

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 01 2021

WATER RESOURCES
WESTERN 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. 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?
Water Right 57-2232	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Water Right 57-4002	Yes ☐	Yes ☐		Yes ☐	Yes ☐
Water Right 57-11698	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Brackett Ranches Limited Partnership

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Hawker Ranches, LLC

New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

752 Mahogany Gap Road

Jordan Valley

OR

97910

Mailing address

City

State

Zip

208-300-6602

hawkerattle@hotmail.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: August 20, 2021
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 # 57-2232

8. Signature: [Signature] Richard S. Hawker, Manager August 20, 2021

Signature of new owner/claimant

Title, if applicable

Date

Print name

Signature: _____ Title, if applicable _____ Date _____

Signature of new owner/claimant

Title, if applicable

Date

Print name

For IDWR Office Use Only:

Received by DL Date 09.01.2021 Receipt No. W049754 Receipt Amt. 225.00

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 LA Processed by LM Date 10/13/2021

WARRANTY DEED

FOR VALUE RECEIVED, **Brackett Ranches Limited Partnership**, an Idaho limited partnership, who is organized and existing under the laws of the State of Idaho, GRANTOR, hereby grants, bargains, sells and conveys unto **Hawker Ranches, LLC**, an Idaho limited liability company, GRANTEE, whose mailing address is 752 Mahogany Gap Road, Jordan Valley, Oregon 97910, the following described real property located in Owyhee County, State of Idaho, more particularly described as follows, to wit:

In Township 3 South, Range 5 West, Boise Meridian, Owyhee County, Idaho:

Section 7: West Half of the Southeast Quarter, Southeast Quarter of the Southwest Quarter;

Section 18: West Half of the Northeast Quarter, East Half of the Northwest Quarter, Government Lots 2, 3, and 4, East Half of the Southwest Quarter, Southeast Quarter;

Section 19: Government Lots 1, 2 and 3, East Half of the Northwest Quarter, Northeast Quarter, Northeast Quarter of the Southwest Quarter, North Half of the Southeast Quarter; and,

Section 20: North Half, Northwest Quarter of the Southwest Quarter.

In Township 3 South, Range 6 West, Boise Meridian, Owyhee County, Idaho:

Section 13: Southeast Quarter, Southeast Quarter of the Southwest Quarter;

Section 14: Government Lots 1 and 2, Southeast Quarter of the Northwest Quarter, Northeast Quarter of the Southwest Quarter
EXCEPTING THEREFROM

"The balance of said mineral rights and the rights for exploration, development or extraction", as reserved and excepted in the Deed from CHARLES E. MA YER, JR., also known as CHARLES E. MAYER, and recorded May 16, 1994 as Instrument No. 212825, Owyhee County Records; and,

Section 24: Northeast Quarter, East Half of the Northwest Quarter.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes, assessments, including irrigation and utility easements (if any) for the current year,

which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

TOGETHER with all buildings and improvements thereon.

TOGETHER with any and all right, title, and interest to range and grazing rights upon the public lands associated with the U.S. Department of the Interior – Bureau of Land Management (“USDI-BLM”) grazing permits, preferences and privileges, including any and all right, title, and interest to the associated public lands range improvements:

- within the administrative boundary currently known as the State Line FFR Allotment (#ID00471), to the extent of 3 AUMs of Permitted Use (of which 3 AUMs are Active Use and 0 AUMs are Suspended Use), Coal Mine FFR Allotment (#ID00566), to the extent of 56 AUMs of Permitted Use (of which 56 AUMs are Active Use and 0 AUMs are Suspended Use), and Stateline Allotment (#ID00527), to the extent of 104 AUMs of Permitted Use (of which 104 AUMs are Active Use and 0 AUMs are Suspended Use), as currently authorized by a Grazing Permit dated July 28, 2017, Authorization #1100677, Owyhee Field Office, Boise Grazing District, Idaho, Bureau of Land Management, U.S. Department of the Interior, and
- within the administrative boundary currently known as the Succor Creek Allotment (#ID00511), to the extent of 1703 AUMs of Permitted Use (of which 1703 AUMs are Active Use and 0 AUMs are Suspended Use), and Baltzor FFR Allotment (#ID00607), to the extent of 75 AUMs of Permitted Use (of which 75 AUMs are Active Use and 0 AUMs are Suspended Use), as currently authorized by a Grazing Permit dated July 28, 2017, Authorization #1100678, Owyhee Field Office, Boise Grazing District, Idaho, Bureau of Land Management, U.S. Department of the Interior,

and including any and all right, title and interest to range water, water rights and privileges of every name, kind, character, and description appurtenant to and used in connection with said range and grazing rights, said grazing permits, preferences, and privileges, and said public land range improvements.

TOGETHER with any and all right, title, and interest to Idaho Department of Lands (“IDL”) grazing leases, including any and all right, title, and interest to any associated state lands range improvements:

- as to such, currently unfenced, intermingled Idaho State land (T2S R6W S36) within the administrative boundary known as the Succor Creek Allotment (#ID00511), to the extent of 83 AUMs, as currently authorized by as to IDL Grazing Lease #G600241 dated November 13, 2018, Owyhee Field Office, Boise Grazing District, Idaho, Bureau of Land Management, U.S. Department of the Interior, and

- as to such, currently unfenced, intermingled Idaho State land (T3S R5W S16) within the administrative boundary known as the Succor Creek Allotment (#ID00511), to the extent of 86 AUMs, as currently authorized by as to IDL Grazing Lease #G600212 dated August 8, 2017, Owyhee Field Office, Boise Grazing District, Idaho, Bureau of Land Management, U.S. Department of the Interior,

and including any and all right, title and interest to range water, water rights, and privileges of every name, kind, character, and description appurtenant to and used in connection with said grazing leases and said state land range improvements.

TOGETHER with any and all right, title and interest to reservoirs, ditches or other rights of way authorized under various pre-1976 Federal Grants upon or across the public lands and national forest system lands, including any and all right, title and interest to water and water rights of every name, kind, character, and description appurtenant to and used in connection with said Grants.

TOGETHER with any and all water and water rights of any kind, name or nature, including but not limited to, the rights to the use of water, dams, ditches, canals, pipelines, reservoirs, wells, pumps, pumping stations, stock water companies, and all other means for the diversion or use of water appurtenant to said legally described real property or any part thereof, for irrigation, stockwatering, domestic or any other use, together with all permits, certificates, proofs and other evidences of water rights or privileges filed and of record with the Division of Water Resources, State of Idaho ("IDWR"), including IDWR Water Right 57-2232, IDWR Water Right 57-4002, and IDWR 57-11698.

TOGETHER with the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

SUBJECT TO a lack of a right of access to and from the land above described.

IN WITNESS WHEREOF, the Grantor has caused its partnership name to be hereunto affixed by its duly authorized officer this 20th day of August, 2021.

BRACKETT RANCHES LIMITED PARTNERSHIP

by I. Brackett
Ira Brackett, as the General Partner

///

///

STATE OF OREGON

)
) ss.

COUNTY OF MALHEUR

)

I, Jane L. Reeves, a notary public, do hereby certify that on this 20th day of August, 2021, personally appeared before me, Ira Brackett, who, being by me first duly sworn, declared that he is the authorized General Partner of *Brackett Ranches Limited Partnership*, that he signed the foregoing Warranty Deed as authorized General Partner of said limited partnership, and that the statements therein contained are true.

Jane L. Reeves
NOTARY PUBLIC IN AND
FOR THE STATE OF OREGON.

Residing at Vale, OR
My Comm. Exp. 6-20-23





CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

SECRETARY OF STATE JAN 8: 52

(Instructions on back of application)

SECRETARY OF STATE

1. The name of the limited liability company is: STATE OF IDAHO

Hawker Ranches, LLC

2. The complete street and mailing addresses of the initial designated/principal office:

590 West 1800 South, Oakley, ID 83346

(Street Address)

(Mailing Address, if different than street address)

3. The name and complete street address of the registered agent:

Rick Hawker

(Name)

590 West 1800 South, Oakley, ID 83346

(Street Address)

4. The name and address of at least one member or manager of the limited liability company:

Name

Address

Rick Hawker

590 West 1800 South, Oakley, ID 83346

5. Mailing address for future correspondence (annual report notices):

Rick Hawker 590 West 1800 South, Oakley, ID 83346

6. Future effective date of filing (optional): _____

Signature of a manager, member or authorized person.

Signature

Typed Name: Rick Hawker

Signature

Typed Name: Craig Hawker

Secretary of State use only

IDAHO SECRETARY OF STATE
12/13/2011 05:00
CK: 2587 CT: 264945 BH: 1381493
1 @ 188.00 = 188.00 ORGAN LLC # 2
1 @ 20.00 = 20.00 EXPEDITE C # 3

W108976



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 13, 2021

HAWKER RANCHES LLC
752 MAHOGANY GAP RD
JORDAN VALLEY OR 97910-9604

Re: Change in Ownership for Water Right No(s): 57-2232, 57-4002, 57-11698

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.

While processing your Notice, it was found that you submitted total payment of \$225 to the Department. The required fee for this Notice is only \$75, and the remainder will be refunded to you. A refund of \$150 has been requested and will be mailed to AmeriTitle under separate cover from the Idaho State Controller's Office.

If you have any questions concerning the enclosed information, please contact me at (208) 605-4633.

Sincerely,

Laura McSherry
Water Resource Agent

Enclosure(s): Proof Reports, Maps

c: MC FINNEY AGRI FINANCE LLC

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/13/2021

Water Right 57-2232

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HAWKER RANCHES LLC 752 MAHOGANY GAP RD JORDAN VALLEY, OR 97910-9604

Priority Date: 3/9/1959

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SUCCOR CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	1.000 CFS	
	<u>Total Diversion</u>		1.000 CFS	

Source and Point(s) of Diversion

SUCCOR CREEK	NESE	Sec. 13, Twp 03S, Rge 06W, OWYHEE County
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Place Of Use

IRRIGATION within OWYHEE County

T03S R06W S13	SESW	18.0
T03S R06W S13	NESE	10.0
T03S R06W S13	NWSE	11.0
T03S R06W S13	SWSE	4.0
T03S R06W S24	NENW	5.0
POU Total Acres:		48.0

Conditions of Approval:

Combined Use Limits

N/A

SubCase:

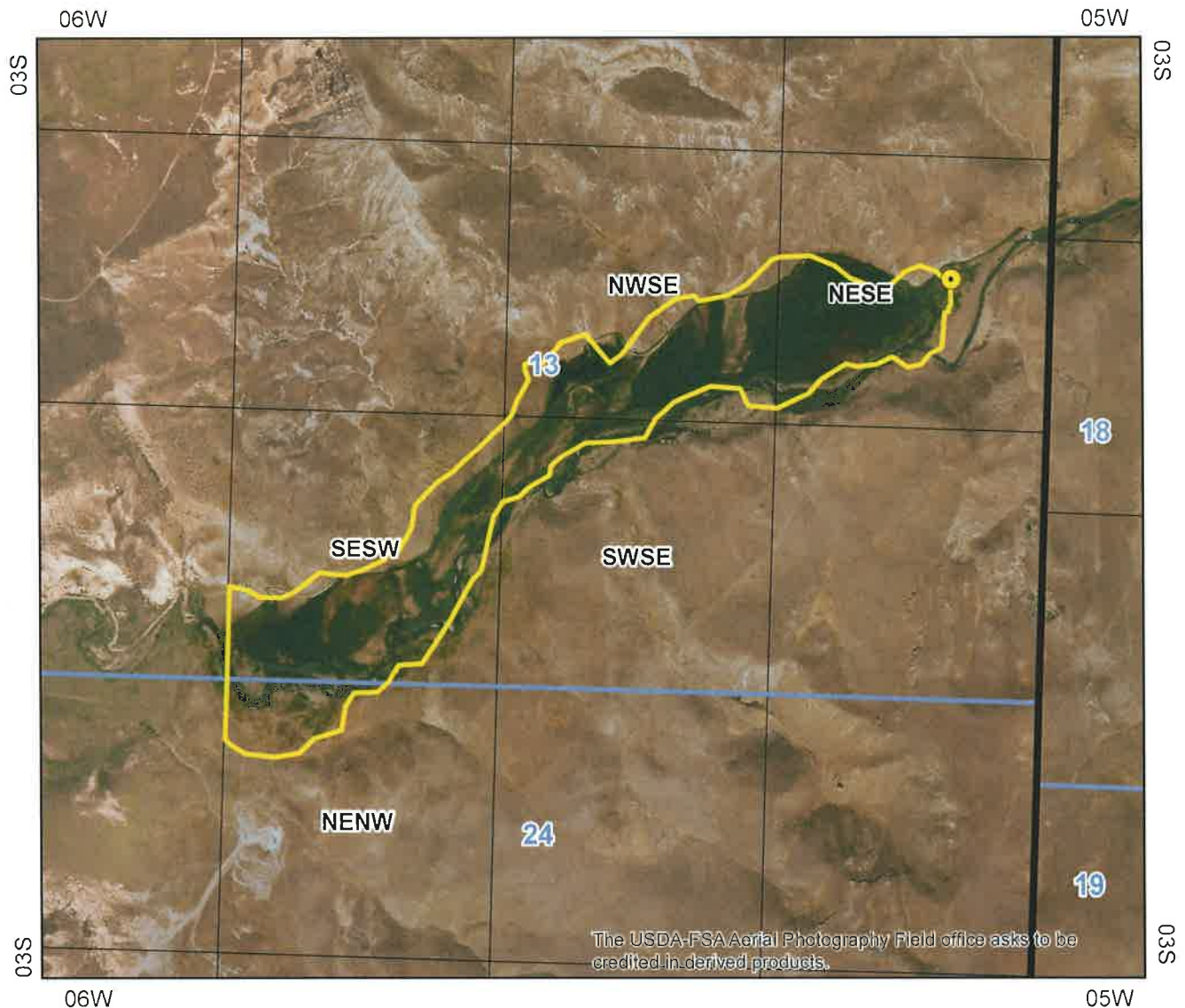
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Attachment to Water Right License
57-2232

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 0.1 0.2 0.4 Miles



IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/13/2021

Water Right 57-4002

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HAWKER RANCHES LLC 752 MAHOGANY GAP RD JORDAN VALLEY, OR 97910-9604

Priority Date: 4/1/1908

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SUCCOR CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	2.280 CFS	
STOCKWATER	1/01	12/31	0.090 CFS	
	<u>Total Diversion</u>		2.370 CFS	

Source and Point(s) of Diversion

SUCCOR CREEK	NWSWSE	Sec. 14, Twp 03S, Rge 06W, Owyhee County
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Place Of Use

IRRIGATION within Owyhee County

T03S R06W S14 L1	NWNW	4.0
T03S R06W S14 L2	SWNW	26.0
T03S R06W S14	SEnw	9.0
T03S R06W S14	NESW	18.0
POU Total Acres:		57.0

STOCKWATER within Owyhee County

T03S R06W S14 L1	NWNW
T03S R06W S14 L2	SWNW
T03S R06W S14	SEnw
T03S R06W S14	NESW

Conditions of Approval:

1. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. PLACE OF USE INCLUDES THE IRRIGATION OF 12 ACRES WITHIN THE STATE OF OREGON LOCATED IN THE NESE, S31, T27S, R47E.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. USE OF WATER UNDER THIS RIGHT IS COMBINED WITH WATER FROM SUCCOR CREEK DISTRICT IMPROVEMENT COMPANY.
STOCKWATER, 400 HEAD COW/CALF PAIRS.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/13/2021

Combined Use Limits

N/A

SubCase:

N/A

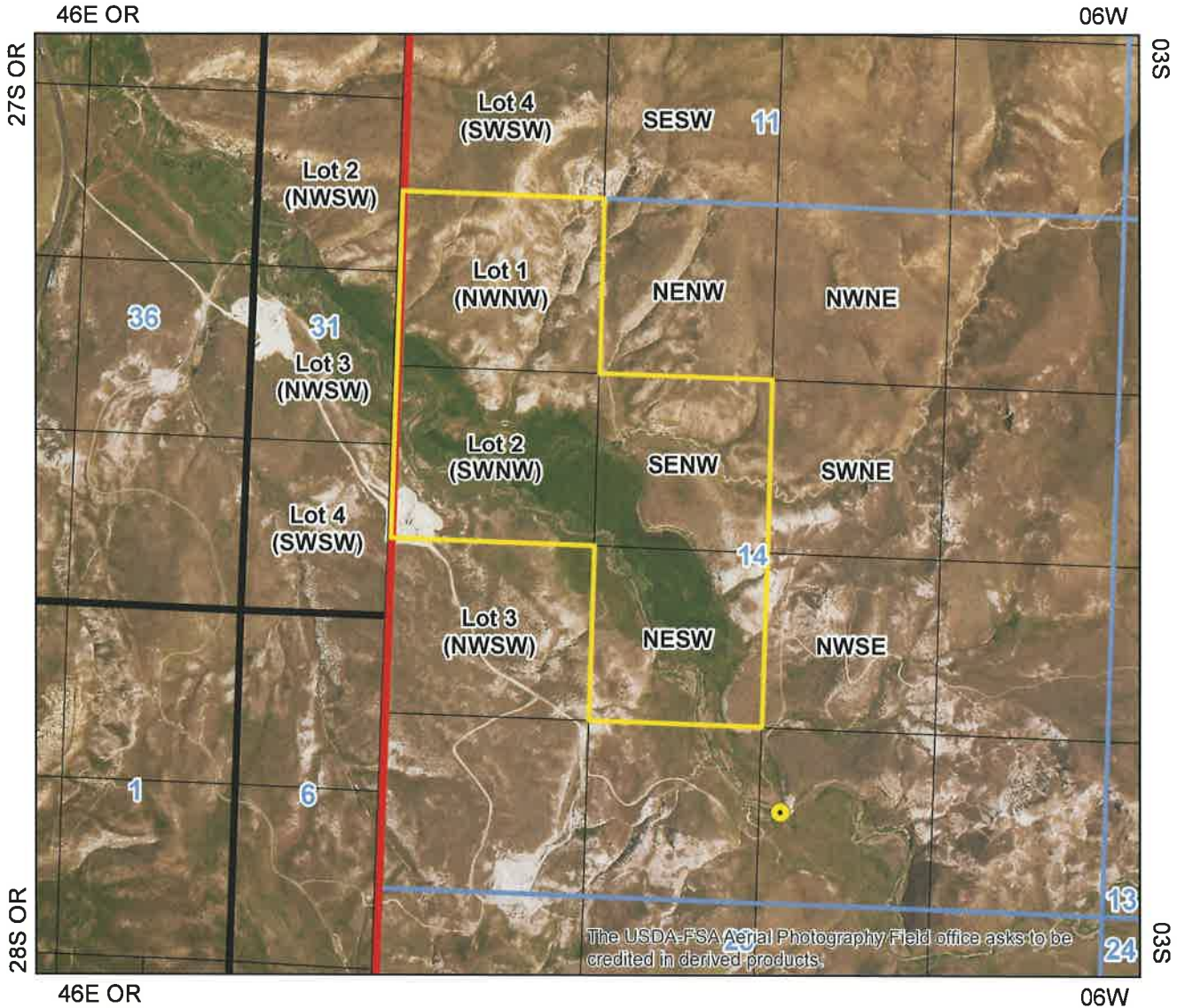
Water Supply Bank:

N/A

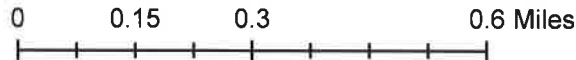
State of Idaho
Department of Water Resources

Attachment to Water Right License

This map depicts the STOCKWATER 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.

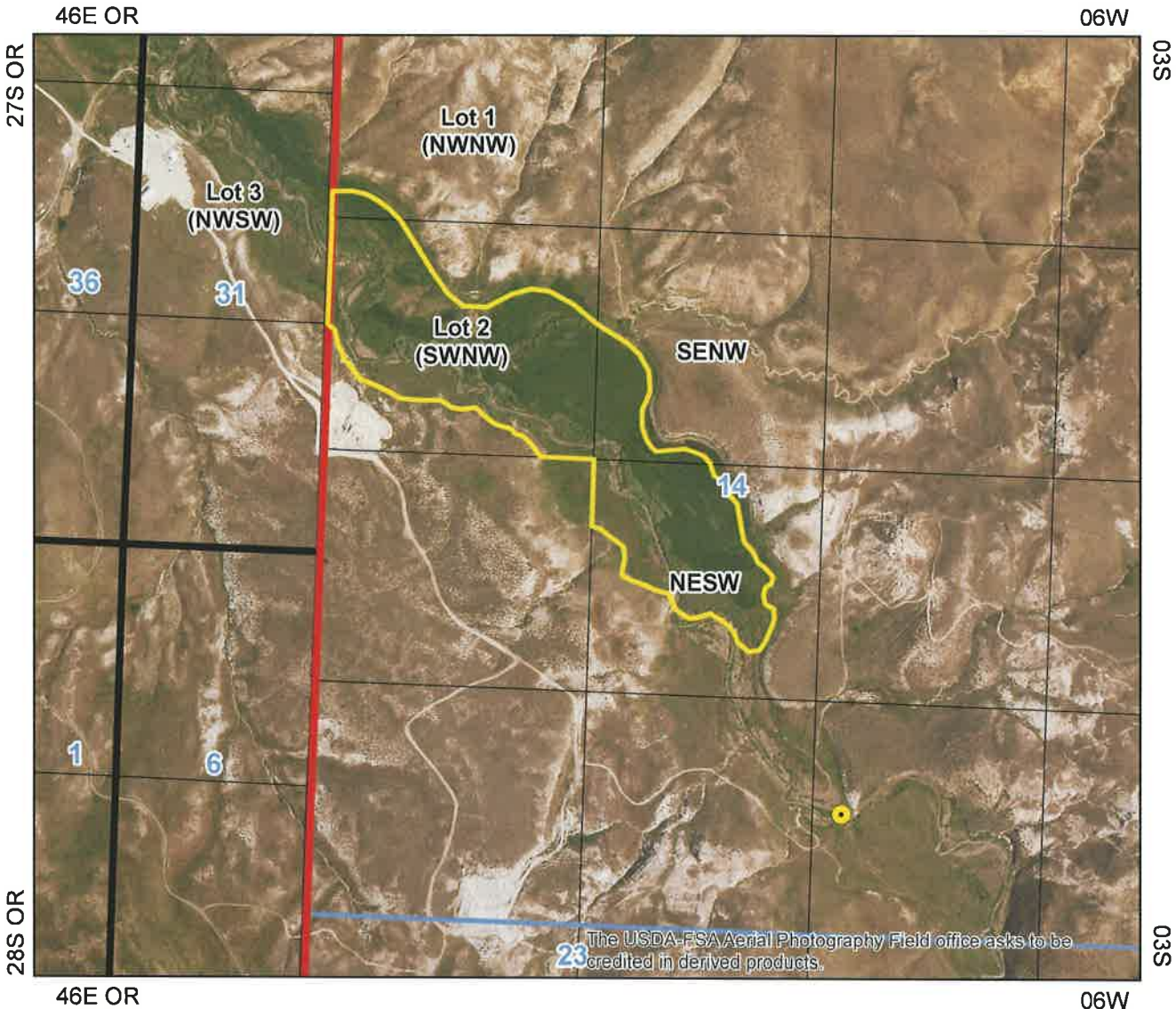


-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters



State of Idaho
Department of Water Resources
Attachment to Water Right License
57-4002

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



IDAHO DEPARTMENT OF WATER RESOURCES

10/13/2021

Proof Report

Water Right 57-11698

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HAWKER RANCHES LLC 752 MAHOGANY GAP RD JORDAN VALLEY, OR 97910-9604

Priority Date: 7/27/2007**Basis:** License**Status:** Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.160 CFS	
	<u>Total Diversion</u>		0.160 CFS	

Source and Point(s) of Diversion

GROUND WATER	SWNE	Sec. 31, Twp 03N, Rge 05W, OWYHEE County
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Place Of Use**IRRIGATION within OWYHEE County**

T03N R05W S31	SWNE	12.0
POU Total Acres:		12.0

Conditions of Approval:

1. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. WB7 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 54.0 af at the field headgate for the place of use.
3. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
4. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. 103 When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/13/2021

conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Attachment to Water Right License
57-11698

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.

05W



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

0 0.035 0.07 0.14 Miles

