

19352355

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED ✓
MAR 15 2021
DEPT OF WATER RESOURCES
SOUTHERN REGION

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?
36-2584	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-7668	Yes ☐	Yes ☐		Yes ☐	Yes ☐
3710835	Yes ☐	Yes ☐		Yes ☐	Yes ☐
36-8584	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Darlene Evers, J Ray Evers, Jerry R Evers, John E Evers
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Evers Brothers Properties, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
3109 S. 2000 E. Wendell ID 83355
Mailing address City State ZIP
(208) 536-2612
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: February and June, 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: John E Evers Manager 6/4/2020
Signature of new owner/claimant Title, if applicable Date
Signature: Jerry R Evers Manager 6/4/2020
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by P. SKWNER Date 3/15/2021 Receipt No. 5038460 + 5038461 Receipt Amt. \$75.00
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 DM Date 10-10-2021
36-8584 returned 1-20-2022



Instrument # 268794
GOODING COUNTY, GOODING, IDAHO
06-08-2020 10:02:27 No. of Pages: 4
Recorded for: TITLEONE - TWIN FALLS
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: DAL
Electronically Recorded by Simplifile

File # 20362869

Quitclaim Deed

For value received, **Jerry Raymond Evers and John Earl Evers, Co-Trustees of the J. Ray Evers Family Trust**

Does hereby convey, release, remise, and forever quit claim unto

Evers Brothers Properties, LLC, an Idaho limited liability company

whose current address is 3109 S 2000 E, Wendell, ID 83355,

the following described premises:

TRACT I

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 11: NW $\frac{1}{4}$ NE $\frac{1}{4}$

TRACT II

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 9: NE $\frac{1}{4}$

EXCEPT a parcel of land for county road right of way purposes as set forth in Warranty Deed deeded to Wendell Highway District recorded July 26, 2007 as Instrument No. 222668, being generally described as a strip of land adjacent to and along the West boundary of the W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 9, Township 8 South, Range 15 East Boise Meridian in Gooding County, Idaho, and being more specifically described as follows:

The West Fifty (50) feet of the $W\frac{1}{2}NE\frac{1}{4}$, Section 9, Township 8 South, Range 15 East Boise Meridian, from Project Station 232+00.92 Right to Project Station .258+40.82 Right, Excepting the North Twenty-Five (25) feet thereof.

The above described Project Parcel No. GG-06529 from Project Station 231+98.29 Right to Station 258+37.41 Right contains an area of 3.03 acres, more or less, of which 1.53 acres more or less is acknowledged as existing county road right of way and the area for the new rights of way being 1.50 acres more or less.

(Basis of Bearings: The North-South Quarter line from the South Quarter corner of Section 9 to the North Quarter corner of Section 9 all in Township 8 South, Range 15 East Boise Meridian, Gooding County, Idaho, said North-South centerline being on a bearing of North $0^{\circ}27'33''$ East)

AND EXCEPT a parcel of land located in the $NE\frac{1}{4}NE\frac{1}{4}$, described as follows:

Beginning at the Northeast corner of Section 9, Township 8 South, Range 15 East Boise Meridian;
Thence South along the East boundary of Section 9, 450 feet to THE TRUE POINT OF BEGINNING;
Thence West 400 feet;
Thence South 500 feet;
Thence East 400 feet;
Thence North 500 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 10: $N\frac{1}{2}SW\frac{1}{4}$, EXCEPTING THEREFROM the following described tract of land:

Commencing at the Northwest corner of said $N\frac{1}{2}SW\frac{1}{4}$;
Thence South 368.17 feet along the Westerly boundary of said $N\frac{1}{2}SW\frac{1}{4}$ to the center of the Northside Canal Company S-12 ditch and THE TRUE POINT OF BEGINNING;
Thence South 268.27 feet along the Westerly boundary of said $N\frac{1}{2}SW\frac{1}{4}$;
Thence South $87^{\circ}30'00''$ East, 354.90 feet;
Thence North 390.42 feet to the center of the Northside Canal Company S-12 ditch;
Thence South $52^{\circ}59'22''$ West, 108.91 feet along the center of said S-12 ditch;
Thence South $68^{\circ}32'00''$ West, 94.66 feet along the center of said S-12 ditch;
Thence South $87^{\circ}56'08''$ West, 179.62 feet along the center of said S-12 ditch to THE TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described tract of land:

Beginning at the Northwest corner of said $N\frac{1}{2}SW\frac{1}{4}$, which point shall be known as THE TRUE POINT OF BEGINNING;
Thence South 368.17 feet along the Westerly boundary of said $N\frac{1}{2}SW\frac{1}{4}$ to the center of the Northside Canal Company S-12 ditch;
Thence along the center of said S-12 ditch the following courses and distances:
North $87^{\circ}56'08''$ East, 179.62 feet;
Thence North $68^{\circ}32'00''$ East, 94.66 feet;
Thence North $52^{\circ}59'22''$ East, 199.55 feet;
Thence North $37^{\circ}59'09''$ East, 133.26 feet;
Thence North $65^{\circ}31'04''$ East, 235.51 feet to a point on the Northerly boundary of said $N\frac{1}{2}SW\frac{1}{4}$;
Thence leaving said S-12 ditch North $89^{\circ}39'31''$ West, 723.31 feet along the Northerly boundary of the $N\frac{1}{2}SW\frac{1}{4}$ to THE POINT OF BEGINNING.

PARCEL NO. 3:

An irrigation easement as created by Grant of Easement in favor of J. Ray Evers and Darlene A. Evers, husband and wife, recorded August 21, 1992 as Instrument Number 149806, Gooding County records, over the following described property:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 10: The North 25 feet of the East 25 feet and the North 10 feet of the East 1400 feet of the S $\frac{1}{2}$ SW $\frac{1}{4}$.

PARCEL NO. 4:

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 36: NE $\frac{1}{4}$ SE $\frac{1}{4}$; Part of the S $\frac{1}{2}$ SE $\frac{1}{4}$, described as follows:

Beginning at the South $\frac{1}{4}$ corner of Section 36 in Township 6 South, Range 13 East Boise Meridian, said corner marked by a $\frac{1}{2}$ inch rebar;

Thence North 00°24'47" East along the West line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ for a distance of 1012.01 feet to a $\frac{1}{2}$ inch rebar which shall be THE POINT OF BEGINNING;

Thence North 00°24'47" East along said $\frac{1}{4}$ section line for a distance of 319.07 feet to a $\frac{5}{8}$ inch rebar at the Northwest corner of the S $\frac{1}{2}$ SE $\frac{1}{4}$;

Thence South 89°56'23" East along the North line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ for a distance of 2651.00 feet to a $\frac{1}{2}$ inch rebar;

Thence South 89°56'23" East along said $\frac{1}{16}$ section line for a distance of 1.09 feet to the Northeast corner of the S $\frac{1}{2}$ SE $\frac{1}{4}$;

Thence South 00°05'48" West along the East line of Section 36 for a distance of 1333.81 feet to a $\frac{5}{8}$ inch rebar at the Southeast corner of Section 36;

Thence North 89°52'50" West along the South line of Section 36 for a distance of 2298.77 feet;

Thence North 00°24'47" East for a distance of 25.00 feet to a $\frac{1}{2}$ inch rebar;

Thence North 00°24'47" East for a distance of 343.52 feet to a $\frac{1}{2}$ inch rebar;

Thence along a non-tangent curve to the right for a distance of 745.25 feet to a $\frac{1}{2}$ inch rebar, said curve having a radius of 1367.58 feet, a delta angle of 31°13'21", and a long chord bearing of North 28°55'40" West for a distance of 736.06 feet to THE POINT OF BEGINNING.

SUBJECT TO a county road right of way along the East and South sides.

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Remainder of this page intentionally left blank.

Date: 06/04/2020

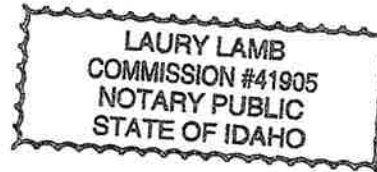
Jerry Raymond Evers, Trustee
Jerry Raymond Evers, Co-Trustee

John Earl Evers, Trustee
John Earl Evers, Co-Trustee

State of Idaho, County of Jerome, ss.

On this 4 day of June in the year of 2020, before me, the undersigned, a notary public in and for said state personally appeared Jerry Raymond Evers and John Earl Evers, known or identified to me to be the persona whose names are subscribed to the within instrument, as Co-Trustees of The J. Ray Evers Family Trust and acknowledged to me that they executed the same as Co-Trustees.

Laury Lamb
Notary Public
Residing at: Jerome, ID
My Commission Expires: 04/02/2022
(seal)



Instrument # 268795

GOODING COUNTY, GOODING, IDAHO
06-08-2020 10:02:27 No. of Pages: 4
Recorded for: TITLEONE - TWIN FALLS
DENISE GILL Fee: \$15.00
Ex-Officio Recorder Deputy: DAL
Electronically Recorded by Simplifile

20362869

Personal Representative's Deed

THIS DEED is made by The Estate of Darlene A. Evers deceased (hereinafter "Grantor"), to Evers Brothers Properties, LLC, an Idaho limited liability company (hereinafter "Grantee"), whose address is 3109 S. 2000 E., Wendell, ID 83355.

WHEREAS, Grantor is the qualified Co-Personal Representative of said Estate(s), filed as Case No. CV24-20-00097, in Gooding County, Idaho;

NOW THEREFORE, for good and valuable consideration received, Grantor does hereby convey, release, remise and forever transfer unto Grantee all of Grantor's interest in the following described premises located at Bare Land, in the City of Wendell, Gooding County, Idaho more particularly described as:

TRACT I

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 11: NW $\frac{1}{4}$ NE $\frac{1}{4}$

TRACT II

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 9: NE $\frac{1}{4}$

EXCEPT a parcel of land for county road right of way purposes as set forth in Warranty Deed deeded to Wendell Highway District recorded July 26, 2007 as Instrument No. 222668, being generally described as a strip of land adjacent to and along the West boundary of the W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 9, Township 8 South, Range 15 East Boise Meridian in Gooding County, Idaho, and being more specifically described as follows:

The West Fifty (50) feet of the W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 9, Township 8 South, Range 15 East Boise Meridian, from Project Station 232+00.92 Right to Project Station .258+40.82 Right, Excepting the North Twenty-Five (25) feet thereof.

The above described Project Parcel No. GG-06529 from Project Station 231+98.29 Right to Station 258+37.41 Right contains an area of 3.03 acres, more or less, of which 1.53 acres more or less is acknowledged as existing county road right of way and the area for the new rights of way being 1.50 acres more or less.

(Basis of Bearings: The North-South Quarter line from the South Quarter corner of Section 9 to the North Quarter corner of Section 9 all in Township 8 South, Range 15 East Boise Meridian, Gooding County, Idaho, said North-South centerline being on a bearing of North 0°27'33" East)

AND EXCEPT a parcel of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Beginning at the Northeast corner of Section 9, Township 8 South, Range 15 East Boise Meridian;
Thence South along the East boundary of Section 9, 450 feet to THE TRUE POINT OF BEGINNING;
Thence West 400 feet;
Thence South 500 feet;
Thence East 400 feet;
Thence North 500 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 10: N $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPTING THEREFROM the following described tract of land:

Commencing at the Northwest corner of said N $\frac{1}{2}$ SW $\frac{1}{4}$;
Thence South 368.17 feet along the Westerly boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$ to the center of the Northside Canal Company S-12 ditch and THE TRUE POINT OF BEGINNING;
Thence South 268.27 feet along the Westerly boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$;
Thence South 87°30'00" East, 354.90 feet;
Thence North 390.42 feet to the center of the Northside Canal Company S-12 ditch;
Thence South 52°59'22" West, 108.91 feet along the center of said S-12 ditch;
Thence South 68°32'00" West, 94.66 feet along the center of said S-12 ditch;
Thence South 87°56'08" West, 179.62 feet along the center of said S-12 ditch to THE TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described tract of land:

Beginning at the Northwest corner of said N $\frac{1}{2}$ SW $\frac{1}{4}$, which point shall be known as THE TRUE POINT OF BEGINNING;
Thence South 368.17 feet along the Westerly boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$ to the center of the Northside Canal Company S-12 ditch;
Thence along the center of said S-12 ditch the following courses and distances:
North 87°56'08" East, 179.62 feet;
Thence North 68°32'00" East, 94.66 feet;
Thence North 52°59'22" East, 199.55 feet;
Thence North 37°59'09" East, 133.26 feet;
Thence North 65°31'04" East, 235.51 feet to a point on the Northerly boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$;
Thence leaving said S-12 ditch North 89°39'31" West, 723.31 feet along the Northerly boundary of the N $\frac{1}{2}$ SW $\frac{1}{4}$ to THE POINT OF BEGINNING.

PARCEL NO. 3:

An irrigation easement as created by Grant of Easement in favor of J. Ray Evers and Darlene A. Evers, husband and wife, recorded August 21, 1992 as Instrument Number 149806, Gooding County records, over the following described property:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 10: The North 25 feet of the East 25 feet and the North 10 feet of the East 1400 feet of the S½SW¼.

PARCEL NO. 4:

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 36: NE¼SE¼; Part of the S½SE¼, described as follows:

Beginning at the South ¼ corner of Section 36 in Township 6 South, Range 13 East Boise Meridian, said corner marked by a ½ inch rebar;

Thence North 00°24'47" East along the West line of the S½SE¼ for a distance of 1012.01 feet to a ½ inch rebar which shall be THE POINT OF BEGINNING;

Thence North 00°24'47" East along said ¼ section line for a distance of 319.07 feet to a 5/8 inch rebar at the Northwest corner of the S½SE¼;

Thence South 89°56'23" East along the North line of the S½SE¼ for a distance of 2651.00 feet to a ½ inch rebar;

Thence South 89°56'23" East along said 1/16 section line for a distance of 1.09 feet to the Northeast corner of the S½SE¼;

Thence South 00°05'48" West along the East line of Section 36 for a distance of 1333.81 feet to a 5/8 inch rebar at the Southeast corner of Section 36;

Thence North 89°52'50" West along the South line of Section 36 for a distance of 2298.77 feet;

Thence North 00°24'47" East for a distance of 25.00 feet to a ½ inch rebar;

Thence North 00°24'47" East for a distance of 343.52 feet to a ½ inch rebar;

Thence along a non-tangent curve to the right for a distance of 745.25 feet to a ½ inch rebar, said curve having a radius of 1367.58 feet, a delta angle of 31°13'21", and a long chord bearing of North 28°55'40" West for a distance of 736.06 feet to THE POINT OF BEGINNING.

SUBJECT TO a county road right of way along the East and South sides.

To have and to hold said premises, unto the said grantees, heirs and assigns forever.

Remainder of this page intentionally left blank.

Dated this 4th day of June, 2020.

THE ESTATE OF DARLENE A. EVERS

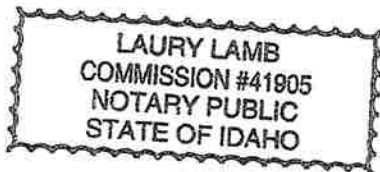
By: Jerry R. Evers, PR
Jerry Raymond Evers, Co-Personal Representative

By: John E. Evers, PR
John Earl Evers, Co-Personal Representative

STATE OF IDAHO)
) ss
COUNTY OF Jerome)

On this 4 day of June, 2020, before me, the undersigned, a notary public in and for said state, personally appeared, Jerry Raymond Evers and John Earl Evers, known or identified to me to be the persons whose names are subscribed to the within instrument as the Co-Personal Representatives of the Estate of Darlene A. Evers, deceased, and acknowledged to me that they executed the same as such Co-Personal Representatives.

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



Laury Lamb
NOTARY PUBLIC
Residing at: Jerome, Idaho
My Commission Expires: 04/02/2022

19352355

Personal Representative's Deed

THIS DEED is made by The Estate of Darlene A. Evers deceased (hereinafter "Grantor"), to Evers Brothers Properties, LLC, an Idaho limited liability company (hereinafter "Grantee"), whose address is 3109 S. 2000 E., Wendell, ID 83355.

WHEREAS, Grantors are the qualified Co-Personal Representatives of said Estate, filed as Case No. CV24-20-00097, in Gooding County, Idaho;

NOW THEREFORE, for good and valuable consideration received, Grantors do hereby convey, release, remise and forever transfer unto Grantee all of Grantor's interest in the following described premises located in, Gooding County, Idaho more particularly described as:

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 9: NE $\frac{1}{4}$

EXCEPT a parcel of land for county road right of way purposes as set forth in Warranty Deed deeded to Wendell Highway District recorded July 26, 2007 as Instrument No. 222668, being generally described as a strip of land adjacent to and along the West boundary of the W $\frac{1}{2}$ NE $\frac{1}{4}$, Section 9, Township 8 South, Range 15 East Boise Meridian in Gooding County, Idaho, and being more specifically described as follows:

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Beginning at the Northeast corner of Section 9, Township 8 South, Range 15 East Boise Meridian;

Thence South along the East boundary of Section 9, 450 feet to THE TRUE POINT OF BEGINNING;
Thence West 400 feet;
Thence South 500 feet;
Thence East 400 feet;
Thence North 500 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 10: $N\frac{1}{2}SW\frac{1}{4}$, EXCEPTING THEREFROM the following described tract of land:

Commencing at the Northwest corner of said $N\frac{1}{2}SW\frac{1}{4}$;
Thence South 368.17 feet along the Westerly boundary of said $N\frac{1}{2}SW\frac{1}{4}$ to the center of the Northside Canal Company S-12 ditch and THE TRUE POINT OF BEGINNING;
Thence South 268.27 feet along the Westerly boundary of said $N\frac{1}{2}SW\frac{1}{4}$;
Thence South $87^{\circ}30'00''$ East, 354.90 feet;
Thence North 390.42 feet to the center of the Northside Canal Company S-12 ditch;
Thence South $52^{\circ}59'22''$ West, 108.91 feet along the center of said S-12 ditch;
Thence South $68^{\circ}32'00''$ West, 94.66 feet along the center of said S-12 ditch;
Thence South $87^{\circ}56'08''$ West, 179.62 feet along the center of said S-12 ditch to THE TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described tract of land:

Beginning at the Northwest corner of said $N\frac{1}{2}SW\frac{1}{4}$, which point shall be known as THE TRUE POINT OF BEGINNING;
Thence South 368.17 feet along the Westerly boundary of said $N\frac{1}{2}SW\frac{1}{4}$ to the center of the Northside Canal Company S-12 ditch;
Thence along the center of said S-12 ditch the following courses and distances:
North $87^{\circ}56'08''$ East, 179.62 feet;
Thence North $68^{\circ}32'00''$ East, 94.66 feet;
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Thence North $37^{\circ}59'09''$ East, 133.26 feet;
Thence North $65^{\circ}31'04''$ East, 235.51 feet to a point on the Northerly boundary of said $N\frac{1}{2}SW\frac{1}{4}$;
Thence leaving said S-12 ditch North $89^{\circ}39'31''$ West, 723.31 feet along the Northerly boundary of the $N\frac{1}{2}SW\frac{1}{4}$ to THE POINT OF BEGINNING.

PARCEL NO. 3:

An irrigation easement as created by Grant of Easement in favor of J. Ray Evers and Darlene A. Evers, husband and wife, recorded August 21, 1992 as Instrument Number 149806, Gooding County records, over the following described property:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 10: The North 25 feet of the East 25 feet and the North 10 feet of the East 1400 feet of the $S\frac{1}{2}SW\frac{1}{4}$.

To have and to hold said premises, unto the said grantees, heirs and assigns forever.

Dated this 20 day of February, 2020.

THE ESTATE OF DARLENE A. EVERS

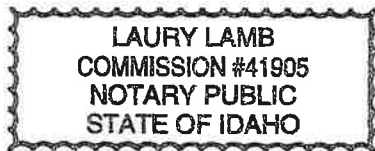
By: Jerry Raymond Evers, PR
Jerry Raymond Evers, Co-Personal Representative

By: John Earl Evers, PR
John Earl Evers, Co-Personal Representative

STATE OF Idaho)
COUNTY OF Jerome) ss

On this 20 day of February, 2020, before me, the undersigned, a notary public in and for said state, personally appeared, Jerry Raymond Evers and John Earl Evers, known or identified to me to be the persons whose names are subscribed to the within instrument as Co-Personal Representatives of the Estate of Darlene A. Evers, deceased, and acknowledged to me that they executed the same as such Co-Personal Representatives.

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



Laury Lamb
NOTARY PUBLIC
Residing at: Jerome, ID
My Commission Expires: 4/2/2022



TitleOne
a title & escrow co.

File # 19352355

Quitclaim Deed

For value received, **Jerry Raymond Evers and John Earl Evers, Co-Trustees of the J. Ray Evers Family Trust**

Does hereby convey, release, remise, and forever quit claim unto

Evers Brothers Properties, LLC, an Idaho limited liability company

whose current address is 3109 S. 2000 E., Wendell, ID 83355,

the following described premises:

PARCEL NO. 1:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 9: NE¼

EXCEPT a parcel of land for county road right of way purposes as set forth in Warranty Deed deeded to Wendell Highway District recorded July 26, 2007 as Instrument No. 222668, being generally described as a strip of land adjacent to and along the West boundary of the W½NE¼, Section 9, Township 8 South, Range 15 East Boise Meridian in Gooding County, Idaho, and being more specifically described as follows:

The West Fifty (50) feet of the W½NE¼, Section 9, Township 8 South, Range 15 East Boise Meridian, from Project Station 232+00.92 Right to Project Station .258+40.82 Right, Excepting the North Twenty-Five (25) feet thereof.

The above described Project Parcel No. GG-06529 from Project Station 231+98.29 Right to Station 258+37.41 Right contains an area of 3.03 acres, more or less, of which 1.53 acres more or less is acknowledged as existing county road right of way and the area for the new rights of way being 1.50 acres more or less.

(Basis of Bearings: The North-South Quarter line from the South Quarter corner of Section 9 to the North Quarter corner of Section 9 all in Township 8 South, Range 15 East Boise Meridian, Gooding County, Idaho, said North-South centerline being on a bearing of North 0°27'33" East)

AND EXCEPT a parcel of land located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, described as follows:

Beginning at the Northeast corner of Section 9, Township 8 South, Range 15 East Boise Meridian;
Thence South along the East boundary of Section 9, 450 feet to THE TRUE POINT OF BEGINNING;
Thence West 400 feet;
Thence South 500 feet;
Thence East 400 feet;
Thence North 500 feet to THE TRUE POINT OF BEGINNING.

PARCEL NO. 2:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 10: N $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPTING THEREFROM the following described tract of land:

Commencing at the Northwest corner of said N $\frac{1}{2}$ SW $\frac{1}{4}$;
Thence South 368.17 feet along the Westerly boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$ to the center of the Northside Canal Company S-12 ditch and THE TRUE POINT OF BEGINNING;
Thence South 268.27 feet along the Westerly boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$;
Thence South 87°30'00" East, 354.90 feet;
Thence North 390.42 feet to the center of the Northside Canal Company S-12 ditch;
Thence South 52°59'22" West, 108.91 feet along the center of said S-12 ditch;
Thence South 68°32'00" West, 94.66 feet along the center of said S-12 ditch;
Thence South 87°56'08" West, 179.62 feet along the center of said S-12 ditch to THE TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described tract of land:

Beginning at the Northwest corner of said N $\frac{1}{2}$ SW $\frac{1}{4}$, which point shall be known as THE TRUE POINT OF BEGINNING;
Thence South 368.17 feet along the Westerly boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$ to the center of the Northside Canal Company S-12 ditch;
Thence along the center of said S-12 ditch the following courses and distances:
North 87°56'08" East, 179.62 feet;
Thence North 68°32'00" East, 94.66 feet;
Thence North 52°59'22" East, 199.55 feet;
Thence North 37°59'09" East, 133.26 feet;
Thence North 65°31'04" East, 235.51 feet to a point on the Northerly boundary of said N $\frac{1}{2}$ SW $\frac{1}{4}$;
Thence leaving said S-12 ditch North 89°39'31" West, 723.31 feet along the Northerly boundary of the N $\frac{1}{2}$ SW $\frac{1}{4}$ to THE POINT OF BEGINNING.

PARCEL NO. 3:

An irrigation easement as created by Grant of Easement in favor of J. Ray Evers and Darlene A. Evers, husband and wife, recorded August 21, 1992 as Instrument Number 149806, Gooding County records, over the following described property:

TOWNSHIP 8 SOUTH, RANGE 15 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 10: The North 25 feet of the East 25 feet and the North 10 feet of the East 1400 feet of the S½SW¼.

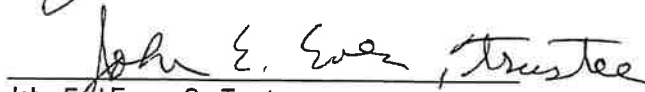
To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Remainder of this page left intentionally blank.

Date: 02/20/2020

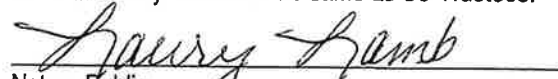
The J. Ray Evers Family Trust

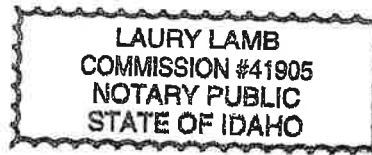

Jerry Raymond Evers, Co-Trustee


John Earl Evers, Co-Trustee

State of Idaho, County of Jerome, ss.

On this 20 day of February in the year of 2020, before me, the undersigned, a notary public in and for said state personally appeared Jerry Raymond Evers and John Earl Evers, known or identified to me to be the persons whose names are subscribed to the within instrument, as Co-Trustees of the J. Ray Evers Family Trust and acknowledged to me that they executed the same as Co-Trustees.


Notary Public
Residing In: Jerome, ID
My Commission Expires: 4/2/2022
(seal)





TitleOne
a title & escrow co.

File # 19352355

Quitclaim Deed

For value received, **John E. Evers, an unmarried man and Jerry R. Evers, a married man as his sole and separate property who acquired title as Jerry R. Evers, an unmarried man,**

Does hereby convey, release, remise, and forever quit claim unto

Evers Brothers Properties, LLC, an Idaho limited liability company

whose current address is 3109 S. 2000 E., Wendell, ID 83355,

the following described premises:

PARCEL NO. 4:

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 36: NE $\frac{1}{4}$ SE $\frac{1}{4}$; Part of the S $\frac{1}{2}$ SE $\frac{1}{4}$, described as follows:

Beginning at the South $\frac{1}{4}$ corner of Section 36 in Township 6 South, Range 13 East Boise Meridian, said corner marked by a $\frac{1}{2}$ inch rebar;

Thence North 00°24'47" East along the West line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ for a distance of 1012.01 feet to a $\frac{1}{2}$ inch rebar which shall be THE POINT OF BEGINNING;

Thence North 00°24'47" East along said $\frac{1}{4}$ section line for a distance of 319.07 feet to a $\frac{5}{8}$ inch rebar at the Northwest corner of the S $\frac{1}{2}$ SE $\frac{1}{4}$;

Thence South 89°56'23" East along the North line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ for a distance of 2651.00 feet to a $\frac{1}{2}$ inch rebar;

Thence South 89°56'23" East along said $\frac{1}{16}$ section line for a distance of 1.09 feet to the Northeast corner of the S $\frac{1}{2}$ SE $\frac{1}{4}$;

Thence South 00°05'48" West along the East line of Section 36 for a distance of 1333.81 feet to a $\frac{5}{8}$ inch rebar at the Southeast corner of Section 36;

Thence North 89°52'50" West along the South line of Section 36 for a distance of 2298.77 feet;
Thence North 00°24'47" East for a distance of 25.00 feet to a ½ inch rebar;
Thence North 00°24'47" East for a distance of 343.52 feet to a ½ inch rebar;
Thence along a non-tangent curve to the right for a distance of 745.25 feet to a ½ inch rebar, said curve having a radius of 1367.58 feet, a delta angle of 31°13'21", and a long chord bearing of North 28°55'40" West for a distance of 736.06 feet to THE POINT OF BEGINNING.

SUBJECT TO a county road right of way along the East and South sides.

To have and to hold the said premises, unto the said grantees, heirs and assigns forever.

Remainder of this page intentionally left blank.

Date: 02/20/2020

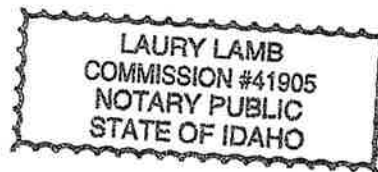
Jerry R. Evers
Jerry R Evers

John E. Evers
John E Evers

State of Idaho, County of Jerome, ss.

On this 20 day of February in the year of 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry R Evers and John E Evers known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Laury Lamb
Notary Public
Residing at: Jerome, ID
My Commission Expires: 4/2/2022
(seal)



Recorded at the request of:

Benoit, Alexander, Harwood,
High & Valdez, L.L.P.

126 Second Avenue North
P.O. Box 366
Twin Falls, Idaho 83303-0366

Send tax notices to:

J. Ray Evers Trust
3109 S. 2000 E.
Wendell, ID 83355

Instrument # 212345
GOODING, GOODING, IDAHO
2005-08-03 10:31:33 No. of Pages: 2
Recorded for : BENOIT LAW
HELEN EDWARDS
Ex-Officio Recorder Deputy *Helen Edwards* Fee 6.00

SPACE ABOVE FOR RECORDER'S USE

PERSONAL REPRESENTATIVE DEED

Darlene A. Evers, Personal Representative of the Estate of J. Ray Evers, deceased, Grantor, conveys to J. Ray Evers Family Trust, whose address is 3109 S. 2000 E., Wendell, ID 83355, Grantee, all right, title and interest of J. Ray Evers, deceased and his estate in and to the following described property situated in Wendell, Gooding County, Idaho:

PARCEL 1: N½ NE¼ and the S½ NE¼ Section 9, Township 8 South, Range 15 EBM, Gooding County, Idaho consisting of 160 acres with improvements.

PARCEL 2: N½ SW¼ less tax lots 2, 4, and 5, Section 10, Township 8 South, Range 15 EBM, Gooding County, Idaho, consisting of 73.81 acres.

PARCEL 3: NW¼ NE¼ Section 11, Township 8 South, Range 15 EBM, Gooding County, Idaho consisting of 40 acres.

DATED this 1st day of August, 2005.

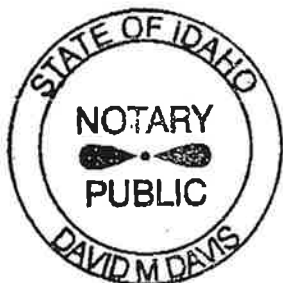
Darlene A. Evers

Darlene A. Evers - Personal Representative of the Estate of
J. Ray Evers

STATE OF IDAHO)
)
County of Gooding) ss.

On this 1st day of August, 2005, before me a Notary Public in and for said State, personally appeared DARLENE A. EVERS, known to me to be the person whose name is subscribed to the within instrument as Personal Representative of the Estate of J. Ray Evers, deceased, and acknowledge 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 in this certificate first above written.



David M. Davis
NOTARY PUBLIC
Residing: Jerome, ID
My Commission Expires: 8/25/05

Instrument # 267739
GOODING COUNTY, GOODING, IDAHO
02-21-2020 13:41:47 No. of Pages: 1
Recorded for: TITLEONE - TWIN FALLS
DENISE GILL Fee: \$10.00
Ex-Officio Recorder Deputy: JG
Electronically Recorded by Simplifile

Filed: 02/18/2020 13:30:57
Fifth Judicial District, Gooding County
Denise M. Gill, Clerk of the Court
By: Deputy Clerk - Madrigal, Juana

Brandon T. Berrett [ISB No. 8995]
WRIGHT BROTHERS LAW OFFICE, PLLC
1440 Blue Lakes Blvd. North
P.O. Box 5678
Twin Falls, ID 83303
Telephone No. (208) 733-3107
Facsimile No. (208) 733-1669
e-mail: BBerrett@WrightBrothersLaw.com

STATE OF IDAHO COUNTY OF GOODING } ss.
I hereby certify the foregoing is a true copy of the original instrument on file in my office.
Dated <u>February 18, 2020</u>
DENISE M. GILL District Court Clerk
By <u>[Signature]</u> Deputy



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF GOODING

MAGISTRATE DIVISION

IN THE MATTER OF THE ESTATE)
)
 of)
)
)
 DARLENE A. EVERS,)
)
 Deceased.)
)
)
)

Case No. CV24-20-00097

LETTERS TESTAMENTARY

JERRY RAYMOND EVERS and JOHN EARL EVERS were appointed and qualified as
Personal Representatives of the above-named Decedent on February 18, 2020, by the
Court with all authority pertaining thereto.

Administration of the estate is unsupervised.

These letters are issued to evidence the appointment, qualification, and authority of the
said Personal Representatives.

DATED: _____.

Signed: 2/17/2020 03:06 PM

[Signature]
Magistrate Judge

LETTERS TESTAMENTARY



0004285861

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

*For Office Use Only***-FILED-**

File #: 0004285861

Date Filed: 5/18/2021 12:45:58 PM

Entity Name and Mailing Address:

Entity Name: Evers Brothers Properties, LLC
The file number of this entity on the records of the Idaho Secretary of State is: 0003521723
Address: 3109 S 2000 E
WENDELL, ID 83355-3518

Entity Details:

Entity Status: Active-Existing
This entity is organized under the laws of: IDAHO
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was:

The registered agent on record is:

Registered Agent: JOHN EVERS
Registered Agent
Physical Address
3109 S 2000 E
WENDELL, ID 83355
Mailing Address
, ID

Limited Liability Company Managers and Members

Name	Title	Business Address
JOHN EVERS	Manager	3109 SOUTH 2000 EAST WENDELL, ID 83355
JERRY R EVERS	Manager	560 EAST AVE C WENDELL, ID 83355

The annual report must be signed by an authorized signer of the entity.

Job Title: Manager

Jerry R Evers

Sign Here

05/18/2021

Date

B0610-4552 05/18/2021 12:46 PM Received by ID Secretary of State Lawrence Denney



36-8584
Blue outline = Water Right Shape
Gray shaded areas are not covered
on the deeds provided

Maline, Denise

From: Maline, Denise
Sent: Thursday, January 20, 2022 12:23 PM
To: IdwrPayable
Subject: Refund request - D L Evans
Attachments: Refund Request - D L Evans Bank.pdf

Good afternoon,

Attached please find a refund request being submitted for processing. Please let me know if there are any questions.

Thank you

Denise

Idaho Department of Water Resources Receipt
Receipt ID: S038461

Payment Amount	\$50.00	Date Received	3/15/2021	Region	SOUTHERN
Payment Type	Check	Check Number	202024562		
Payer	D.L. EVANS BANK				
Comments	CHANGE IN OWNERSHIP FROM EVERS TO EVERS BROTHERS PROPERTIES LLC WATER RIGHT 36-8584 NOTICE OF SECURITY INTEREST FROM AXA EQUITABLE LIFE INSURANCE COMPANY FOR EVERS BROTHERS PROPERTIES LLC 36-8584 DOCUMENT NUMBER: R210609				

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$50.00	OWNERSHIP CHANGES/SECURITY INTERESTS	64140	0229	21		1155

COPY

Signature Line (Department Representative)

Ownership change for 36-8584 was not processed.

Please issue a \$25.00 refund to:

D L Evans Bank
PO Box 87
Twin Falls ID 83303-0087
(208) 933-2265 (main branch in Twin Falls)

LM 1-20-2022



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

January 20, 2022

EVERS BROTHERS PROPERTIES LLC
3109 S 2000 E
WENDELL ID 83355-3518

Re: Change in Ownership for Water Right No(s): 36-8584

Dear Water Right Holder(s):

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) on March 15, 2021. However, the Notice could not be processed on water right no. 36-8584 because the deeds provided only conveyed a portion of the property involved.

The Department sent you a letter regarding this matter on October 10, 2021. To date, we have not received a response, therefore we are returning the Notice for 36-8584 as unprocessed. A refund in the amount of \$25.00 has been submitted for processing and will be sent to D L Evans Bank in Twin Falls under separate cover. If you wish to refile at a later date, you may do so.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: D L Evans Bank, Twin Falls
TitleOne, Jerome (File #20362869 & 19352355)



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 10, 2021

EVERS BROTHERS PROPERTIES LLC
3109 S 2000 E
WENDELL ID 83355-3518

Re: Change in Ownership for Water Right No(s): 36-2584, 36-7668 and 37-10835
Notice of Security Interest for Water Right No(s): 36-2584, 36-7668, 36-8584 and 37-10835

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 also acknowledges receipt of correspondence adding security interest of the above referenced water right(s) to AXA Equitable Life Insurance Company. The Department has modified its records and has enclosed a computer-generated report for you.

Please note, we were not able to update the ownership on Water Right No. 36-8584 due to the following reasons:

- This water right is for property in the NE¼ of Section 11, Twp 8S, Rge 15E. The Deeds provided only convey the NW¼ NE¼, Section 11. If this water right needs to be split, we will need an additional \$75 to process the split. If it is not intended to split this water right; please provide the necessary conveyance documents to cover the property in question.
- Northwest Farm Credit Services is also listed as a Current Owner on this water right. If it is intended to remove them as a current owner; please provide the necessary conveyance documents to do this. If it is not intended to remove Northwest Farm Credit Services from this water right, no further action is necessary at this time.

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 provide the necessary information within thirty (30) days of the date of this letter. If we do not receive the information within that time, your notice may be returned and not processed; and a refund will be issued at that time.

Thank you in advance for your patience and cooperation. If you have any questions concerning the enclosed information, please contact me at (208) 293-9908.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Northwest Farm Credit Services (36-8584)
AXA Equitable Life Insurance Company
TitleOne, Jerome (File #20362869 & 19352355)
Water District 130



237 N. Lincoln
Jerome, ID 83338
Ph. (208) 324-5613
Fx. (866) 310-3443
www.titleonecorp.com

VIA UPS Overnight Delivery

Idaho Dept of Water Resources
650 Addison Ave W., Ste 500
Twin Falls, ID 83301

RECEIVED
MAR 15 2021
DEPT OF WATER RESOURCES
SOUTHERN REGION

Date: June 19, 2020

Re: Escrow No. 20362869 ~ Evers Brothers Properties, LLC, an Idaho limited liability company
Escrow No 1935255

In connection with the above referenced transaction, I am enclosing the following:

- Check No. 202024568 in the amount of \$50.00
- Check No. 33003 in the amount of \$75.00
- Check No. 32772 in the amount of \$75.00
- Notice of Change in Water Right Ownership
- (2) Notice of Security Interest in a Water Right
- Mortgage, Instrument 267743, Gooding County, Idaho February 21, 2020
- Mortgage, Instrument 268796, Gooding County, Idaho, February 8, 2020
- PR Deed, Instrument 212345, Gooding County, Idaho
- Warranty Deed, Instrument 22668, Gooding County, Idaho
- Letters Testamentary, Instrument 267739, Gooding County, Idaho
- PR Deed, Instrument 267740, Gooding County, Idaho
- QuitClaim Deed, Instrument 267741, Gooding County, Idaho
- PR Deed, Instrument 268795, Gooding County, Idaho

If you have any questions, please do not hesitate to contact me.

Sincerely,

Laury Jo Lamb
(208) 324-5613
llamb@titleonecorp.com