

RECEIVED

DEC 29 2016

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTHE VILLAGE CONDOMINIUM
ASSOCIATION, INC.
APPLICATION TO LEASE WATER RIGHT
37-8250
ATTACHMENT 1CDEPARTMENT 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-8250	Yes ☐	Yes ☒		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Village Condominium Greyhawk
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): The Village Condominium Association, Inc.
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 5046 Ketchum ID 83340
Mailing address City State ZIP
208-721-2220 charlie@epartllc.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: September 24, 2010
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] President 12-21-2016
Signature of new owner/claimant Title, if applicable Date
- Signature: _____ Title, if applicable Date

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. NA Receipt Amt. _____

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 [Signature] Date 1-3-17

State of Idaho
Department of Water Resources

Water Right
37-8250

DOMESTIC

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.

17E



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

0 0.035 0.07 0.14 Miles



State of Idaho
Department of Water Resources

Water Right
37-8250

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

0 0.035 0.07 0.14 Miles

THE VILLAGE CONDOMINIUM ASSOCIATION, INC.
APPLICATION TO LEASE WATER RIGHT 37-8250
ATTACHMENT 3



State of Idaho
Department of Water Resources

Water Right
37-8250

RECREATION

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

0 0.035 0.07 0.14 Miles



RECEIVED
OCT 28 1985
Department of Water Resources
Sawtooth Division Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-8250

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Village Condominiums (AKA Greyhawk) Phone (208) 726-8274

Post office address P. O. Box 228, Sun Valley, Idaho 83353

2. Source of water supply Groundwater which is a tributary of N/A

3. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot # 4

Sec. 14 Township 4N Range 17E B.M. Blaine County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .25 for domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 for Irrigation purposes from 5/1 to 10/1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .04 for Recreation purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .25 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well, pump

b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:

_____ to _____ inclusive.

Existing
c. ~~Proposed~~ well diameter is 8 inches; proposed depth of well is 40 feet.

d. Is ground water with a temperature of greater than 90°F being sought? no

7. Time required for the completion of the works and application of the water to the proposed beneficial use is

1 years (minimum 1 year) (existing project completed prior to July 1, 1985)

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8. Description of proposed uses (if irrigation only, go to item 9):

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a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. 30

e. Other; describe fully. 25,000 gallon - swimming pool

9

Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	17E	14						$\frac{1}{4}$ AC											$\frac{1}{4}$ TH ACDE
"	"	"						D											
"	"	"						R											

Total number of acres to be irrigated $\frac{1}{4}$

10. Describe any other water rights used for the same purposes as described above. none

11

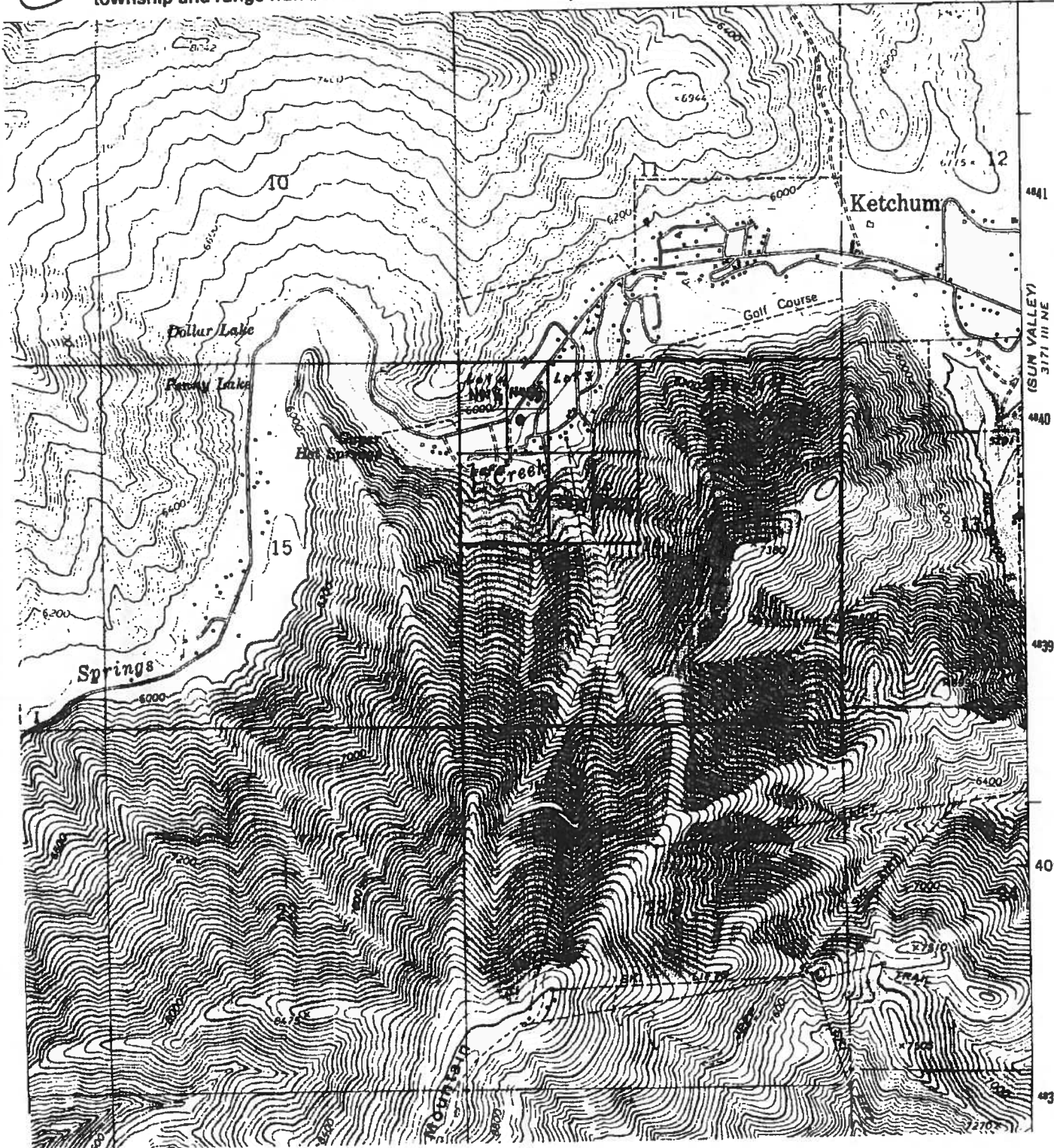
a. Who owns the property at the point of diversion? THE VILLAGE CONDOMINIUM ASSOCIATION

b. Who owns the land to be irrigated or place of use? applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number. • = Location of well, VILLAGE CONDOMINIUMS (Greyhawk)



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

VILLAGE CONDOMINIUMS
AKA Greyhawk Homeowners Association

Barry J. Baker
Barry J. Baker (Applicant)
Authorized Representative

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original received. 7/1/85

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Proposed Priority 7/1/85
Received by marpa Date 10/28/85 Time 8:30 a Preliminary check by A. J.
Fee \$ 45⁰⁰ Received by marpa # 36663 Date 7/1/85
Publication prepared by marpa Date 10/29/85 Published in Wood River Journal
Publication approved mazy 2. Date 11/18/85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-8250, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 87.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: Use of water under this permit is subject to control by the watermaster of State Water District No. 37, Big Wood River.

Witness my hand this 30th day of December, 1985.

A. Glen Saylor
Chief, Operations Bureau

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08250

Priority: July 1, 1985 Amount: 0.05 CFS 10.3 AFA

This is to certify, that **VILLAGE CONDOMINIUMS
AKA GREYHAWK**

P.O. BOX 228

SUN VALLEY, ID 83353

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated July 1, 1985, and has submitted proof to the Department of Water Resources on January 28, 1986, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .050 cfs of water from a **GROUNDWATER** source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	05/01 to 10/01	0.02 CFS	0.9 AFA
DOMESTIC	01/01 to 12/31	0.05 CFS	9.1 AFA
RECREATION	01/01 to 12/31	0.04 CFS	0.3 AFA
Totals		0.05 CFS	10.3 AFA

LOCATION OF POINT OF DIVERSION(S): LOT 4(SENWNW), Sec. 14, Township 04N, Range 17E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	17E	14	NNW	0.3		0.3
Total number of acres irrigated:						0.3

PLACE OF USE: DOMESTIC, same as IRRIGATION use

PLACE OF USE: RECREATION, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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MAR 02 1989

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 37-08250

CONDITIONS/REMARKS:

This license is issued pursuant to the provisions of Section 42-219, Idaho Code,
Witness the seal and signature of the Director, affixed at Boise, this 17th
day of FEBRUARY, 1987.

Acting for the Director



MICROFILMED

MAR 02 1989

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 37-08250

NAME AND ADDRESS: VILLAGE CONDOMINIUMS GREYHAWK
 PO BOX 2192
 SUN VALLEY, ID 83353

SOURCE: GROUND WATER

QUANTITY: 0.05 CFS
 10.30 APY

PRIORITY DATE: 07/01/1985

POINT OF DIVERSION: T04N R17E S14 LOT 4 (SENWNN) Within Blaine County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	05-01 TO 10-01	0.02 CFS
			0.90 APY
	Domestic	01-01 TO 12-31	0.05 CFS
			9.10 APY
	Recreation	01-01 TO 12-31	0.04 CFS
			0.30 APY

The use of water for irrigation under this right may begin as early as April 15 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before May 1 and after October 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

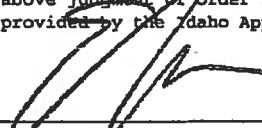
PLACE OF USE:	Irrigation		Within Blaine County
	T04N R17E S14	NWNN 0.3	
	0.3 Acres Total		
	Domestic		Within Blaine County
	T04N R17E S14 LOT 4	(NWNN)	
	Recreation		Within Blaine County
	T04N R17E S14	NWNN	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

CANCELLATION OR AMENDMENT OF CERTIFICATE OF ASSUMED BUSINESS NAME

(Please type or print legibly. Instructions are included on the back of the application.)

FILED EFFECTIVE

OCT 24 AM 10: 09

SECRETARY OF STATE
STATE OF IDAHO

To the SECRETARY OF STATE, STATE OF IDAHO

Pursuant to Section 53-507 and 53-508, Idaho Code, the undersigned gives notice of the action(s) indicated below:

1. The assumed business name is VILLAGE AT GREYHAWK CONDOMINIUMS
2. The assumed business name was filed with the Secretary of State's Office on 04/27/2009 as file number D130237
3. ☐ Cancellation. The persons who filed the certificate no longer claim an interest in the above assumed business name and cancel the certificate in its entirety.
4. ☐ The assumed business name is amended to: _____
5. ☒ The true names and business addresses of the entity or individuals doing business under the assumed business name are amended as follow:

Add:	Delete:	Name:	Address:
☐	☒	<u>JOHN WELLS</u>	<u>P.O. BOX 823 KETCHUM, ID 83340</u>
☐	☒	<u>DONALD SMIEGIEL</u>	<u>7029 PINEHAVEN RD, OAKLAND, CA 94611</u>
☒	☐	<u>THE VILLAGE CONDOMINIUM</u> <u>(C189528) Association Inc.</u>	<u>P.O. BOX 659 SUN VALLEY, ID 83340</u>

6. ☐ The type of business is amended to read:

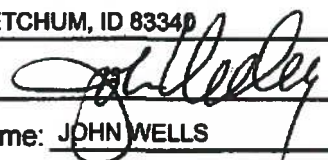
☐ Retail Trade	☐ Manufacturing	☐ Transportation and Public Utilities
☐ Wholesale Trade	☐ Agriculture	☐ Finance, Insurance, and Real Estate
☐ Services	☐ Construction	☐ Mining
7. ☐ The name and address to which future correspondence should be addressed is changed to read: _____

8. Name and address for this acknowledgment copy is:

D.L. EVANS BANK

P.O. BOX 9120

KETCHUM, ID 83340

Signature: 

Printed Name: JOHN WELLS

Capacity: MANAGER

Signature: _____

Printed Name: _____

Capacity: _____

Secretary of State use only

IDAHO SECRETARY OF STATE
10/24/2011 05:00
CK: 91582695 CT: 229003 IN: 1295428
1 @ 10.00 = 10.00 ASSUM AMEN # 2

D130237

No. C 189528		Due no later than Dec 31, 2016 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailing Address: Correct in this box if needed. VILLAGE CONDOMINIUM ASSOCIATION INC. (THE) CHARLES DONALDSON PO BOX 5046 KETCHUM ID 83340		CHARLIE DONALDSON 640 2ND AVE S KETCHUM ID 83340			
				3. <u>New</u> Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).							
Office Held	Name	Street or PO Address	City	State	Country	Postal Code	
PRESIDENT	DONALD SMIEGIEL	7029 PINE HAVEN ROAD	OAKLAND	CA	USA	94611	
VICE PRESIDENT	MIKE HAWKEY	14 SOUTHERLAND RD	SAVANNAH	GA	USA	31411	
TREASURER	TOM FENZ	PO BOX 1368	SUN VALLEY	ID	USA	83353	
DIRECTOR	VIRGINIA THOMAS	1108 39TH AVE EAST	SEATTLE	WA	USA	98112-4402	
SECRETARY	KONRAD URI	6535 SEAVIEW AVE NW APT 508-B	SEATTLE	WA	USA	98117-4402	
5. Organized Under the Laws of:		6. Annual Report must be signed.*					
ID C 189528		Signature: Charlie Donaldson			Date: 10/31/2016		
		Name (type or print): Charlie Donaldson			Title: Manager		
Processed 10/31/2016		* Electronically provided signatures are accepted as original signatures.					



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

January 3, 2017

THE VILLIAGE CONDOMINIUM ASSN INC
PO BOX 5046
KETCHUM ID 83340

Re: Change of Ownership for Water Right/Permit No(s): 37-8250

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect this change in ownership and has enclosed a computer-generated report for your records.

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 § 42-222 and §42-223, Idaho Code.

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. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jean Hersley'.

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Speck & Aanestad Law