 feet;
(83) thence S. 24°26'34" W., 78.42 feet; (84) thence S. 10°33'16" W., 42.88 feet;
thence S. 89°04'40" W., 9.58 feet to the Point of Beginning.

Parcel 2:

Together with a 20.00 foot wide Ingress-Egress Easement;

Part of Section 9, Township 5 North, Range 26 E.B.M., Butte County, Idaho, described as:

Beginning at a point on the South line of said Section 9, point being N. 89°51'22" W.,

1198.47 feet from the Southeast corner of said Section;

running thence N. 05°50'00" E., 397.75 feet; thence N. 23°36'37" E., 97.77 feet;

thence N. 29°00'56" E., 104.82 feet; thence N. 01°02'19" E., 573.06 feet;

thence N. 06°12'22" E., 121.87 feet; thence N. 27°40'06" W., 48.70 feet;

thence N. 45°09'42" W., 24.55 feet; thence N. 89°03'23" E. 975.03 feet;

thence N. 65°29'06" E., 15.07 feet; thence S. 89°06'30" W., 20.00 feet; thence S. 89°03'23"

W., 1,020.03 feet; thence S. 84°07'35" W., 25.55 feet;

thence S. 18°13'35" E., 20.47 feet; thence N. 84°07'35" E. 20.31 feet;

thence N. 89°03'23" E., 16.73 feet; thence S. 45°09'42" E., 40.94 feet;

thence S. 27°40'06" E. 39.54 feet; thence S. 06°12'22" E., 116.69 feet;

thence S. 01°02'19" W., 568.98 feet; thence S. 29°00'56" W., 100.78 feet;

thence S. 23°36'37" W., 101.85 feet; thence S. 05°50'00" W., 402.87 feet to the South line of
said Section 9;

thence along said South line S. 89°51'22" E., 20.10 feet to the Point of Beginning.



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 23, 2022

BRIAN RUSSELL SWANSON
JULIE BELLE SWANSON
PO BOX 906
MOORE ID 83255-0906

Re: Change in Ownership for Water Right Nos: 34-14255 and 34-14257

Dear Water Right Holders:

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned 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 Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4920 or debby.judd@idwr.idaho.gov.

Sincerely,

Debby Judd
Technical Records Specialist

Enclosures

c. Water District 34 – *via email*