

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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JUL 28 2023

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JUL 24 2023

IDWR / NORTH

WATER RESOURCES
WESTERN REGION

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?
85-7019	Yes ☐	Yes ☐		Yes ☐	Yes ☐
85-158103	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Marion Vandewall
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Mitchell James Green Lauren Marie Green
New owner(s) as listed on the conveyance document Name connector ☐ and ☒ or
- 579 Fairview Rd Grangeville ID 83530
Mailing address City State Zip
- 208-507-0340 shebangcreekfarms@gmail.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: 12/3/2021
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.

8. Signature: Mitchell James Green 7/21/23
Signature of new owner/claimant Title, if applicable Date
Mitchell James Green
Print name
- Signature: Lauren Green 7/21/23
Signature of new owner/claimant Title, if applicable Date
Lauren Green
Print name

Received by LC Date 7-24-23 For IDWR Office Use Only: N044335 7500
Receipt No. W051415 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 _____ Approved by _____ Processed by NS Date 3/13/24

Untitled Map

Write a description for your map.

Legend

 Untitled Polygon

Threemile Creek

Butcher Creek Rd

Butcher Creek Rd

1000 ft



183

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

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. SECTION
42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

WARRANTY DEED

GRANTORS, RANDALL JAY VANDERWALL, joined by his wife, JEAN M. VANDERWALL, of 316 Park Str., Grangeville, ID 83530, for good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey to GRANTEE, MITCHELL JAMES GREEN and LAUREN MARIE GREEN, of 1919 Mountain View Rd., Grangeville, ID 83530, and the Grantees' heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

See Schedule C, attached hereto and incorporated herein by this reference.

TOGETHER WITH, all improvements, water, water rights, ditches, ditch rights, easements, hereditaments, and appurtenances thereto.

SUBJECT TO:

- 1) General Taxes for the year 2021, which are a lien, first half now due and payable, but not delinquent until December 20, 2021.
- 2) Financing Statements, Seed and Farm Laborer's Liens against crops which may be filed in the office of the Secretary of State.
- 3) Rights and easements in favor of the public for recreational uses of Three Mile Creek.
- 4) County Road as the same now exists.
- 5) Right, title and interest of the Public in and to those portions of the Land lying within roads or highways.
- 6) Matters as shown in Survey No. S-3873, recorded August 11, 2021, under Instrument No. 531751, and Survey Report, recorded August 11, 2021, under Instrument No. 531752, all records of Idaho County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their heirs and assigns, forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that

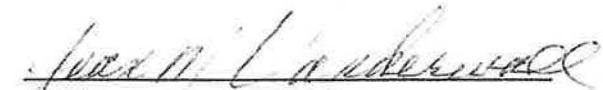
it is free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever, EXCEPT General taxes, easements, reservations, restrictions, and rights of way of record or in use.

Except as otherwise expressly provided in this instrument, Grantors hereby declare, pursuant to Title 5, Chapter 2 of the Idaho Code, that in the event Grantors shall have permitted or suffered, at any time prior to the making of this instrument, any person or entity to possess, use, or occupy the above-described premises, or any portion thereof, for any purpose, with or without the knowledge of Grantors, it was not the intent of Grantors, by permitting or suffering such possession, use, or occupation to thereby define property boundaries or ownership thereof.

In construing this Deed, and where the context so requires, the singular includes the plural and the masculine, the feminine, and the neuter.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals.

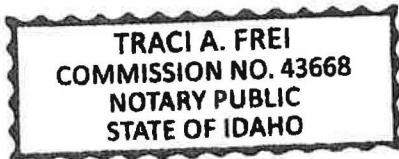

RANDALL JAY VANDERWALL

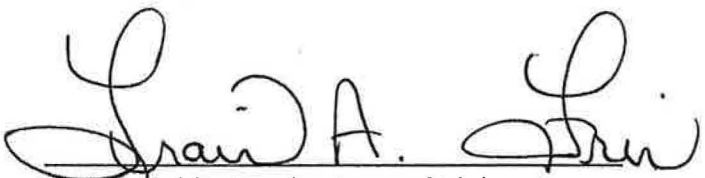

JEAN M. VANDERWALL

STATE OF IDAHO)
 ss
County of Idaho)

On this 3rd day of December, 2021, before me a Notary Public in and for said State, personally appeared RANDALL JAY VANDERWALL and JEAN M. VANDERWALL, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they freely 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.




Notary Public For the State of Idaho
Residing at Grangeville, therein.
Commission expires 2/1/2023.

SCHEDULE C

Township 31 North, Range 3 East, Boise Meridian, Idaho County, Idaho

Section 33: A parcel of property located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, more particularly described as follows:

Commencing at the N 1/6th corner common to Sections 33 and 34;

thence N 90°00'00" W, 25.00 feet along the North side of the said SE $\frac{1}{4}$ NE $\frac{1}{4}$ to a point on the westerly Right of Way of Butcher Creek Road, this is the Initial Point of Beginning for this parcel (corner #1);

thence N 90°00'00" W, 635.00 feet along the said North side to the corner of the plowed field (corner #2);

thence S 00°00'00" E, 1250.00 feet to a point (corner #3);

thence S 84°00'00" W, 870.00 feet along the edge of a field projected to a point (corner #4);

thence S 00°00'00" E, 249.50 feet along the edge of a field projected to a point about 5 feet South of a ditch that is a tributary to Three Mile Creek (corner #5);

thence N 75°00'00" E, 80.00 feet parallel and southerly ~5' to the ditch to a PC (corner #6);

thence continuing along prescribed ditch offset on a tangent curve to the right with the following dimensions:

Radius =300.00 feet	Length =172.79 feet	Chord =170.41 feet
Tangent =88.86 feet	Delta =33°00'00"	Bearing=S 88°30'00" E, to the

PT(corner#7);

thence S 72°00'00" E, 40.00 feet continuing along prescribed ditch offset to a PC (corner #8);

thence continuing along prescribed ditch offset on a tangent curve to the left with the following dimensions:

Radius =100.00 feet	Length =13.96 feet	Chord=13.95 feet
Tangent = 6.99 feet	Delta =8°00'00"	Bearing=S 76°00'00" E, to the PT (corner

#9);

thence S 81°00'00" E, 430.00 feet continuing along prescribed ditch offset extended past said creek to a point on the creeks' easterly bank (corner#10);

thence N 38°00'00" E, 67.00 feet along the easterly bank to a point (corner #11);

thence S 83°00'00" E, 175.00 feet leaving said bank to a point (corner #12);

thence N 32°46'33" E, 1036.99 feet to a point on the said westerly Right of Way (corner #13);

thence N 00°00'00" W, 753.83 feet along said Right of Way back to the Initial Point of Beginning (corner #1).

(end schedule c)

500406

DEED OF DISTRIBUTION

THIS INDENTURE, made and executed this 12th day of July 2015, by and between KRISTI S.V. JACOBSEN, as Personal Representative of the Estate of Marion Vanderwall, also known as Marion H. Vanderwall, deceased, "GRANTOR", to RANDALL JAY VANDERWALL, a married man as his sole and separate property, "GRANTEE", of 316 Park Street, Grangeville, ID 83530,

WITNESSETH:

WHEREAS, Marion Vanderwall ("decendent") died on December 6, 2014, and was, at the time of his death, a resident of Idaho County, State of Idaho, and

WHEREAS, an order was entered in the District Court of the Second Judicial District of the State of Idaho, in and for the County of Idaho in proceedings entitled "In the Matter of the Estate of Marion Vanderwall, Deceased", Case No. CV. 43730, determining that decedent died testate and admitting to probate the Last Will and Testament and First Codicil of decedent, and

WHEREAS, by said Order, Kristi S.V. Jacobsen was appointed personal representative of the estate of decedent, and

WHEREAS, the decedent's one-half (1/2) interest in the hereinafter described real property, which was owned in equal shares, one-half (1/2) by decedent and one-half (1/2) by the Gertrude Vanderwall Family Trust, is in a condition to be distributed to Grantee under the terms of decedent's Will,

NOW, THEREFORE, the said Kristi S.V. Jacobsen, as personal representative of the Estate of Marion Vanderwall, deceased, as Grantor, and in accordance with decedent's Will, does hereby bargain, sell and convey unto Grantee all of decedent's entire one-half (1/2) interest

Instrument # 500406

IDAHO COUNTY, IDAHO,

7-20-2015 09:45:46 AM No. of Pages: 3

Recorded for : CLENENTS BROWN MCNICHOLS

KATHY M. ACKERMAN

Ex-Officio Recorder Deputy

Fee: 16.00

[Signature]

in the real property situate in Idaho County, State of Idaho, and more particularly described as follows to-wit:

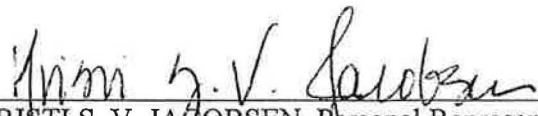
Parcel 1: Section 27, Township 31 North, Range 3 East Boise Meridian, NE1/4SW1/4, N1/2SE1/4, subject to rights of public in and to county road.

Parcel 2: Section 33, Township 31 North, Range 3 East Boise Meridian, S1/2NE1/4, N1/2SE1/4.

Parcel 3: Section 33, Township 31 North, Range 3 East Boise Meridian, S1/2NW1/4, SW1/4. EXCEPTING THEREFROM a parcel of land located in the SW1/4 of Section 33, Township 31 North, Range 3 East, Boise Meridian, Idaho County, Idaho, and being more particularly described as follows: Said parcel of land being a strip of land 35 feet wide lying north of and adjacent to the following-described line: Beginning at the southwest corner of Section 33, an aluminum capped monument in place, thence S.89°29'05"E., 2629.91 feet along the south line of Section 33 to the South (1/4) one-quarter corner of Section 33 an aluminum capped monument in place and the Terminus.

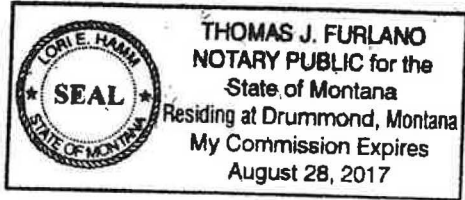
TO HAVE AND TO HOLD said property and the rents, issues and profits therefrom and the proceeds from any sale thereof as the sole and separate property of Grantee.

IN WITNESS WHEREOF, the said Kristi S.V. Jacobsen, as personal representative of the Estate of Marion Vanderwall, deceased, has executed this deed the day and year first above written.


KRISTI S. V. JACOBSEN, Personal Representative
of the Estate of Marion Vanderwall, also known as
Marion H. Vanderwall, deceased

County of MISSOULA)

On this 15th day of July, 2015, before me, a Notary Public in and for said State, personally appeared KRISTI S.V. JACOBSEN, known or identified to me to the person whose name is subscribed to the within instrument as Personal Representative of the Estate of Marion Vanderwall, also known as Marion H. Vanderwall, and acknowledged to me that she executed the same as such Personal Representative.



Notary Public in and for the State of Montana
Residing at Drummond
My Commission Expires: 8/28/2017

500405

TRUSTEE'S DEED OF DISTRIBUTION

THIS INDENTURE, made 13th day of July, 2015, by and between KRISTI S.V. JACOBSEN, Trustee of the Gertrude Vanderwall Family Trust, "GRANTOR", to RANDALL JAY VANDERWALL, a married man dealing with his sole and separate property, "GRANTEE", of 316 Park Street, Grangeville, ID 83530,

WITNESSETH:

WHEREAS, Grantor is the Trustee of the Gertrude Vanderwall Family Trust, a testamentary trust (the "Trust"), created under the Will of Gertrude Vanderwall, admitted to probate in the matter of the Estate of Gertrude Vanderwall, Deceased, Case No. 39915, Idaho County, Idaho, and

WHEREAS, the Gertrude Vanderwall one-half (1/2) interest in the property hereinafter described was conveyed to Grantor under a Deed of Distribution recorded as Instrument No. 476019, records of Idaho County, Idaho, and

WHEREAS upon the death of Gertrude Vanderwall's husband, Marion Vanderwall, also known as Marion H. Vanderwall, the Trust terminates and the property of the Trust is to be distributed as provided in the Will of Gertrude Vanderwall, admitted in the above referenced estate proceeding, and

WHEREAS, Marion Vanderwall died December 6, 2014, and Trust's undivided one-half (1/2) interest in the hereinafter described real property is in a condition to be distributed as provided under Article V of the Gertrude Vanderwall Will,

Instrument # 500405

IDAHO COUNTY, IDAHO,

7-20-2015 09:45:46 AM No. of Pages: 3

Recorded for : CLENENTS BROWN MCNICHOLS

KATHY M. ACKERMAN

Ex-Officio Recorder Deputy

Fee: 16.00

[Signature]

NOW, THEREFORE, the Grantor, as Trustee of the Gertrude Vanderwall Family Trust, does hereby bargain, sell and convey unto Grantee all of the one-half (1/2) interest of the Gertrude Vanderwall Family Trust in the real property herein after described to wit:

Parcel 1: Section 27, Township 31 North, Range 3 East Boise Meridian, NE1/4SW1/4, N1/2SE1/4, subject to rights of public in and to county road.

Parcel 2: Section 33, Township 31 North, Range 3 East Boise Meridian, S1/2NE1/4, N1/2SE1/4.

Parcel 3: Section 33, Township 31 North, Range 3 East Boise Meridian, S1/2NW1/4, SW1/4. EXCEPTING THEREFROM a parcel of land located in the SW1/4 of Section 33, Township 31 North, Range 3 East, Boise Meridian, Idaho County, Idaho, and being more particularly described as follows: Said parcel of land being a strip of land 35 feet wide lying north of and adjacent to the following-described line: Beginning at the southwest corner of Section 33, an aluminum capped monument in place, thence S.89°29'05"E., 2629.91 feet along the south line of Section 33 to the South (1/4) one-quarter corner of Section 33 an aluminum capped monument in place and the Terminus.

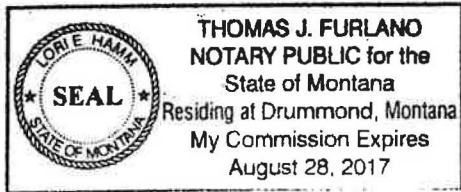
TO HAVE AND TO HOLD said property and the rents, issues and profits therefrom and the proceeds from any sale thereof as the sole and separate property of Grantee.

IN WITNESS WHEREOF, the said Kristi S.V. Jacobsen, as Trustee of the Gertrude Vanderwall Family Trust, deceased, has executed this deed the day and year first above written.


KRISTI S.V. JACOBSEN, Trustee
of the Gertrude Vanderwall
Family Trust.

STATE OF MONTANA)
 :SS.
County of MISSOULA)

On this 13th day of July, 2015, before me, a Notary Public in and for said State, personally appeared KRISTI S.V. JACOBSEN, known or identified to me to the person whose name is subscribed to the within instrument as Trustee of the Gertrude Vanderwall Family Trust, and acknowledged to me that she executed the same as such Trustee.





Notary Public in and for the State of Montana
Residing at Drummond
My Commission Expires: 08/28/2017

476019

DEED OF DISTRIBUTION

THIS INDENTURE, made and executed this 29th day of November 2010, by and between KRISTI S.V. JACOBSEN, as personal representative of the Estate of Gertrude Vanderwall, deceased, "GRANTOR", to KRISTI S.V. JACOBSEN, Trustee of the GERTRUDE VANDERWALL FAMILY TRUST, "GRANTEE", of 104 Rolling Green Place, Missoula, MT 59803,

WITNESSETH:

WHEREAS, Gertrude Vanderwall ("decendent") died on November 17, 2009, and was, at the time of her death, a resident of Idaho County, State of Idaho, and

WHEREAS, an order was entered in the District Court of the Second Judicial District of the State of Idaho, in and for the County of Idaho in proceedings entitled "In the Matter of the Estate of Gertrude Vanderwall, Deceased", Case No. CV 39915, determining that decedent died testate and admitting to probate the Last Will and Testament and First Codicil of decedent, and

WHEREAS, by said Order, Kristi S.V. Jacobsen was appointed personal representative of the estate of said decedent, and

WHEREAS, the decedent's one-half interest in the hereinafter described real property, which was owned by decedent and her husband as their community property, is in a condition to be distributed to Grantee under the terms of decedent's Will,

NOW, THEREFORE, the said Kristi S.V. Jacobsen, as personal representative of the Estate of Gertrude Vanderwall, deceased, as Grantor, and in accordance with decedent's Will, does hereby grant and convey unto Grantee all of decedent's entire one-half (1/2) community

one-half interest in the real property situate in Idaho County, State of Idaho, and more particularly described as follows, to wit:

Parcel 1: Section 27, Township 31 North, Range 3 East Boise Meridian, NE1/4SW1/4, N1/2SE1/4, subject to rights of public in and to county road.

Parcel 2: Section 28, Township 31 North, Range 3 East Boise Meridian, S1/2NW1/4, S1/2NE1/4, EXCEPTING all that part of the SE1/4 of the NE1/4 which lies easterly of the County Road on the West boundary and South of the County Road right of way on the North boundary.

Parcel 3: Section 28, Township 31 North, Range 3 East Boise Meridian, N1/2SW1/4, N1/2S1/2SW1/4, NW1/4SE1/4, subject to rights of public in and to county road.

Parcel 4: Section 22, Township 31 North, Range 3 East Boise Meridian, SW1/4, subject to the rights of public in and to county road.

Parcel 5: Lots 7, 8 and 9, Block 1, Schmadeka's 1st Addition to the City of Grangeville, Idaho County, Idaho, according to the recorded plat thereof.

Parcel 6: Section 29, Township 31 North, Range 3 East Boise Meridian, NE1/4, subject to rights of public in and to county road.

Parcel 7: Section 28, Township 31 North, Range 3 East Boise Meridian, N1/2NW1/4.

Parcel 8: Section 28, Township 31 North, Range 3 East Boise Meridian, N1/2NE1/4.

Parcel 9: Section 33, Township 31 North, Range 3 East Boise Meridian, S1/2NE1/4, N1/2SE1/4.

Parcel 10: Section 33, Township 31 North, Range 3 East Boise Meridian, S1/2NW1/4, SW1/4. EXCEPTING THEREFROM a parcel of land located in the SW¼ of Section 33, Township 31 North, Range 3 East, Boise Meridian, Idaho County, Idaho, and being more particularly described as follows: Said parcel of land being a strip of land 35 feet wide lying north of and adjacent to the following-described line: Beginning at the southwest corner of Section 33, an aluminum capped monument in place, thence S.89°29'05"E., 2629.91 feet along the south line of Section 33 to the South (¼) one-quarter corner of Section 33 an aluminum capped monument in place and the Terminus.

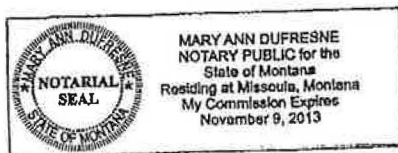
IN WITNESS WHEREOF, the said Kristi S.V. Jacobsen, as personal representative of the Estate of Gertrude Vanderwall, deceased, has executed this deed the day and year first above written.

Kristi S.V. Jacobsen
KRISTI S.V. JACOBSEN, personal
representative of the Estate of Gertrude
Vanderwall, Deceased

STATE OF Montana)
County of Missoula : SS.

On this 29th day of November 2010, before me, the undersigned, a notary public, personally appeared KRISTI S.V. JACOBSEN, known to me to be the personal representative of the Estate of Gertrude Vanderwall, deceased, the person whose name is subscribed to the within and foregoing instrument and acknowledged to me that she executed the same as such personal representative.

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



Mary Ann Dufresne / MARY ANN DUFRESNE
Notary Public in and for the State of Montana
Residing at Missoula, MT
My Commission Expires: November 9, 2013



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

March 13, 2024

MITCHELL JAMES GREEN
579 FAIRVIEW RD
GRANGEVILLE ID 83530-5129

Re: Change in Water Right Ownership: 85-7019 (Split into 85-7019 and **85-15863**),

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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)