

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 04 2017
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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
78-2002	Yes ☐	Yes ☐		Yes ☐	Yes ☐
78-12313	Yes ☒	Yes ☐		Yes ☐	Yes ☐
not changed-excluded	Yes ☐	Yes ☐		Yes ☐	Yes ☐
in deed	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Browns Industries Inc.
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Ryan S. Schneider
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 990 W. Waterfront Dr. Eureka CA 95501
Mailing address City State ZIP
- Ryan.schneider@yahoo.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: April 28, 2017
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] Title, if applicable: _____ Date: 5/1/17
 Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
 Signature of new owner/claimant

For IDWR Office Use Only:

Received by [Signature] Date 5/4/17 Receipt No. W045242 Receipt Amt. \$125.00
 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 X Approved by _____ Processed by [Signature] Date 9-12-17

Instrument # 130861

COUNCIL, ADAMS, IDAHO

5-1-2017 01:10:07 PM No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

SHERRY WARD

Fee: 13.00

Ex-Officio Recorder Deputy

Index to: DEED

CORPORATE WARRANTY DEED

FOR VALUE RECEIVED, BROWN'S INDUSTRIES, INC., an Idaho corporation as Grantor, does hereby grant, bargain, sell, and convey unto RYAN S. SCHNEIDER, a married man as his sole and separate property, as Grantee, whose current address is 990 W. Waterfront Drive, Eureka, CA 95501, the following described real property situated in Adams County, Idaho, to-wit:

See **EXHIBIT A** attached hereto and incorporated herein by reference.

To have and to hold the said premises, together with improvements and appurtenances unto the said Grantee, his heirs and assigns forever, specifically including Water Right #78-2002, and specifically excluding Water Right #78-12313. And the said Grantor does hereby covenant to and with said Grantee, that it is the owner in fee simple of said premises; that the said premises are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that it will warrant and defend the same from all lawful claims whatsoever.

DATED this 28th day of April 2017.

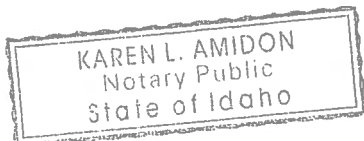
BROWN'S INDUSTRIES, INC.
An Idaho corporation

By: Judd W. DeBoer
Judd W. DeBoer
Title: Chairman

STATE OF IDAHO,)
) ss.
County of Adams)

On this 28th day of April, 2017, before me, a Notary Public in and for said State, personally appeared JUDD W. DeBOER, known or identified to me to be the chairman of BROWN'S INDUSTRIES, INC., an Idaho corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such Corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Karen L. Amidon
NOTARY PUBLIC FOR IDAHO

Residing at:

My Commission Expires:

Cambridge ID
6-26-2021

EXHIBIT 'A'

Township 20 North, Range 1 East, Boise Meridian, Adams County, Idaho

Section 2: SE1/4SW1/4 and the S1/2SE1/4

Section 11: E1/2NE1/4 and the NE1/4SE1/4

And

A parcel of land situate in the NW1/4 of Section 11, Township 20 North, Range 1 East, Boise Meridian, Adams County, Idaho being the NW1/4NW1/4NE1/4NW1/4, that portion of the NE1/4NE1/4NW1/4NW1/4 lying East of U.S. Highway 95, and a portion of the SE1/4NE1/4NW1/4NW1/4, more particularly described as follows:

Commencing at an aluminum cap on a 5/8" rebar marking the West 1/16 corner common to Section 2 and 11, T20NR1EBM, Adams County, Idaho, shown as the Southeast corner of the Muir property, as shown on the official plat of Black Bear Subdivision, recorded as Instr. No. 83419, in the Office of the Recorder of Adams County, Idaho, the REAL POINT OF BEGINNING;

Thence N 89°47'14" E., 330.19 feet along the boundary common to said Sections 2 and 11, to a 5/8" rebar;

Thence S 0°19'00" W., 335.11 feet to a 5/8" rebar;

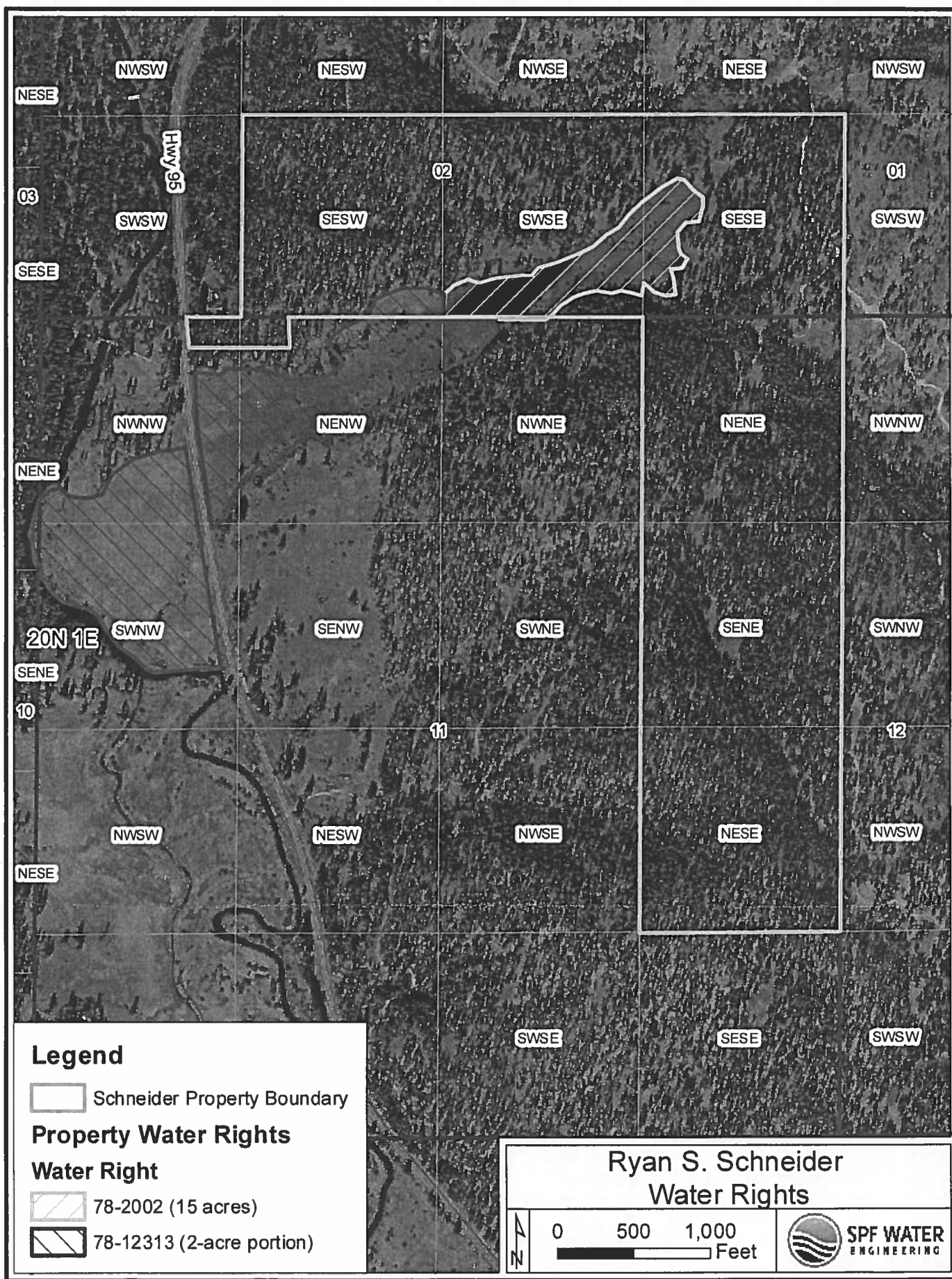
Thence S 89°48'32" W., 330.21 feet to a 5/8" rebar;

Thence S 50°08'03" W., 382.54 feet to a 5/8" rebar on the easterly right-of-way of U.S. Highway 95, as shown on that particular Record of Survey, recorded as Instr. No. 95293, in the Office of the Recorder of Adams County, Idaho;

Thence 276.52 feet along said easterly right-of-way on a non-tangent curve to the right, whose radius is 5,667.38 feet, delta angle is 2°47'44", and whose long chord bears N 3°41'41" W., 276.49 feet to a concrete right-of-way monument at Station 457+66.60, as shown on Sheet 17 of the ROW plans for F.A.P. No. F-FR-3112(45);

Thence N 2°17'49" W., 303.30 feet along said easterly right-of-way to a concrete right-of-way monument on the line common to Sections 2 and 11, T20NR1EBM, Adams County, Idaho;

Thence N 89°47'14" E., 325.46 feet along said section line to the POINT OF BEGINNING.



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/26/2017

WATER RIGHT NO. 78-2002

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BROWNS INDUSTRIES INC 101 S CAPITOL BLVD STE 305 BOISE, ID 83702 (208)342-7883
Original Owner	JOHN F MERRITT MEADOWS, ID

Priority Date: 06/18/1904

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	LITTLE SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.3 CFS	
STOCKWATER	01/01	12/31	0.02 CFS	
Total Diversion			0.3 CFS	

Location of Point(s) of Diversion:

UNNAMED STREAM	SWSE	Sec. 02	Township 20N	Range 01E	ADAMS County
UNNAMED STREAM	SESE	Sec. 02	Township 20N	Range 01E	ADAMS County

STOCKWATER Use:

Number of other uses: 50 range cattle

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADAMS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
20N	01E	2		SWSE	10		SESE	5						

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 15

Conditions of Approval:

- | | |
|--------|---|
| 1. C18 | This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code. |
| 2. C03 | Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. |
| 3. N05 | The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day. |
| 4. N08 | The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use. |

Dates:

Licensed Date:

Decreed Date: 01/22/2009

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

State of Idaho
Department of Water Resources

Water Right 78-2002

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.

01E



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

0 0.05 0.1 0.2 Miles



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/26/2017

WATER RIGHT NO. 78-12313

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BROWNS INDUSTRIES INC 101 S CAPITOL BLVD STE 305 BOISE, ID 83702 (208)342-7883

Priority Date: 04/10/1907
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	LITTLE SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.03 CFS	
STOCKWATER	01/01	12/31	0.02 CFS	
Total Diversion			1.03 CFS	

Location of Point(s) of Diversion:

UNNAMED STREAM	SWSE	Sec. 02	Township 20N	Range 01E	ADAMS County
UNNAMED STREAM	NWNE	Sec. 11	Township 20N	Range 01E	ADAMS County
UNNAMED STREAM	NENW	Sec. 11	Township 20N	Range 01E	ADAMS County
UNNAMED STREAM	NWNW	Sec. 11	Township 20N	Range 01E	ADAMS County

STOCKWATER Use:
Number of other uses: 50 range cattle

Place(s) of use:

Place of Use Legal Description: IRRIGATION ADAMS County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
20N	01E	2		SESW	2									
		10		NENE	0.5									
		11		NWNE	1.8									
				NENW	15		NWNW	13		SWNW	19			

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 51.3

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. B01 Unnamed stream is also known as Merritt Creek.
3. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
4. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

Dates:

Licensed Date:

Decreed Date: 01/23/2009

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

State of Idaho
Department of Water Resources

Water Right
78-12313

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.

01E



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

0 0.1 0.2 0.4 Miles



Water Right Number: 78-12313

Diversion Rate: 1.03 CFS

Reviewer Name: _____ Ig-SPF

Date: 4/26/2017

Split Tree

Schneider

(2.0 ac & 0.04 cfs)

Residual

(49.3 ac & 0.99 cfs)

78-12313

(51.3 ac & 1.03 cfs)

Summary

[illegible]

Split Analysis

Water Right Number: 78-12313

Diversion Rate: 1.03 CFS

Reviewer Name: _____ Ig-SPF

Date: 4/26/2017

Acreage Analysis

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 12, 2017

RYAN SCHNEIDER
990 W WATERFRONT DR
EUREKA CA 95501

Re: Change of Ownership for Water Right Nos: 78-2002 and 78-12313

Dear Water Right Holder:

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water rights to you. The Department has modified its records to reflect this change in ownership for water right 78-2002 and has enclosed a computer-generated report for your records. Ownership for water right 78-12313 was not changed as it is specifically excluded in the deed. I have requested a refund, which will be sent under separate cover to Timberline Title & Escrow.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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.

Also note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within 120 days of the change. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

Thank you for your patience. If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4920.

Sincerely,

A handwritten signature in cursive script that reads 'Debbi Judd'.

Debbi Judd
Technical Records Specialist

Enclosures

c. Timberline Title & Escrow

MEMORANDUM

TO: Sascha Marston
FROM: Debbi Judd
DATE: September 12, 2017
RE: **Refund: Ownership Change**

Please refund \$100.00. Ownership for one of the water rights was not completed.

NAME: TIMBERLINE TITLE & ESCROW

ADDRESS: PO BOX 6
COUNCIL ID 83612

RECEIPT # W045242

Thank you.

Debbi
