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AUG 05 2015
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT 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?
~~61-293B~~	Yes ☐	Yes ☐		Yes ☐	Yes ☐
↑	Yes ☐	Yes ☐		Yes ☐	Yes ☐
61-2193B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
CS	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: MELVIN KLEINSCHMIT Successor to PLAZA VERDE INVESTMENT
Name of current water right holder/claimant IN INTEREST
3. New Owner(s)/Claimant(s): NORTHWEST FARM CREDIT SERVICES FLCA
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- Mailing address PO BOX 2515 City SPOKANE State WA ZIP 99220
1700 SOUTH ASSEMBLY City SPOKANE State WA ZIP 99220
Telephone 509-340-5300 Email NORTHWESTFCS@ACCOUNTLIST.COM

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: JULY 25, 2012

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):
- ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ 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: Authorized Agent Date: JULY 29, 2015
 Signature: _____ Title, if applicable: _____ Date: _____
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by CS Date 8/5/15 Receipt No. W043380 Receipt Amt. \$25⁰⁰
 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 CS Processed by CS Date 8/19/15

Kleinschmidt

TRUSTEE'S DEED

SHEILA R. SCHWAGER, a member of the Idaho State Bar (herein called "Trustee"), as Successor Trustee under the Deed of Trust hereinafter described, does hereby BARGAIN, SELL AND CONVEY, WITHOUT WARRANTY to NORTHWEST FARM CREDIT SERVICES, FLCA (the "Grantee"), whose current address is 16034 Equine Drive, Nampa, Idaho 83687, the "Property" as defined in the Deed of Trust, including but not limited to the real property situated in the County of Elmore, State of Idaho, and more particularly described as follows:

A tract of land situated in the North West 1/4 of the North West 1/4 of Section 11, Township 4 South, Range 5 East, Boise Meridian, Elmore County, Idaho more particularly described as follows:

Commencing at the North West corner of Said Section 11, which is a set stone and the REAL POINT OF BEGINNING; thence

South 89°33'38" East along the North line of said Section 11, 1,321.81 feet to a point which is a steel pin and the 1/16th corner; thence

South 0°07'00" East along the 1/16th line 325.18 feet to a steel pin; thence

South 87°06'42" West along the fence line 1323.26 feet to a steel pin set on the West section line of said Section 11; thence

North 0°07'18" West along the section line 402.00 feet to the set stone which is the North West corner of Section 11 and the REAL POINT OF BEGINNING.

SUBJECT to the Idaho State Highway Right of Way State Highway 67 crossing the North West corner of the property, the center of which is described as follows:

Commencing 222.72 feet South of the North West corner of above Section 11 which is Station 158+84.38 on the center line of State Highway 67 as shown on State Highway plans; thence

North 66°38'57" East along the center line of the highway 552.10 feet to Station 164+36.48 which is the intersecting point on the North Section line of said Section 11.

Including all rents, issues, profits, buildings and improvements thereon and all tenements, hereditaments, rights, privileges, easements, rights of way and appurtenances (including without limitation private roads, grazing privileges, water rights, ditches and conduits and rights of way therefor, all plumbing, lighting, heating, cooling, ventilating, elevating, and irrigating apparatus and other equipment and fixtures, belonging to or used in connection therewith.

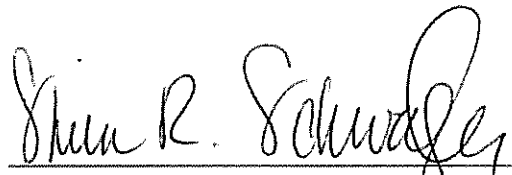
This conveyance is made pursuant to the powers conferred upon the Trustee by that certain Deed of Trust by and between Melvin A. Kleinschmit, same person as Mel Kleinschmit, a married person dealing in his separate property; and The Kleinschmit Family Trust, under Trust Agreement dated 2/2/05, as Grantor, to Guaranty Title Inc., a corporation, as Trustee, for the benefit and security of Northwest Farm Credit Services, FLCA, a corporation organized under the Farm Credit Act of 1971, as amended, as Beneficiary, dated August 17, 2007, recorded on August 23, 2007, as Instrument No. 390538, records of Elmore County, Idaho ("**Deed of Trust**"), and after the fulfillment of the conditions specified in the Deed of Trust authorizing this conveyance as follows:

- (a) Defaults occurred in the obligations for which the Deed of Trust was given as security and the Beneficiary made demand upon the Trustee to sell the Property pursuant to the terms of the Deed of Trust. Notice of Default was recorded on March 7, 2012, as Instrument No. 426148, records of Elmore County, Idaho, the nature of such defaults being as set forth in the Notice of Default. Said defaults still existed at the time of sale.
- (b) After recordation of the Notice of Default, Trustee gave notice of the time and place of the sale of the Property by certified mail to all interested persons at their last known addresses, and by posting upon the Property, and by publishing in a newspaper of general circulation in Elmore County, Idaho, as more fully appears in the Affidavit of Service by Mail recorded June 21, 2012, as Instrument No. 428567, Affidavit of Posting, recorded June 21, 2012, as Instrument No. 428568, and Affidavit of Publication, recorded June 21, 2012, as Instrument No. 42569, all records of Elmore County, Idaho (the "**Affidavits**"), which recordation occurred more than

twenty (20) days prior to the date of said sale. The Affidavits are incorporated herein by reference.

- (c) The provisions, recitals and contents of the Notice of Default referred to in Paragraph (a), *supra*, and the Affidavits referred to in Paragraph (b), *supra*, shall be and they are hereby incorporated herein and made an integral part hereof for all purposes as though set forth herein at length.
- (d) All requirements of law regarding the mailing, personal service, posting, publication and recording of the Notice of Default, the Notice of Trustee's Sale and of all other notices have been complied with.
- (e) Not less than 120 days elapsed between the giving of Notice of Trustee's Sale by registered or certified mail and the original sale date of the Property, and the sale of the Property.
- (f) Trustee, on July 24, 2012, at 2:00 p.m., the date, time and place of sale fixed by said Notice of Trustee's Sale, at public auction, in one parcel, struck off the Property to Grantee, being the highest bidder therefor, for the sum of \$46,000.00. No person or corporation offered to take any part of the Property less than the whole thereof for the amount of principal, interest, advances and costs.

IN WITNESS WHEREOF, the Trustee has duly executed this instrument this 25th day of July, 2012.

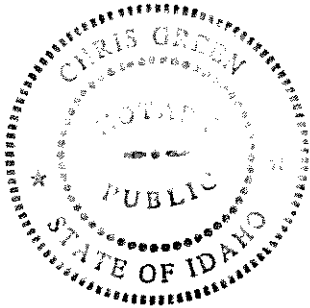


Sheila R. Schwager, Successor Trustee

STATE OF IDAHO)
) ss.
County of Ada)

On this 25th day of July, 2012, before me, Chris Green, a Notary Public in and for said State, personally appeared SHEILA R. SCHWAGER, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she 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.



Chris Green
Notary Public for Idaho
Residing at Boise, ID
My commission expires 3/20/18

State of Idaho
Department of Water Resources

Water Right 61-2193B

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.



0 0.15 0.3 0.6 Miles

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



Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

7/24/2015

WATER RIGHT NO. 61-2193B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PLAZA VERDE INVESTMENTS LLC 4755 ROCKVALE DR LAS VEGAS, NV 89103
Original Owner	GEORGE A GAILEY 12410 AIR BASE RD MOUNTAIN HOME, ID 83647 (208)832-7628

Priority Date: 06/17/1966

Basis: Decreed

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	4/01	10/31	0.18 CFS	36 AFA
Total Diversion			0.18 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWNW	Sec. 11	Township 04S	Range 05E	ELMORE County
GROUND WATER	SWSW	Sec. 11	Township 04S	Range 05E	ELMORE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION ELMORE 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>
04S	05E	11		NWNW	9									

Total Acres: 9

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. RIGHT NO. 61-02196B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
3. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 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.
4. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Dates:

Licensed Date:

Decreed Date: 10/26/2000

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: S

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:

Cary Act Number:

Mitigation Plan: False



Northwest
FARM CREDIT SERVICES

700 River Dr S
Great Falls, MT 59405-1810
Voice: 406.268.2200 Toll Free: 800.769.5609 Fax: 406.268.2204

July 29, 2015

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AUG 05 2015

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082

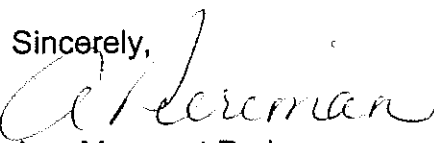
WATER RESOURCES
WESTERN REGION

RE: Notice of Change in Water Right

Attached is the documentation necessary to change the water right ownership from Melvin Kleinschmit to Northwest Farm Credit Services, FLCA.

If you have any questions, please feel free to contact our office at 800-769-5609 or send necessary correspondence to:

Northwest Farm Credit Services
Brent Underdahl
700 River Drive South
Great Falls, MT 59405

Sincerely,

Ann-Margaret Periman
Financial Specialist

enclosures

This institution is an equal opportunity provider and employer



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 19, 2015

NORTHWEST FARM CREDIT SERVICES FLCA
700 RIVER DRIVE SOUTH
GREAT FALLS MT 59405

RE: Notice of Ownership Change in Water Right No. 61-2193B

Dear Applicants,

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right to you. The Department has modified its records to reflect the 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 Sections 42-222 and 42-223, Idaho Code.

Please 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.

If you have any questions concerning the enclosed information, please feel free to contact this office at 208-334-2190.

Sincerely,

Chad Jones
Office Specialist II
Western Regional Office

Enclosures