

RECEIVED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

DEC 28 2021

## 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 #6 of the instructions.

| Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? | Water Right/Claim No. | Split?                       | Leased to Water Supply Bank? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 22-11008 <i>OK</i>    | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 22-13240 <i>OK</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"/> | 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: Brian Green & Janell Green, Co-Trustees of the Brian & Janell Living  
Name of current water right holder/claimant Trust

3. New Owner(s)/Claimant(s): S&S One LLC  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or  
3614 North 3000 West Rexburg Idaho 83440  
Mailing address City State ZIP  
208-709-4184 jarsonmer@gmail.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: December 31, 2020

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

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] Managing Member  
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 MP Date 12/28/2021 Receipt No. E047669 Receipt Amt. \$50.-

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 JB Processed by JB Date 12-28-21

50.00 E047669 MP

SUPPORT DATA

IN FILE # 22-11008



522279

Microfile No. 436782  
31 DAY Dec 2020  
At 02 O'Clock 27 PM  
KIM H. MUIR  
MADISON CO RECORDER  
Fee \$15.00  
Deputy  
Recorded at Request of  
ALLIANCE TITLE - REXBURG OFFICE

## WARRANTY DEED

**B Triple J LLC, an Idaho limited liability company, c/o Brian Green and Janell Green, of 2246 W. 4000 North, Rexburg, Idaho 83440, and Brian Green and Janell Green, acting in their capacities as Co-Trustees of the Brian & Janell Green Living Trust, dated October 27, 2005, of 2246 W. 4000 North, Rexburg, Idaho 83440 (together with B Triple J LLC, hereinafter collectively "Grantors"), for and in consideration of \$10.00 and other good and valuable consideration, hereby transfer, grant, convey, and warrant unto S&S One LLC, an Idaho limited liability company, c/o Jared Sommer, of 3614 N. 3000 West, Rexburg, Idaho 83440 (hereinafter "Grantee"), all of Grantors' collective interest in and to the following described real property (hereinafter referred to as the "Subject Property") located in Madison County, Idaho, to wit:**

**See attached Exhibit A.**

**Together with:** Except as provided herein, all and singular the tenements, hereditaments, appurtenances, easements, rights, water rights (if any), rights of way, and improvements thereunto belonging or in anywise appertaining; the reversion and reversions, remainder and remainders, rents, issues, profits thereof; and all estate, right, title, and interest in and to the said property, as well in law as in equity.

**Subject to:** All easements, encumbrances, rights of way, covenants, conditions, restrictions, reservations, patent reservations, dedications, easements, applicable building and zoning ordinances and use regulations and restrictions of record; all facts and circumstances that would be revealed by inspection of the property or inquiry of persons in possession thereof; all matters to which the Subject Property is subject as disclosed in the owner's policy of title insurance furnished by Grantor to Grantee herewith and payment of present year's property taxes, which are an accruing lien not yet due.

**Grantors, for themselves and their respective heirs, successors, and assigns, warrant and represent as follows:**

**Grantors have the legal right to transfer the real property described herein.**

**Grantors are the owners of the real property described in this Warranty Deed and have the legal right to convey said real property to Grantee.**

**WARRANTY DEED - PAGE 1**

The real property described in this deed is free from all liens, encumbrances, and defects in title, except as otherwise shown in this deed or of record.

Grantors will forever warrant and defend the quiet and peaceful possession of the Subject Property granted by this warranty deed to Grantee, its successors in interest, heirs, and assigns against all lawful claims.

Date: 12-30, 2020.

**B TRIPLE J LLC**

  
By: Janell Green  
Its: Managing Member

**BRIAN & JANELL GREEN LIVING TRUST**

  
Brian Green, Co-Trustee

  
Janell Green, Co-Trustee

WARRANTY DEED - PAGE 1

**Acknowledgment**

State of Idaho FL

County of Madison Lew

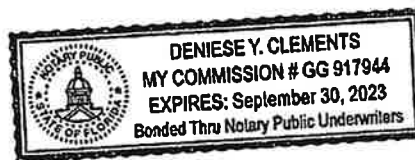
ss.

On this 30<sup>th</sup> day of December, 2020, before me, the undersigned, a notary public, personally appeared Janell Green in her capacity as Managing Member of B Triple J LLC, an Idaho limited liability company, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that said limited liability company executed the same.

Deniese Y. Clements

Notary Public for Idaho FL

Residing at: Chiefland, FL  
(Seal)



**Acknowledgment**

State of Idaho FL

County of Madison Lew

ss.

On this 30<sup>th</sup> day of December, 2020, before me, the undersigned, a notary public, personally appeared Brian Green and Janell Green, Co-Trustees of the Brian & Janell Green Living Trust, dated October 27, 2005, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same in their authorized capacities.

Deniese Y. Clements

Notary Public for Idaho FL

Residing at: Chiefland, FL  
(Seal)



**EXHIBIT A**

The following real property located in Madison County, Idaho:

**Parcel 1**

**Part of Lots 1 and 2 of Section 2, Township 6 North, Range 39 East of the Boise Meridian, Madison County, Idaho described as follows:**

**Beginning at the Northeast corner of said Section 2 and running thence S. 00°06'19" E. 990.00 feet along the section line; thence S. 89°50'11" W. 2200.00 feet to the west line of the property as described in Instrument No. 345684; thence N. 00°06'19" W. 990.00 feet along said west line to the north line of said Section 2; thence N. 89°50'11" E. 2200.00 feet along said north line to the point of beginning.**

**Parcel 2**

**Commencing at the Northeast Corner of Section 2, Township 6 North, Range 39 East, Boise Meridian, Madison County, Idaho, thence West 2,200 feet to the point of beginning, thence South 990 feet; thence West 1,100 feet; thence North 990 feet; thence East 1,100 feet to the point of beginning.**



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: [easterninfo@idwr.idaho.gov](mailto:easterninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

**Governor Brad Little**

**Director Gary Spackman**

January 13, 2022

S & S ONE LLC  
3614 N 3000 W  
REXBURG ID 83440-3138

Re: Change in Ownership for Water Right No(s): 22-11008, 22-13240

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.

Please note there appears to be an error in the place of use for the domestic portion of 22-11008. The water right shows it is NWNE Section 2 Township 6 North Range 39 East. It appears it should read the NENW Section 2 Township 6 North Range 39 East. This should be corrected, if you can determine this is a clerical error you can file a minimum fee transfer to correct the place of use.

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) 497-3787.

Sincerely,

Jonie Barg  
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 01