

RECEIVED

MAY 02 2022

DEPARTMENT OF  
WATER RESOURCESSTATE 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. 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 35-2835A              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 35-2835B              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 35-7896               | 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"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Richard and Iris Schelske Family Trust  
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Schelske Farm LLC  
New owner(s) as listed on the conveyance document

718 S. Short Lane

Mailing address

(208) 850-7240

Telephone

Eagle

City

rickmgiesbrecht@gmail.com

Email

Name connector ☐ and ☐ orID 83616

State

Zip

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:                     , 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.

SUPPORT DATA  
IN FILE # 35-2835A

8. Signature: Richard M. Giesbrecht Richard M. Giesbrecht, Manager 4/13/2022  
Signature of new owner/claimant Title, if applicable Date  
Schelske Farm LLC  
Print name
- Signature: Jeffery T. Duffin Jeffery T. Duffin, Manager 4-14-2022  
Signature of new owner/claimant Title, if applicable Date  
Schelske Farm LLC  
Print name

Received by SL Date 5/2/22

For IDWR Office Use Only:

Receipt No. C112662Receipt Amt. \$75<sup>00</sup>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                     Processed by                     Date 5/5/22

# ACCOMMODATION

## WHEN RECORDED

### RETURN TO:

Jason Melville  
Hawley Troxell Ennis & Hawley LLP  
P.O. Box 1617  
Boise, Idaho 83701-1617

### SEND TAX NOTICES TO:

Schelske Farm LLC  
Attn: Richard M. Giesbrecht, Manager  
718 S. Short Lane  
Eagle, Idaho 83616

ELECTRONICALLY RECORDED - DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT.

Instrument # 744615

BINGHAM COUNTY, IDAHO  
2022-04-18 03:24:00 PM No. of Pages: 3  
Recorded for: ALLIANCE TITLE - BOISE PRODUCT  
PAMELA W. ECKHARDT Fee: \$15.00  
Ex-Officio Recorder Deputy JPulley  
Index To: WARRANTY DEED  
Electronically Recorded by Simplifile

## SPECIAL WARRANTY DEED

GRANTORS, Chana Duffin, a married woman, and Amber Giesbrecht, a married woman, acting as to their sole and separate property, do each hereby REMISE, RELEASE and forever TRANSFER, SELL, AND CONVEY, unto

GRANTEE Schelske Farm LLC, whose current address is 718 S. Short Lane, Eagle, Idaho 83616, and to Grantee's successors and assigns, all of Grantors' right, title and interest in and to the real property situated in Bingham County, Idaho, more particularly described as follows:

640 Acres, together with all water rights, including Water Rights No. 35-7896 and 35-2835A and 35-2835B, more particularly described as follows:

Township 5 S, Range 30 EBM, Bingham County, Idaho  
Section 36: All

TOGETHER with all appreciation and the income from the premises, including the rents, issues, and profits from the premises.

TOGETHER with all mineral, oil, natural gas, water and other rights running with the land, as well as all rights, tenements, hereditaments and appurtenances there unto belonging.

SUBJECT to all encumbrances, easements, reservations of oil, gas, and minerals, all present and subsequent years' taxes, levies and assessments, all rights reserved in federal patents and state deeds or in acts authorizing the issuance thereof, all building and zoning regulations and ordinances of any governmental unit, and all encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records, and other matters of record running with said land.

SPECIAL WARRANTY DEED (farm to LLC) - 1

46726.0032.14659792.1

# ACCOMMODATION

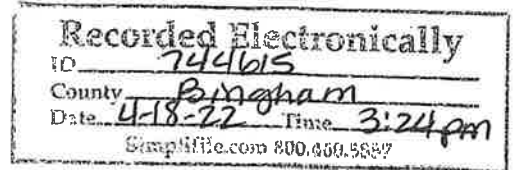
## WHEN RECORDED

### RETURN TO:

Jason Melville  
Hawley Troxell Ennis & Hawley LLP  
P.O. Box 1617  
Boise, Idaho 83701-1617

### SEND TAX NOTICES TO:

Schelske Farm LLC  
Attn: Richard M. Giesbrecht, Manager  
718 S. Short Lane  
Eagle, Idaho 83616



ELECTRONICALLY RECORDED - DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT

## SPECIAL WARRANTY DEED

GRANTORS, **Chana Duffin**, a married woman, and **Amber Giesbrecht**, a married woman, acting as to their sole and separate property, do each hereby REMISE, RELEASE and forever TRANSFER, SELL, AND CONVEY, unto

GRANTEE **Schelske Farm LLC**, whose current address is 718 S. Short Lane, Eagle, Idaho 83616, and to Grantee's successors and assigns, all of Grantors' right, title and interest in and to the real property situated in Bingham County, Idaho, more particularly described as follows:

640 Acres, together with all water rights, including Water Rights No. 35-7896 and 35-2835A and 35-2835B, more particularly described as follows:

Township 5 S, Range 30 EBM, Bingham County, Idaho  
Section 36: All

TOGETHER with all appreciation and the income from the premises, including the rents, issues, and profits from the premises.

TOGETHER with all mineral, oil, natural gas, water and other rights running with the land, as well as all rights, tenements, hereditaments and appurtenances there unto belonging.

SUBJECT to all encumbrances, easements, reservations of oil, gas, and minerals, all present and subsequent years' taxes, levies and assessments, all rights reserved in federal patents and state deeds or in acts authorizing the issuance thereof, all building and zoning regulations and ordinances of any governmental unit, and all encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records, and other matters of record running with said land.

And Grantors and their successors and assigns shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantee, Grantee's successors and assigns, against Grantors and their successors and assigns and against all and every person or persons whomsoever, lawfully claiming the same. However, the foregoing warranties and obligations to defend are limited to the extent Grantors have title insurance coverage or are entitled to claim coverage by any predecessor in interest of Grantors, if any, and to the extent such claims and expenses are covered by such title insurance or are actually recovered from such predecessor in interest, net of any costs of recovery, including attorney fees and costs. In no event shall Grantors incur any liability to Grantee, or to Grantee's successors or assigns, for liabilities, costs or expenses not covered by title insurance, if any, for amounts which exceed any such title insurance coverage, if any, or are actually recovered from any predecessor in interest, net of any costs of recovery, including attorney fees and costs.

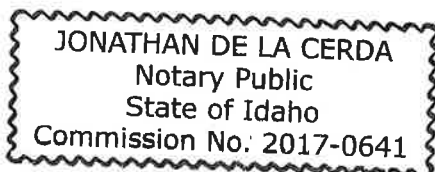
IN WITNESS WHEREOF, Grantors have hereunto subscribed their names to this instrument this 14<sup>th</sup> day of April, 2022.

  
Chana Duffin

  
Amber Giesbrecht

STATE OF IDAHO                    )  
                                              : ss.  
County of ADA                    )

On this 14<sup>th</sup> day of April, 2022, before me, the undersigned, a Notary Public, personally appeared **Chana Duffin**, known to me or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



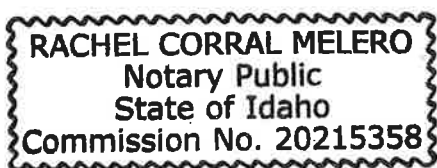
  
Notary Public for Idaho  
Residing at: 3339 E Ushek Rd Meridian ID 83646  
My commission expires: Oct 4, 2023

STATE OF IDAHO )

: ss.

County of Ada )

On this 13<sup>th</sup> day of April, 2022, before me, the undersigned, a Notary Public, personally appeared **Amber Giesbrecht**, known to me or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.



Rachel Corral Melero

Notary Public for Idaho

Residing at: Star. ID

My commission expires: 11/04/2027

# ACCOMMODATION

## WHEN RECORDED

### RETURN TO:

Jason Melville

Hawley Troxell Ennis & Hawley LLP

P.O. Box 1617

Boise, Idaho 83701-1617

### SEND TAX NOTICES TO:

Schelske Farm LLC

Attn: Richard M. Giesbrecht, Manager

718 S. Short Lane

Eagle, Idaho 83616

ELECTRONICALLY RECORDED - DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
PART OF THE ORIGINAL DOCUMENT.

Instrument # 744614

BINGHAM COUNTY, IDAHO

2022-04-18 03:24:00 PM No. of Pages: 3

Recorded for: ALLIANCE TITLE - BOISE PRODUCT

PAMELA W. ECKHARDT Fee: \$15.00

Ex-Officio Recorder Deputy JPulley

Index To: WARRANTY DEED

Electronically Recorded by Simplifile

## SPECIAL WARRANTY DEED

GRANTOR, Chana Duffin and Amber Giesbrecht, acting in their official capacities as successor co-trustees, **The Richard and Iris Schelske Family Trust**, does hereby REMISE, RELEASE and forever TRANSFER, SELL, AND CONVEY, unto

GRANTEES,

**Chana Duffin**, a married woman as her sole and separate property, whose current address is P.O. Box 525, Aberdeen, Idaho 83210, and

**Amber Giesbrecht**, a married woman as her sole and separate property, whose current address is 718 S. Short Lane, Eagle, Idaho 83616,

As equal tenants in common,

And to Grantees' successors and assigns, all of Grantor's right, title and interest in and to the real property situated in Bingham County, Idaho, more particularly described as follows:

640 Acres, together with all water rights, including Water Rights No. 35-7896 and 35-2835A and 35-2835B, more particularly described as follows:

Township 5 S, Range 30 EBM, Bingham County, Idaho  
Section 36: All

TOGETHER with all mineral, oil, natural gas, water and other rights running with the land, as well as all rights, tenements, hereditaments and appurtenances there unto belonging.

TOGETHER with all appreciation and the income from the premises, including the rents, issues, and profits from the premises, all of which shall be the Grantees' respective sole and separate property.

SPECIAL WARRANTY DEED (trust to heirs) - 1

46726.0032.14659879.1

# ACCOMMODATION

## WHEN RECORDED

### RETURN TO:

Jason Melville  
Hawley Troxell Ennis & Hawley LLP  
P.O. Box 1617  
Boise, Idaho 83701-1617

### SEND TAX NOTICES TO:

Schelske Farm LLC  
Attn: Richard M. Giesbrecht, Manager  
718 S. Short Lane  
Eagle, Idaho 83616

|                             |         |
|-----------------------------|---------|
| Recorded Electronically     |         |
| ID                          | 744614  |
| County                      | Bingham |
| Date                        | 4-18-22 |
| Time                        | 3:24pm  |
| Simplifile.com 800.450.5857 |         |

ELECTRONICALLY RECORDED - DO NOT  
REMOVE THE COUNTY STAMPED FIRST  
PAGE AS IT IS NOW INCORPORATED AS  
A PART OF THE RECORD.

## SPECIAL WARRANTY DEED

GRANTOR, Chana Duffin and Amber Giesbrecht, acting in their official capacities as successor co-trustees, **The Richard and Iris Schelske Family Trust**, does hereby REMISE, RELEASE and forever TRANSFER, SELL, AND CONVEY, unto

GRANTEES,

**Chana Duffin**, a married woman as her sole and separate property, whose current address is P.O. Box 525, Aberdeen, Idaho 83210, and

**Amber Giesbrecht**, a married woman as her sole and separate property, whose current address is 718 S. Short Lane, Eagle, Idaho 83616,

As equal tenants in common,

And to Grantees' successors and assigns, all of Grantor's right, title and interest in and to the real property situated in Bingham County, Idaho, more particularly described as follows:

640 Acres, together with all water rights, including Water Rights No. 35-7896 and 35-2835A and 35-2835B, more particularly described as follows:

Township 5 S, Range 30 EBM, Bingham County, Idaho  
Section 36: All

TOGETHER with all mineral, oil, natural gas, water and other rights running with the land, as well as all rights, tenements, hereditaments and appurtenances there unto belonging.

TOGETHER with all appreciation and the income from the premises, including the rents, issues, and profits from the premises, all of which shall be the Grantees' respective sole and separate property.

SUBJECT to all encumbrances, easements, reservations of oil, gas, and minerals, all present and subsequent years' taxes, levies and assessments, all rights reserved in federal patents and state deeds or in acts authorizing the issuance thereof, all building and zoning regulations and ordinances of any governmental unit, and all encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records, and other matters of record running with said land.

And Grantor and its successors and assigns shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantees, Grantees' successors and assigns, against Grantor and its successors and assigns and against all and every person or persons whomsoever, lawfully claiming the same. However, the foregoing warranties and obligations to defend are limited to the extent Grantor has title insurance coverage or is entitled to claim coverage by any predecessor in interest of Grantor, if any, and to the extent such claims and expenses are covered by such title insurance or are actually recovered from such predecessor in interest, net of any costs of recovery, including attorney fees and costs. In no event shall Grantor incur any liability to Grantees, or to Grantees' successors or assigns, for liabilities, costs or expenses not covered by title insurance, if any, for amounts which exceed any such title insurance coverage, if any, or are actually recovered from any predecessor in interest, net of any costs of recovery, including attorney fees and costs.

IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument this 14 day of April, 2022.

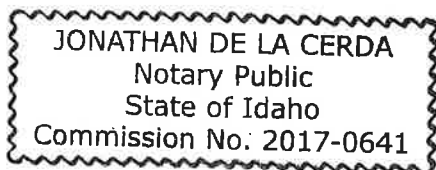
**The Richard and Iris Schelske Family Trust**

By:   
Chana Duffin, Co-Trustee

By:   
Amber Giesbrecht, Co-Trustee

STATE OF IDAHO )  
 : ss.  
County of Ada )

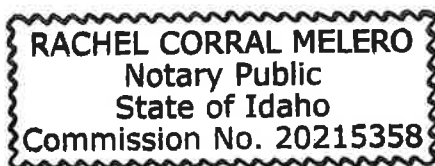
On this 14<sup>th</sup> day of April, 2022, before me, the undersigned, a Notary Public, personally appeared **Chana Duffin**, in her official capacity as a Co-Trustee of The Richard and Iris Schelske Family Trust, known to me or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as Trustee.



  
Notary Public for Idaho  
Residing at: 3739 Eustace Rd Meridian ID 83646  
My commission expires: Oct 21, 2023

STATE OF IDAHO )  
 : ss.  
County of Ada )

On this 13<sup>th</sup> day of April, 2022, before me, the undersigned, a Notary Public, personally appeared **Amber Giesbrecht**, in her official capacity as a Co-Trustee of The Richard and Iris Schelske Family Trust, known to me or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as Trustee.



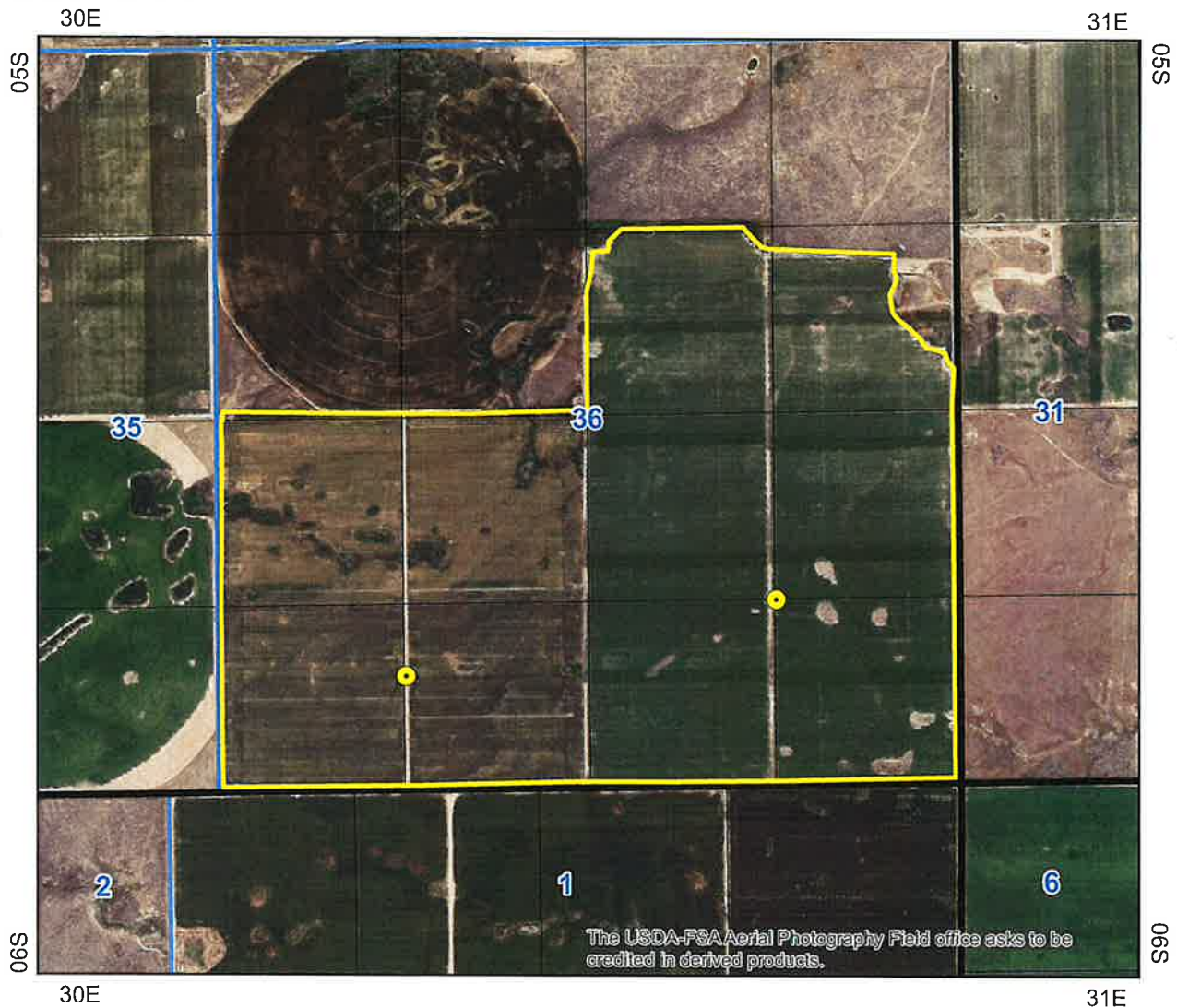
  
Notary Public for Idaho  
Residing at: Star, Idaho  
My commission expires: 11/04/2023

State of Idaho  
Department of Water Resources

# Water Right 35-2835A

## IRRIGATION

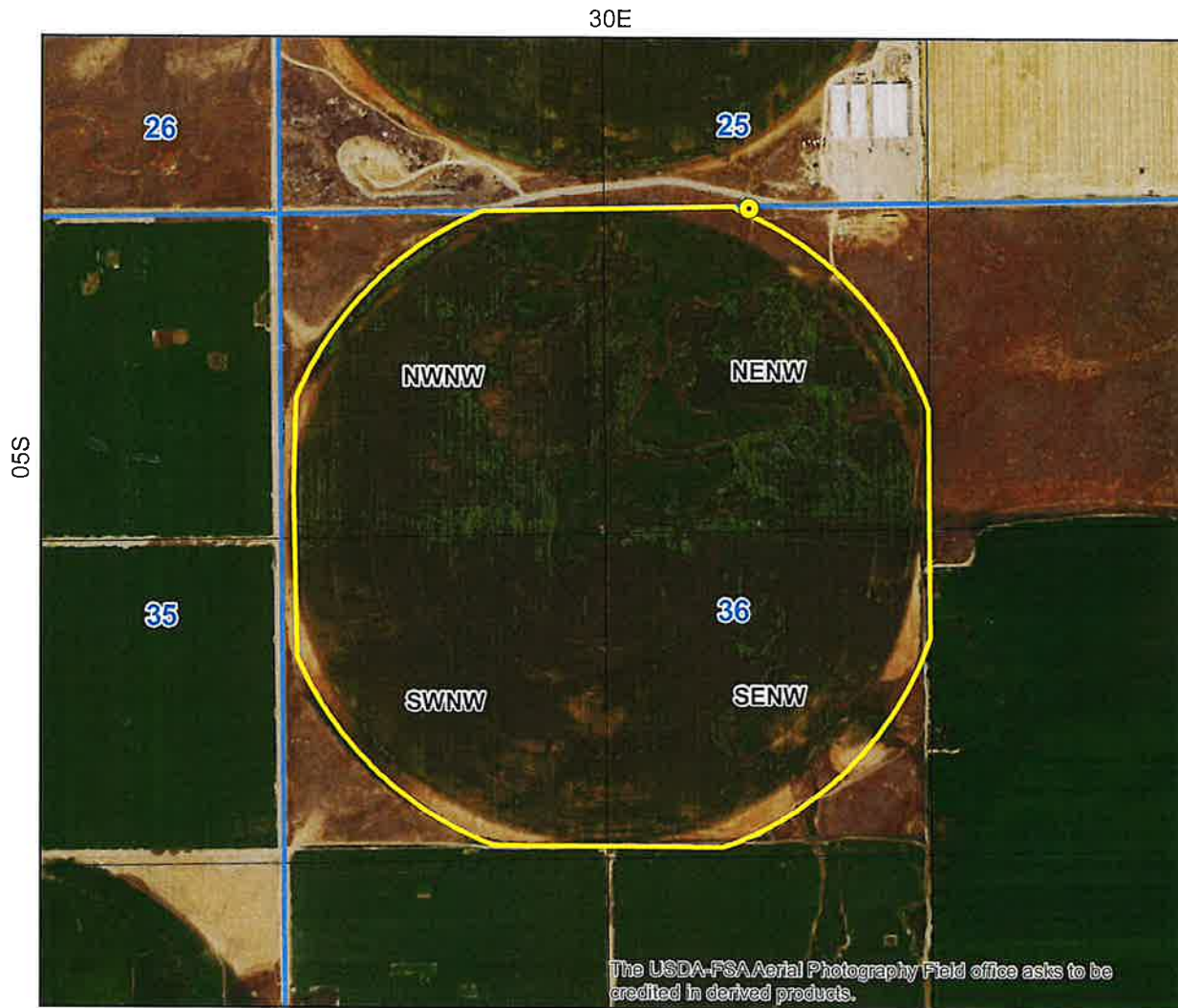
The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

State of Idaho  
Department of Water Resources  
**Attachment to Water Right License**  
35-2835b

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



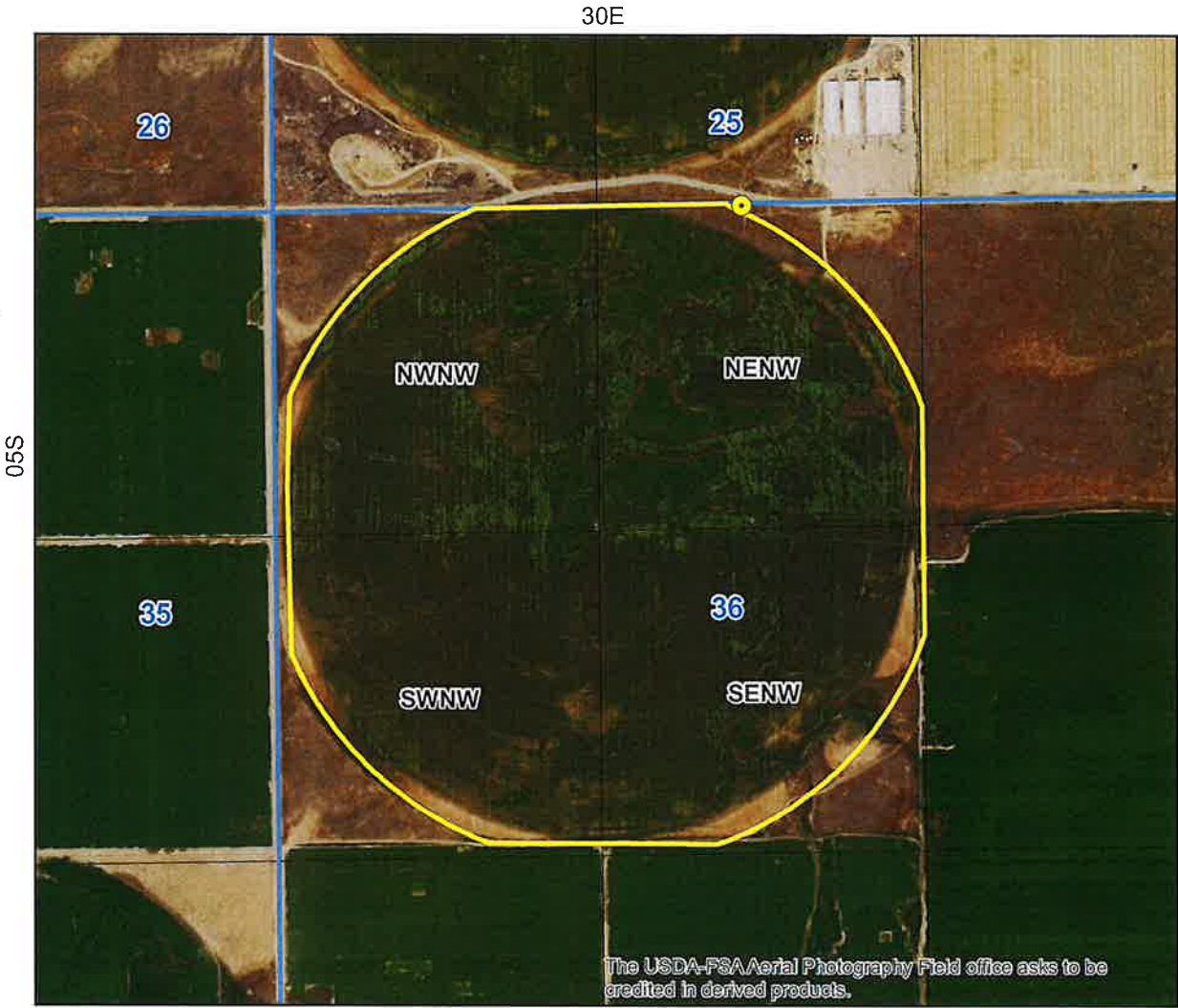
-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles



State of Idaho  
Department of Water Resources  
**Attachment to Water Right License**  
35-7896

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.075 0.15 0.3 Miles





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](mailto:idwrinfo@idwr.idaho.gov) • Website: [idwr.idaho.gov](http://idwr.idaho.gov)

**Governor Brad Little**

**Director Gary Spackman**

May 05, 2022

SCHELSKE FARM LLC  
718 S SHORT LN  
EAGLE ID 83616-4122

Re: Change in Ownership for Water Right No(s): 35-2835A, 35-2835B & 35-7896

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) 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 [Amanda.veibell@idwr.idaho.gov](mailto:Amanda.veibell@idwr.idaho.gov) or (208) 287-4945.

Sincerely,

Amanda Johnson-Veibell  
Technical Records Specialist 1

Enclosure(s)

C. WD 120



ATTORNEYS AND COUNSELORS

Hawley Troxell Ennis & Hawley LLP  
877 Main Street, Suite 1000  
P.O. Box 1617  
Boise, Idaho 83701-1617  
208.344.6000  
www.hawleytroxell.com

JASON D. MELVILLE  
EMAIL: JMELVILLE@HAWLEYTROXELL.COM  
DIRECT DIAL: 208-388-4971  
DIRECT FAX: 208-954-5946

RECEIVED

MAY 02 2022

DEPARTMENT OF  
WATER RESOURCES

April 28, 2022

IDWR State Office  
P.O. Box 83720  
Boise, ID 83720-0098

**Re: Notice of Change in Water Right Ownership**

Dear Sir or Madam:

Please find enclosed the following documents related to a water right ownership change for Schelske Farm LLC:

1. Completed Department form.
2. Recorded deed chain from current owner to Schelske Farm LLC (2 deeds).
4. Maps.
5. Fee payable to IDWR in the amount of \$75.00 for the three affected water rights.

Please process the ownership change and contact me directly on behalf of the LLC with any questions or concerns. Thank you.

Sincerely,

Jason D. Melville

JM  
Enclosures