

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 20 2023

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?
2-7178A <i>not updated</i>	Yes ☐	Yes ☐	2-7179	Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Brent Merritt
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Sevy Dairy INC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 7808 Sommercamp Rd Givens Hot Springs ID 83641
Mailing address City State ZIP
- 208-896-4691 _____
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: 12-31-2020
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: *Sarah Sevy* *Secretary* *7-5-2023*
 Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by *Jah* Date *7-20-23* Receipt No. *C116765* Receipt Amt. *\$50.00*

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 _____ Approved by _____ Processed by *Jah* Date *8-10-23*

Instrument # 305999
MURPHY, OWYHEE, IDAHO
2020-12-31 10:56:13 No. of Pages: 3
Recorded for: ALLIANCE TITLE - BOISE PRODUCTION CENT
ANGELA BARKELL Fee: \$15.00
Ex-Officio Recorder Deputy: map
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.



Order Number: 20377379

Warranty Deed

For value received,

Brent Edward Merritt and Lisa Diane Merritt as Trustees of The Merritt Family Trust dated January 7, 2015

the grantor, does hereby grant, bargain, sell, and convey unto

Sevy Dairy, Inc.

whose current address is 7808 Sommercamp Rd Melba, ID 83641

the grantee, the following described premises, in Owyhee County, Idaho, to wit:

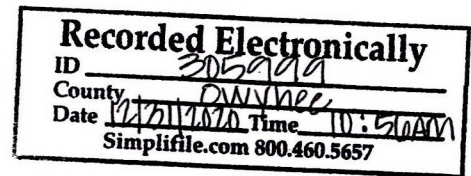
See attached EXHIBIT "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Order Number: 20377379

Warranty Deed - Page 1 of 2
305999



Order Number: 20377379

Warranty Deed

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Sevy Dairy, Inc.

whose current address is 7808 Sommercamp Rd Melba, ID 83641

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See attached EXHIBIT "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Dated: December 23, 2020

The Merritt Family Trust

by Brent Edward Merritt
Brent Edward Merritt, Trustee

by Lisa Diane Merritt
Lisa Diane Merritt, Trustee

State of Idaho, County of Canyon, ss.

On this 24th day of Dec in the year of 2021, before me, the undersigned, a notary public in and for said state personally appeared Brent Edward Merritt and Lisa Diane Merritt, known or identified to me to be the persons whose names are subscribed to the within instrument, as trustees of The Merritt Family Trust dated January 7, 2015 and acknowledged to me that they executed the same as trustees.

[Signature]
Notary Public

Residing In:

My Commission Expires:
(seal)

Residing in Wilder, Idaho
Commission Expires: 04/01/2025

JILL FAIRWELL
COMMISSION 368140
NOTARY PUBLIC
STATE OF IDAHO

File No. 504543

Exhibit 'A'

In Township 1 North, Range 3 West, Boise Meridian, Owyhee County, Idaho.

Section 18: Lot 2 (Southwest Quarter Northwest Quarter), Lot 3 (Northwest Quarter Southwest Quarter),
East half Southwest Quarter

Instrument # 306000
MURPHY, OWYHEE, IDAHO
2020-12-31 10:56:34 No. of Pages: 3
Recorded for: ALLIANCE TITLE - BOISE PRODUCTION CEN
ANGELA BARKELL Fee: \$15.00
Ex-Officio Recorder Deputy: map
Index To: DEED WARRANTY
Electronically Recorded by Simplifile

ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.



Order Number: 20377352

Warranty Deed

For value received,

Brent Edward Merritt and Lisa Diane Merritt as Trustees of The Merritt Family Trust dated January 7, 2015

the grantor, does hereby grant, bargain, sell, and convey unto

Sevy Dairy, Inc.

whose current address is 7808 Sommercamp Rd Melba, ID 83641

the grantee, the following described premises, in Owyhee County, Idaho, to wit:

See attached EXHIBIT "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

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Order Number: 20377352

Warranty Deed - Page 1 of 2
306000

Recorded Electronically	
ID	306000
County	Owyhee
Date	12/31/2020
Time	10:50AM
Simplifile.com 800.460.5657	



TitleOne
a title & escrow co.

Order Number: 20377352

Warranty Deed

For value received,

Brent Edward Merritt and Lisa Diane Merritt as Trustees of The Merritt Family Trust dated January 7, 2015

the grantor, does hereby grant, bargain, sell, and convey unto

Sevy Dairy, Inc.

whose current address is 7808 Sommercamp Rd Melba, ID 83641

the grantee, the following described premises, in Owyhee County, Idaho, to wit:

See attached EXHIBIT "A"

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of page intentionally left blank.

Dated: December 23, 2020

Brent Edward Merritt and Lisa Diane Merritt as Trustees of The Merritt Family Trust dated January 7, 2015

BY Brent Edward Merritt
Brent Edward Merritt, Trustee

BY Lisa Diane Merritt
Lisa Diane Merritt, Trustee

State of Idaho, County of Caldwell, ss.

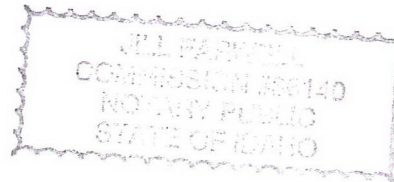
On this 24th day of Dec in the year of 2020, before me, the undersigned, a notary public in and for said state personally appeared Brent Edward Merritt and Lisa Diane Merritt, known or identified to me to be the persons whoses names are subscribed to the within instrument, as trustee of The Merritt Family Trust dated January 7, 2015 and acknowledged to me that he/she executed the same as trustee.

[Signature]
Notary Public

Residing In:

My Commission Expires:
(seal)

Residing in Wilder, Idaho
Commission Expires: 04/01/2025



File No. 504529

Exhibit 'A'

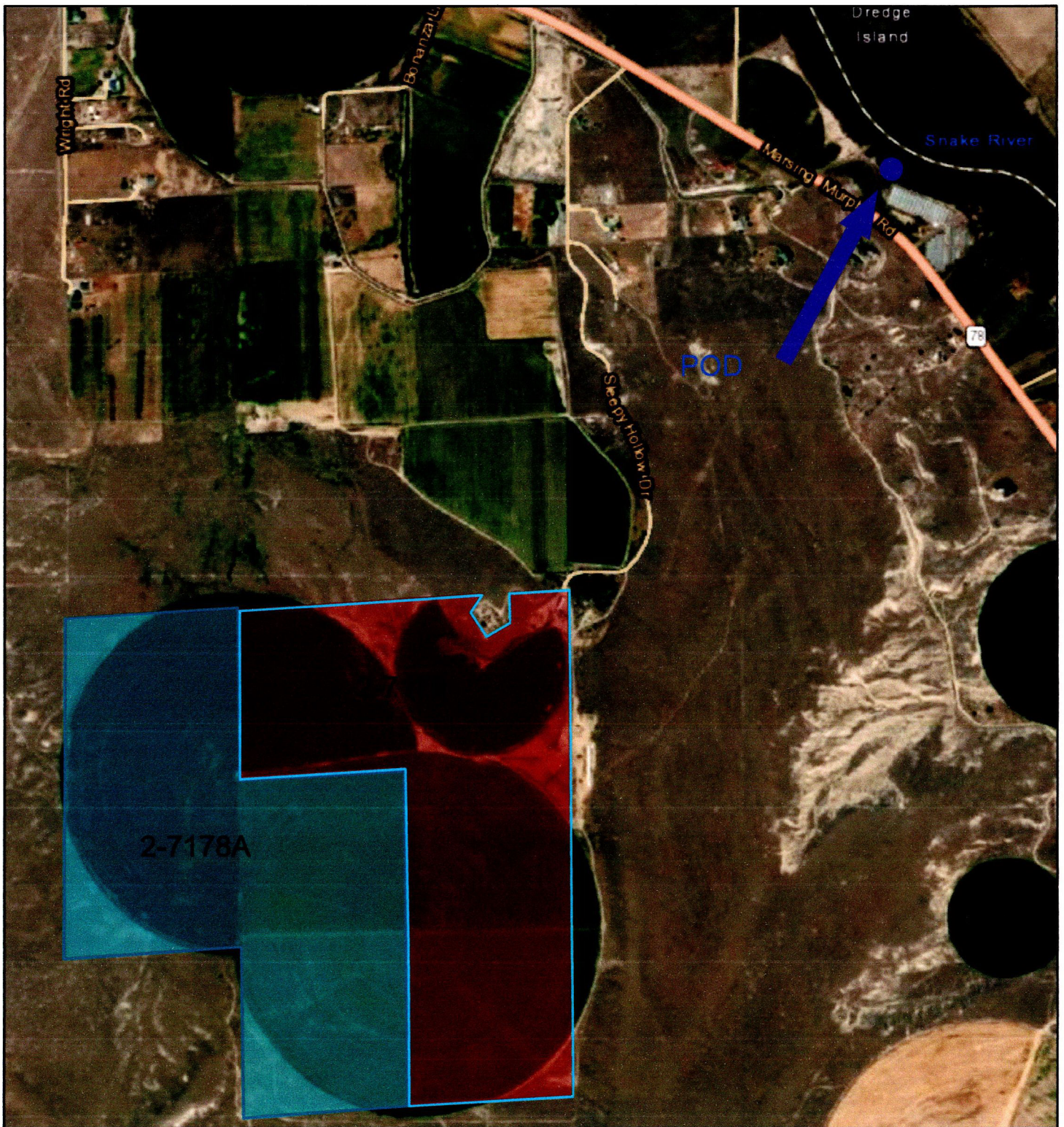
In Township 1 North, Range 3 West, Boise Meridian, Owyhee County, Idaho.

Section 18: Southeast Quarter Northwest Quarter; West-Half Southeast Quarter, Southwest Quarter Northeast Quarter LESS the following parcel of land:

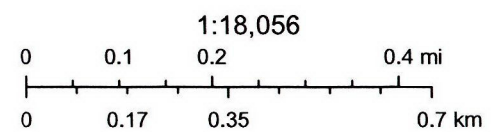
A portion of the Southwest Quarter of the Northeast Quarter of Section 18, Township 1 North, Range 3 West of the Boise Meridian, Owyhee County, Idaho, more particularly described as follows:

COMMENCING at the Northwest corner of the said Southwest Quarter of the Northeast Quarter;
thence South $89^{\circ}56'$ East along the North boundary of the said Southwest Quarter of the Northeast Quarter, a distance of 370.0 feet to the TRUE POINT OF BEGINNING;
thence continuing South $89^{\circ}56'$ East along the North boundary of the said Southwest Quarter of the Northeast Quarter, a distance of 912 feet;
thence South $00^{\circ}00'$ East a distance of 1428.52 feet;
thence North $89^{\circ}56'$ West along a line parallel to the aforesaid North boundary a distance of 634.07 feet to an iron pin, being the South corner of that certain tract described in Warranty Deed recorded December 6, 1991 as Instrument No. 206426, records of Owyhee County, Idaho;
thence North $32^{\circ}57'$ West a distance of 511.0 feet to the TRUE POINT OF BEGINNING.

Wr # 2-7178A and 2-7179



2/1/2021, 2:25:50 PM



State of Oregon, State of Oregon GEO, Esri, HERE, Garmin, iPC, USDA FSA, GeoEye, Maxar, State of Oregon GEO, Esri, HERE, iPC

8/4/2020
IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report
WATER RIGHT NO. 2-7178A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BRENT MERRITT
Current Owner	LISA MERRITT RT 1 BOX 186 MARSING, ID 83639 2088964256
Original Owner	MICHAEL C YOUNG , ID
Original Owner	FRANKIE K GNEITING STAR RT 106-D MELBA, ID 83641
Original Owner	CHARLES C YOUNG STAR RT BOX 107 MELBA, ID 83641 2088964425
Original Owner	SANDY LANDON 3303 E 200 N RIGBY, ID 83442 2087544576
Original Owner	RICHARD A LANDON 3393 E 200 N RIGBY, ID 83442 2087544576
Original Owner	TERRI LEA ROWE PO BOX 862 SPARKS, NV 89432

Priority Date: 11/18/1974
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
SNAKE RIVER	COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
-----------------------	-------------	-----------	-----------------------	---------------

IRRIGATION 03/15 11/15 3.2 CFS 800 AFA
Total Diversion 3.2 CFS 800 AFA
Location of Point(s) of Diversion:

SNAKE RIVER NWSW Lt 3 Sec. 08 Township 01N Range 03W OWYHEE County
Place(s) of use:
Place of Use Legal Description: IRRIGATION OWYHEE 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>
01N	03W	18	2	SWNW 40										
				NESW 40		3	NWSW 40			SESW 40				

Total Acres: 160

Conditions of Approval:

1. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. X35 Rights 2-7177, 2-7179 and 2-7178A when combined shall not exceed a total diversion rate of 7.40 cfs.
3. 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.
4. X36 Rights 2-7177 and 2-7179 are also diverted through the point of diversion described above.

Dates:

Licensed Date:
Decreed Date: 06/15/2009
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: S
Owner Name Connector: OR
Water District Number: NWD
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Combined Acres Limit:
Combined Volume Limit:
Combined Rate Limit: 7.4
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

8/4/2020
IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report
WATER RIGHT NO. 2-7179

Owner Type Name and Address

Current Owner BRENT MERRITT

Current Owner LISA MERRITT
RT 1 BOX 186
MARSING, ID 83639
2088964256

Original Owner DONNA GOODLOE

Original Owner NORVEL GOODLOE
, ID

Original Owner FRANKIE K GNEITING
700 E FAIRVIEW SPACE 125
MERIDIAN, ID 83642
2088887573

Original Owner SANDY LANDON
3303 E 200 N
RIGBY, ID 83442
2087544576

Original Owner RICHARD A LANDON
3393 E 200 N
RIGBY, ID 83442
2087544576

Priority Date: 11/14/1974

Basis: Decreed

Status: Active

Source Tributary
SNAKE RIVER COLUMBIA RIVER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 03/15 11/15 3.06 CFS 688.5 AFA

Total Diversion 3.06 CFS 688.5 AFA

Location of Point(s) of Diversion:

SNAKE RIVER NESW Lt 3 Sec. 08 Township 01N Range 03W OWYHEE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION OWYHEE County

Township Range Section Lot Tract Acres Lot Tract Acres Lot Tract Acres Lot Tract Acres

01N 03W 18 SWNE 36
 SENW 37
 NWSE 40 SWSE 40

Total Acres: 153

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. R32 This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.
3. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
4. X36 Rights 2-7177 and 2-7178A are also diverted through the point of diversion described above.

Dates:

Licensed Date:

Decreed Date: 06/15/2009

Permit Proof Due Date: 1/1/1980

Permit Proof Made Date:

Permit Approved Date: 1/2/1975

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: S

Owner Name Connector: OR

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit:

Combined Volume Limit:

Combined Rate Limit: 7.4

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



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

August 10, 2023

SEVY DAIRY INC
7808 SOMMER CAMP RD
MELBA ID 83641-4224

Re: Change in Ownership for Water Right No(s): 2-7179

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.

Water right 2-7178A was also listed on your Notice of Change in Water Right Ownership form. This water right was updated to Sevy Dairy, Inc. in May, 2021. A refund of \$25 has been requested and will be sent to you from the Idaho State Controller's Office within 10 days.

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) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, August 10, 2023 10:23 AM
To: IdwrPayable
Subject: refund
Attachments: Sevy Dairy Inc.docx

Please process the attached refund. Thank you.



*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

Idaho Department of Water Resources Receipt
Receipt ID: C116765

Payment Amount	\$460.00	Date Received	7/20/2023	Region	STATE
Payment Type	Check	Check Number	17043		
Payer	SEVY DAIRY INC				
Comments	OWNERSHIP CHANGE FOR 2-7178A & 2-7179 STATEMENT OF COMPLETION 2-10547 IN THE NAME OF SEVY DAIRY INC DOCUMENT NUMBER: D2009				

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$50.00	OWNERSHIP CHANGES/SECURITY INTERESTS	56140	0229	21		1155
\$410.00	BENEFICIAL USE	56104	0229	21		1155

Refunds

Amount	Date	DocNumber	Payee	Requestor	Reason
\$210.00	7/27/2023	REFUNDS	SEVY DAIRY INC	AMANDA VEIBELL	OVERPAYMENT

Signature Line (Department Representative)

Please refund **\$25** of the ownership change fee. Water right 2-7178A was previously updated to Sevy Dairy in May, 2021.

SEVY DAIRY INC
7808 SOMMERCAMP RD
GIVENS HOT SPRINGS ID 83641

Thank you.

Jean