

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 17 2018

Department of Water Resources
Eastern 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-2539 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-8735 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Schritter Farm Partnership
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Behrend, Behrend and Knittel Properties, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 815 Aberdeen ID 83210
Mailing address City State ZIP
(208) 221-0342 nbehrend@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: 07/17/2018
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] owner 10/11/18
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] owner 10-11-18
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 10/17/2018 Receipt No. E04464 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 10/24/2018

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

Instrument # 698769
BINGHAM COUNTY, IDAHO
2018-07-18 01:01:11 PM No. of Pages: 4
Recorded for: FIRST AMERICAN TITLE - BLACKFO
PAMELA W. ECKHARDT Fee: \$15.00
Ex-Officio Recorder Deputy DWootton
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **673109-B (vb)**

Date: **June 12, 2018**

For Value Received, **The Lenard A. and Nadine M. Schritter Family Limited Partnership, an Idaho limited partnership**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Behrend, Behrend and Knittel Properties, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **PO Box 815, Aberdeen, ID 83210**, the following described premises, situated in **Power 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.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

E-RECORDED simplifile

ID: 698769

County: BINGHAM

Date: 7-18-18 Time: 1:01pm

Space Above This Line for Recorder's Use Only

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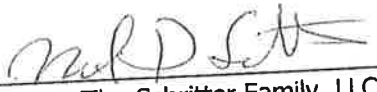
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

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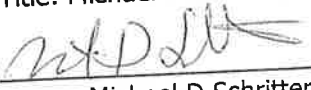
Date: 06/12/2018

Warranty Deed
- continued

The Lenard A. and Nadine M. Schritter Family
Limited Partnership, an Idaho limited partnership

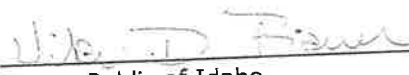
By: 
Name: The Schritter Family, LLC, General
Prtnr

Title: Michael D Schritter, Manager

By: 
Name: Michael D Schritter
Title: General Partner

STATE OF Idaho)
ss.
COUNTY OF Bingham)

On this **06/14/2018**, before me, a Notary Public in and for said State, personally appeared Michael D Schritter, known or identified to me, to be the Manager, of the The Schritter Family, LLC, LLC that executed the instrument or the person who executed the instrument on behalf of said LLC which is the general partner of The Lenard A. and Nadine M. Schritter Family Limited Partnership, a partnership and on behalf of the general parnter subscribed said partnership name to the foregoing instrument, and acknowledged to me that such LLC executed the same in said partnership name.


Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 3/29/20



Date: 06/12/2018

Warranty Deed
- continued

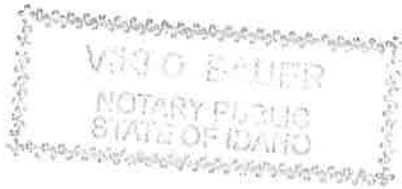
File No.: 673109-B (vb)

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this **Fourteenth day of June, 2018**, before me, a Notary Public in and for said State, personally appeared **Michael D Schritter**, known or identified to me to be one of the partners in the partnership of **The Lenard A. and Nadine M. Schritter Family Limited Partnership**, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.



Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 3/29/20



Date: **06/12/2018**

Warranty Deed
- continued

File No.: **673109-B (vb)**

EXHIBIT A

TOWNSHIP 6 SOUTH, RANGE 30 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 9: SE $\frac{1}{4}$
SECTION 10: SW $\frac{1}{4}$



First American Title Company
168 West Pacific Street/PO Box 868, Blackfoot, Idaho 83221
Phone (208)785-0320 Fax (208)785-6276

Transmittal

Behrend, Behrend and Knittel Properties, LLC
PO Box 815
Aberdeen ID 83210

August 13, 2018
File No.: 673109-B

Attn:

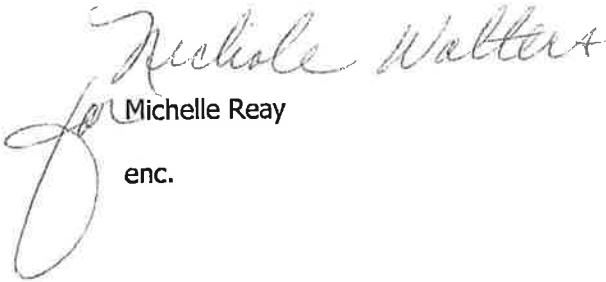
PROPERTY: Bare land, American Falls, ID 83211

ENCLOSED please find the following for your records:

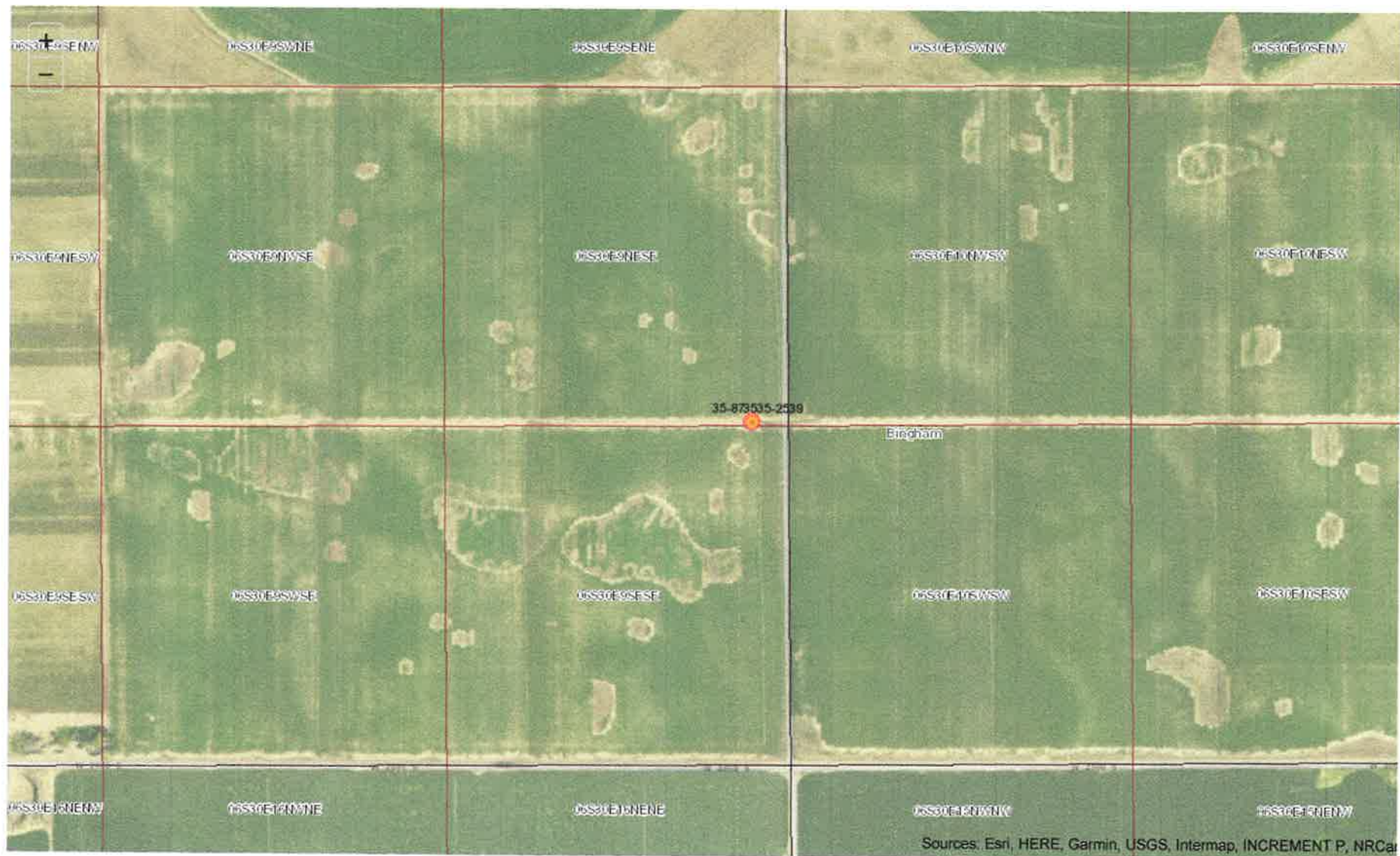
- Policy of Title Insurance (to follow)
- Warranty Deed

Should you have any questions or need further assistance, please contact the undersigned. We appreciate the opportunity to serve you.

Sincerely,


Michelle Reay

enc.



0 130 meters





State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

October 24, 2018

BEHREND BEHREND & KNITTEL PROPERTIES LLC
PO BOX 815
ABERDEEN ID 83210-0815

Re: Change in Ownership for Water Right No(s): 35-2539 & 35-8735

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 (208) 525-7161.

Sincerely,

Jonie Barg
Technical Records Spec I

Enclosure(s)

cc: Water District 120
Aberdeen American Falls Ground Water District