

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
FEB 26 2024

IDWR / NORTH 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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
98-7612	Yes ☐	Yes ☐		Yes ☐	Yes ☐
98-7650	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: City of Eugene
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Smith Creek Hydro LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 1800 James Street STE 201 Bellingham WA 98225
Mailing address City State Zip
(360)738-9999 scops@smithcreehydro.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: May 13, 2016
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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.

SUPPORT DATA

IN FILE # 98-7612

8. Signature: [Signature] Officer, Smith Creek Hydro LLC 02/22/2024
Signature of new owner/claimant Title, if applicable Date
Steven C. Marmon
Print name
- Signature: _____
Signature of new owner/claimant Title, if applicable Date
Print name

For IDWR Office Use Only:

Received by [Signature] Date 2-26-2024 Receipt No. N044384 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 NS Date 2/26/24

267556

WARRANTY DEED

AFTER RECORDING MAIL TO:

SMITH CREEK HYDRO LLC
1800 JAMES STREET, SUITE 201
BELLINGHAM, WASHINGTON 98225

COPY

STATE OF IDAHO }
County of Boundary } SS.
Filed by: Boundary Abstract
on 6-29-16 at 1:30
Glenda Poston
County Recorder C. Grainger
By Deputy
Fee \$ 184.00 Chg
Mail to 13A

THIS SPACE FOR RECORDER'S USE ONLY

WARRANTY DEED

CITY OF EUGENE, OREGON, acting by and through the EUGENE WATER AND ELECTRIC BOARD, an Oregon municipal utility, located at 500 E. 4th Ave., Eugene Oregon, 97401 hereinafter referred to as "Grantor," for valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby grant, bargain, sell, convey, warrant, transfer and assign unto SMITH CREEK HYDRO LLC, a Delaware limited liability company authorized to conduct business in the State of Idaho, hereinafter referred to as "Grantee," whose address is 1800 James Street, Suite 201, Bellingham Washington, the real property located in Boundary County, Idaho, more particularly described in Exhibit A, attached hereto and incorporated by this reference, hereinafter referred to as the "Real Property,"

Together with all rents, remainders and reversions, and all appurtenances and hereditaments, issues and profits, improvements and fixtures, easements, mineral rights and all other permits, licenses and rights thereunto appertaining specifically including, without limitation, the following water rights: Idaho Department of Water Resources Water Right 98-7612 and Water Right 98-7650,

TO HAVE AND TO HOLD unto Grantee and Grantee's heirs, successors and assigns forever. And Grantor does hereby covenant to and with Grantee that Grantor is the owner in fee simple of the Real Property; that the Real Property is free from all liens, claims and encumbrances, and that Grantor shall warrant and defend the same from all claims whatsoever.

COPY

267558

IN WITNESS WHEREOF, the undersigned have caused their names to be hereunto
ascribed this 13th day of May, 2016.

THE CITY OF EUGENE OREGON,
ACTING BY AND THROUGH THE
EUGENE WATER AND ELECTRIC
BOARD

an Oregon Municipal Utility

By: [Signature]

Name: Dave Churchman

Title: Interim General Manager

ATTEST:

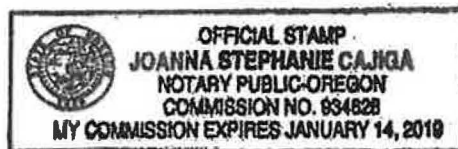
By: [Signature]

Secretary

STATE OF OREGON)

) ss.

County of Lane)



On this 13th day of MAY, 2016, before me, the undersigned notary
public for the State of Oregon, personally appeared DAVE CHURCHMAN of
Eugene Water and Electric Board, an Oregon municipal utility, known or identified to me to be the
persons whose name is subscribed to the within instrument, and acknowledged to me that the
Grantor executed the same.

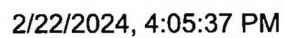
IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year
first above written.

[Signature]
Notary Public for Oregon

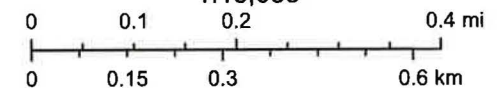
Residing at: LANE COUNTY

Commission Expires: 01-14-19

Water Right 98-7612
98-7650



1:18,056



ArcGIS Web AppBuilder

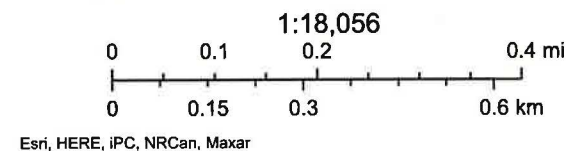
Water Right Use Location

Water Right 98-7612
98-7650



2/22/2024, 4:03:39 PM

Counties PLS Sections
Quarter Quarters Townships





IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763

Phone: 208-762-2800 • Fax: 208-762-2819 • Email: northerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

February 26, 2024

SMITH CREEK HYDRO LLC
1800 JAMES ST STE 201
BELLINGHAM WA 98225-4631

Re: Change in Ownership for Water Right No(s): 98-7612 & 98-7650

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.

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) 762-2813.

Sincerely,

Natalie Steading
Tech Records Specialist 1

Enclosure(s)