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Documents
In File

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
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<u>31-7055</u>					
<u>31-10493</u>	<u>DECREE D/S</u>				

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Department of Water Resources

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Jay H. Schwendig, W. Lee Schwendig
C+S Ranching

4. New Owner/Claimant(s)

Green Desert LLC

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 67

City, State and ZIP Code

Montevideo, ID 83435

New Telephone Number

208) 657-2304

5. Date you acquired the property

Jan 3, 2000

FAX

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657-2344

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6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Green Desert LLC
by M. F. Sullivan, Mgr.

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____

Date _____

Fee \$ 25.00

Receipted by CK

Date 2-27-01

Receipt No. ED24502

Processed by _____

AJ Date _____

WR _____

Date _____

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WARRANTY DEED

Order No.: 3069910032

FOR VALUE RECEIVED

C & S RANCHING, INC. as to Tract I; WARREN LEE SCHWENDIG also known as LEE SCHWENDIG as to Tract II; JAY A. SCHWENDIG, who acquired title as WARREN JAY SCHWENDIG and VIRGINIA SCHWENDIG, Husband and Wife, as to Tract III; LEE CLARE SCHWENDIG, a widow, as to Tract IV; and JAY A. SCHWENDIG and VIRGINIA SCHWENDIG, Husband and Wife, as to Tract V

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

THE GREEN DESERT, LLC

whose current address is

P.O. BOX 155, DUBOIS, IDAHO 83423

the grantee(s), the following described premises, in Jefferson County, Idaho, TO WIT:

TRACT I: TOWNSHIP 7 NORTH, RANGE 33 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.
SECTION 15: SW $\frac{1}{4}$ 31-07055

TRACT II: TOWNSHIP 7 NORTH, RANGE 33 EAST OF THE BOISE MERIDIAN, JEFERSON COUNTY, IDAHO.
SECTION 22: NW $\frac{1}{4}$ 31-7055

TRACT III: TOWNSHIP 7 NORTH, RANGE 33 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.
SECTION: 22: SW $\frac{1}{4}$ J

TRACT IV: TOWNSHIP 7 NORTH, RANGE 33 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.
SECTION 22: SE $\frac{1}{4}$ J
SECTION 27: NE $\frac{1}{4}$
NW $\frac{1}{4}$

TRACT V: TOWNSHIP 7 NORTH, RANGE 33 EAST OF THE BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.
SECTION 27: W $\frac{1}{2}$ SE $\frac{1}{4}$
W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$
NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$
SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$

EXCEPTING THEREFROM: BEGINNING AT THE SE CORNER OF SAID SECTION 27, RUNNING THENCE WEST 628 FEET; THENCE NORTH 273 FEET; THENCE EAST 628 FEET; THENCE SOUTH 273 FEET TO THE POINT OF BEGINNING.

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(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: January 3, 2000

Warren Lee Schwendig
Warren Lee Schwendig aka Lee Schwendig

Virginia Schwendig
Virginia Schwendig

Jay A. Schwendig
Jay A. Schwendig

Lee Clare Schwendig
Lee Clare Schwendig

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ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

FILED

DEC-9 PM 2:17

STATE OF IDAHO

- The name of the limited liability company is: The Green Desert, LLC
- The address of the initial registered office is: P.O. Box 155, Dubois, ID 83423
and the name of the initial registered agent at that address is: M. Frank Sullivan
- The mailing address for future correspondence: P.O. Box 155, Dubois, ID 83423
- Management of the limited liability company will be vested in:
Manager(s) ☒ or Member(s) ☐ . (please check the appropriate box)
- If management is to be vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is to be vested in the members, list the name(s) and address(es) of at least one initial member.

Name

Address

M. Frank Sullivan

P.O. Box 155, Dubois, ID 83423

- Signature of at least one person responsible for forming the limited liability company:

M. Frank Sullivan

Secretary of State use only
IDAHO SECRETARY OF STATE

12/09/1999 09:00
CK: 13851 CT: 123899 RH: 272308

1 @ 100.00 = 100.00 ORGAN LLC # 2

W10409

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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)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 31-10493

6-1A

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JUN 23 1998

Department of Water Resources
Adjudication Bureau

NAME AND ADDRESS: JAY A SCHWENDIG
VIRGINIA SCHWENDIG
1997 N 700 E
MONTEVIEW, ID 83435

SOURCE: GROUNDWATER
QUANTITY: 0.12 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/15/1974

POINT OF DIVERSION: T07N R33E S27 NENENE Within Jefferson County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.08 CFS

PLACE OF USE:	Stockwater		Within Jefferson County
	T07N R33E S27	NENE	
	Domestic		Within Jefferson County
	T07N R33E S27	NENE	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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.


Daniel C. Huributt, JR.
Presiding Judge
Snake River Basin Adjudication

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

July 25, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

GREEN DESERT LLC
PO BOX 67
MONTEVIEW ID 83435

RE: Change of Ownership for Water Right 31-10493

Dear Water Right Holder(s):

The department acknowledges 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.

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.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

for 
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosure

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