

RECEIVED

JUN 11 2020

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## Notice of Change in Water Right Ownership

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?
36-10277	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Carl Wayne Gibbs and Deborah Sue Gibbs  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Napoleon Jimenez and Dulce Jimenez  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 3204 South 1950 East Wendell ID 83355  
Mailing address City State ZIP
- 208-539-1786-208-536-2090 Napoleon Jimenez 13@Emgila.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: 6-5-2020
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):  
☐ \$25 per *undivided* water right.  
☐ \$100 per *split* water right.  
☐ 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: Napoleon Jimenez 6-5-20  
Signature of new owner/claimant Title, if applicable Date
- Signature: Dulce Jimenez 6-5-20  
Signature of new owner/claimant Title, if applicable Date

## For IDWR Office Use Only:

Received by SG Date 6/11/20 Receipt No. 5037979 Receipt Amt. 1525.00

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 [Signature] Date 6-17-20

**Instrument # 268788**  
GOODING COUNTY, GOODING, IDAHO  
06-05-2020 15:45:38 No. of Pages: 3  
Recorded for: TITLEONE - TWIN FALLS  
DENISE GILL Fee: \$15.00  
Ex-Officio Recorder Deputy: JG  
Electronically Recorded by Simplifile



Order Number: 20367510

### Warranty Deed

For value received,

**Deborah Sue Gibbs, Trustee of the Lazy "G" Revocable Trust**

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

**Napoleon Jimenez and Dulce Jimenez, husband and wife**

whose current address is

**3204 South 1950 East Gooding, Idaho 83330**

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

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

Section 16: Part of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ , more particularly described as follows:

Beginning at the North Quarter corner for Section 16, the TRUE POINT OF BEGINNING;  
Thence North 89° 47' 13" West 470.00 feet along the Northerly boundary of Section 16;  
Thence South 87.50 feet;  
Thence 602.03 feet Southeasterly along a curve right having a Radius of 629.27 feet and a Chord of South 41° 19' 19"  
East 579.33 feet;  
Thence North 89° 35' 54" East 87.48 feet along an existing fence to the Easterly boundary of NE $\frac{1}{4}$ NW $\frac{1}{4}$ ;  
Thence North 520.22 feet along said Easterly boundary to the TRUE POINT OF BEGINNING.

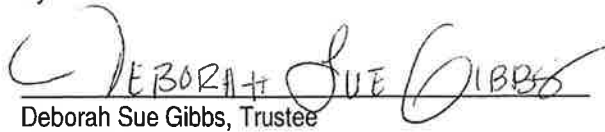
To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those 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: June 3, 2020

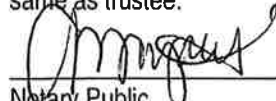
Lazy "G" Revocable Trust

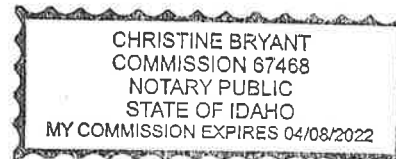
By:

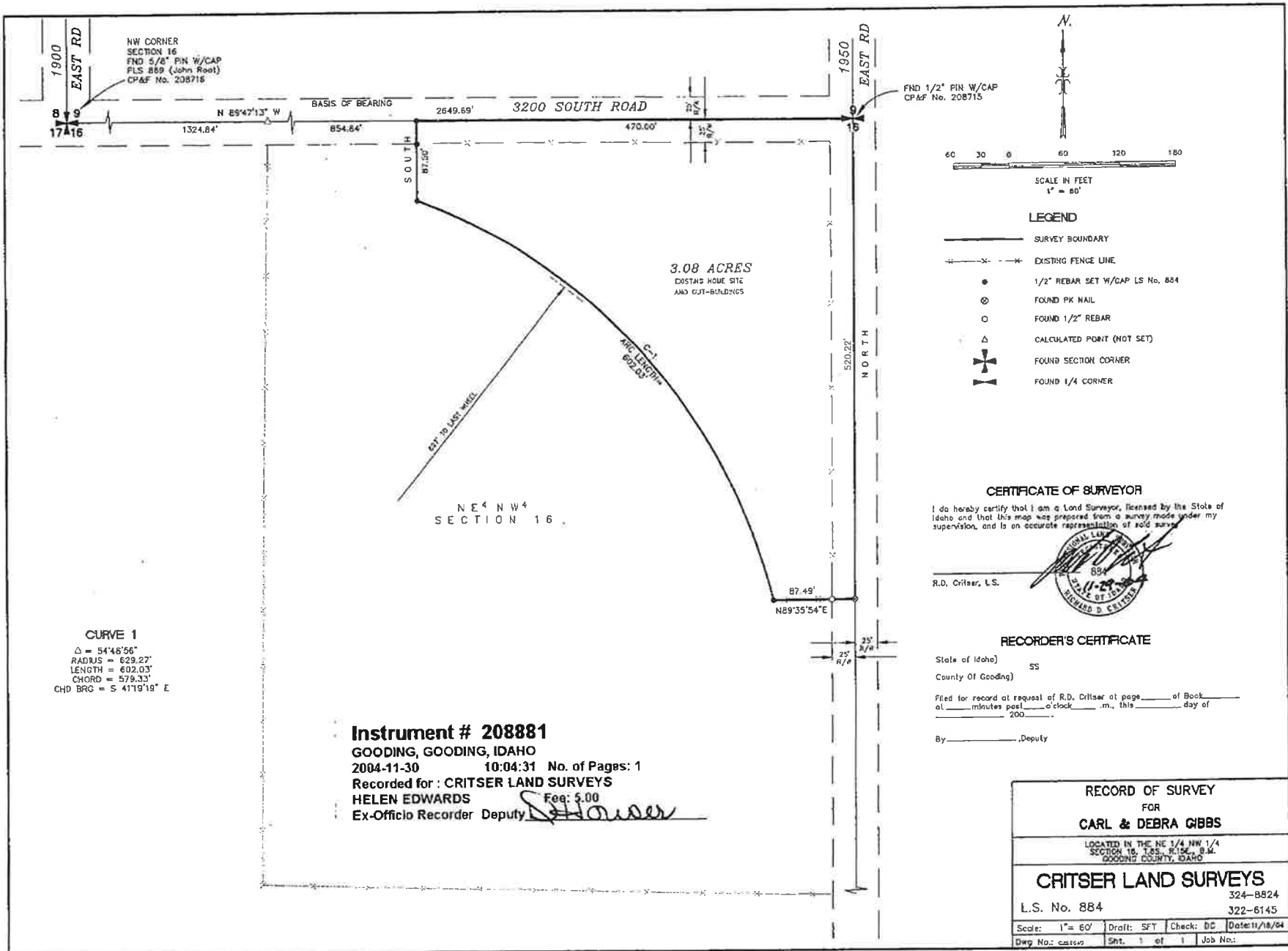
  
Deborah Sue Gibbs, Trustee

State of Idaho, County of Gooding, ss.

On this 5<sup>th</sup> day of June in the year of 2020, before me, the undersigned, a notary public in and for said state personally appeared Deborah Sue Gibbs, known or identified to me to be the person whose name is subscribed to the within instrument, as trustee of the Lazy "G" Revocable Trust and acknowledged to me that he/she executed the same as trustee.

  
\_\_\_\_\_  
Notary Public  
Residing In: Gooding, ID  
My Commission Expires: 4-8-2022  
(seal)





# GOODING COUNTY

Hwy. Dist. 6 City \_\_\_\_\_

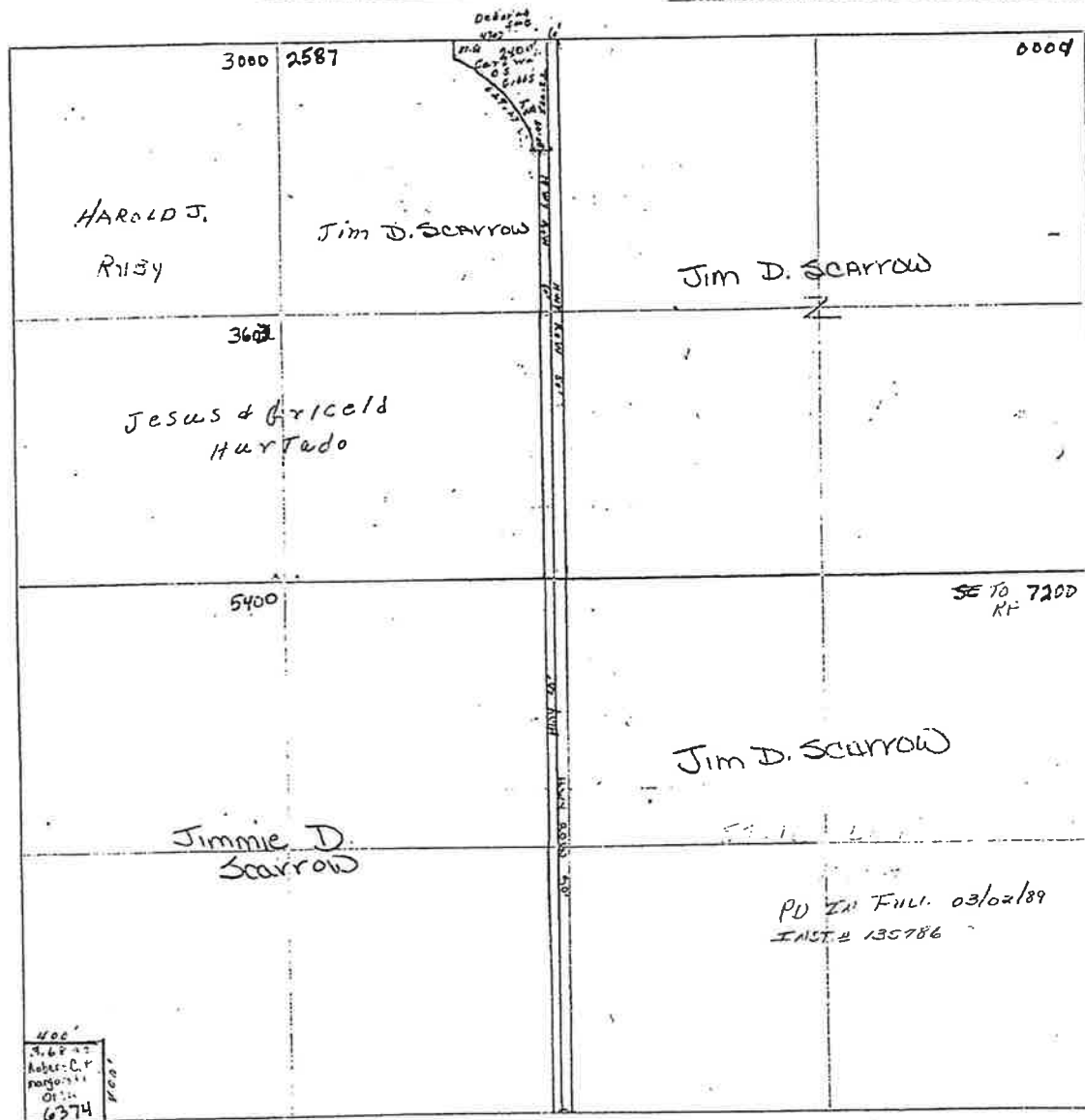
Sec. 16 Twp. 8 Rng. 15

Sch. Dist. 232 Cem. Dist. W

\$31

Fire Dist. W

085.15E.16



FOR ASSESSMENT  
USE ONLY

**STATE OF IDAHO**  
**CERTIFICATION OF VITAL RECORD**

**STATE OF IDAHO**  
IDAHO DEPARTMENT OF HEALTH AND WELFARE  
BUREAU OF VITAL RECORDS AND HEALTH STATISTICS

**CERTIFICATE OF DEATH**

Date Filed MARCH 16, 2020

State File No. 2020-02759

DECEDENT - LEGAL NAME

**CARL WAYNE GIBBS**

SEX <b>MALE</b>	SOCIAL SECURITY NUMBER	AGE <b>68 YEARS</b>	DATE OF BIRTH <b>APRIL 17, 1951</b>
--------------------	------------------------	------------------------	--

BIRTHPLACE <b>BLACKFOOT, IDAHO</b>	PLACE OF RESIDENCE <b>WENDELL, IDAHO</b>
---------------------------------------	---

MARITAL STATUS AT TIME OF DEATH <b>MARRIED</b>	NAME OF SURVIVING SPOUSE (if wife, maiden name) <b>DEBORAH ROST</b>	WAS DECEDENT EVER IN U.S. ARMED FORCES? <b>NO</b>
---	--	--

FATHER - NAME <b>LEROY ELVOID GIBBS</b>	BIRTHPLACE <b>UTAH</b>
--	---------------------------

MOTHER - MAIDEN NAME <b>LUCILE ELIZABETH ANDERSON</b>	BIRTHPLACE <b>UTAH</b>
--	---------------------------

METHOD OF DISPOSITION <b>CREMATION</b>	FUNERAL SERVICE LICENSEE <b>DWAIN M. DEMARAY</b>
---	---

NAME AND ADDRESS OF FUNERAL FACILITY  
**DEMARAY FUNERAL SERVICE, GOODING, IDAHO**

DATE OF DEATH <b>MAR. 13, 2020</b>	TIME OF DEATH <b>12:05 A.M.</b>	CITY, TOWN OR LOCATION OF DEATH <b>WENDELL, IDAHO</b>	COUNTY OF DEATH <b>GOODING</b>
---------------------------------------	------------------------------------	--	-----------------------------------

CAUSE OF DEATH (underlying cause last) <b>ACUTE MYOCARDIAL INFARCTION</b>	Approximate Interval Between Onset and Death <b>INSTANT</b>
--	--

a. DUE TO (or as a consequence of):

b. DUE TO (or as a consequence of):

c. DUE TO (or as a consequence of):

OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above <b>NONE STATED</b>	WAS AN AUTOPSY PERFORMED? <b>NO</b>
--	--

MANNER OF DEATH <b>NATURAL</b>	NAME OF CERTIFIER <b>RON GEER</b>	TITLE <b>CORONER</b>
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CORONER SUBSEQUENT CERTIFICATION IF NECESSARY

**EXTERNAL CAUSES ONLY**

DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
----------------	----------------	-----------------	-----------------

LOCATION WHERE INJURY OCCURRED

DESCRIPTION OF HOW INJURY OCCURRED

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF VITAL RECORDS AND HEALTH STATISTICS.

DATE ISSUED: MARCH 16, 2020

This copy not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

*James B. Aydelette*  
**JAMES B. AYDELETTE**  
STATE REGISTRAR

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE



## Amendment Lazy "G" Revocable Trust

We, Carl Wayne Gibbs and Deborah Sue Gibbs, executed the Lazy "G" Revocable Trust on August 23, 2018 and recorded same at Gooding, Gooding County, Idaho under Instrument # 262701.

As stated in paragraph two (2), page three (3) as Grantors of the Lazy "G" Revocable Trust, we reserve the power to amend the agreement.

We hereby amend the Lazy "G" Revocable Trust as follows:

In the paragraph three (3), page one (1) Denise Rust of 285 West Gordon Avenue, City of Layton, State of Utah is removed as successor trustee.

The trust language for the paragraph three (3), page one (1) now reads:

***Upon the death of, or incapacity of both Grantors, then Johnny Mike Urrutia of #18 North Ridge Way, City of Jerome, State of Idaho and/or Lyle Probst of 3270 Concord Avenue, City of Brentwood, State of California will serve as trustees of this Living Trust.***

We further amend the Lazy "G" Revocable Trust as follows:

In paragraph (3), page three (3), Lyle Probst of 3270 Concord Avenue, City of Brentwood, State of California is removed as successor trustee.

The trust language for paragraph (3), page three (3) now reads:

***In the event of the death or incapacity of both trustees, we hereby nominate and appoint successor trustee:***

***Jack Damian Urrutia of 3231 S Bradshire Court, City of Bloomington, State of Indiana***

X Carl Wayne Gibbs

Carl Wayne Gibbs  
Grantor

X Deborah Sue Gibbs

Deborah Sue Gibbs  
Grantor

STATE OF IDAHO  
County of Gooding

On this 17<sup>th</sup> day of December, 2018, before me, the undersigned, a Notary Public in and for said County and State, personal appeared **Carl Wayne Gibbs** and **Deborah Sue Gibbs**, known to me to be the persons whose names are subscribed to the within and foregoing Lazy "G" Trust Amendment, and they acknowledged to me that they executed the same. **IN WITNESS WHEREOF**, I have hereunto set my hand and seal, this 17<sup>th</sup> day of December, 2018.

X Deanna Lenker

NOTARY PUBLIC for Idaho  
Residing at: Gooding, Id  
1-26-22



Instrument # 263619

GOODING, GOODING, IDAHO

12-17-2018 03:11:47 PM No. of Pages: 1

Recorded for: GIBBS, DES

DENISE M. GILL

Ex-Officio Recorder Deputy

Fee: 10.00

Deanna Lenker



**Instrument # 262701**

GOODING, GOODING, IDAHO

8-23-2018 02:34:41 PM No. of Pages: 6

Recorded for : GIBBS, DEB

DENISE M. GALL

Ex-Officio Recorder Deputy

**Lazy "G" Revocable Trust**

We, Carl Wayne Gibbs and Deborah Sue Gibbs, presently of 480 W Avenue F, Wendell, State of Idaho, collectively the "Grantors" declare and make this revocable living trust this 23rd day of August, in the year of 2018. This living Trust will be known as Lazy "G" Revocable Trust.

During the lifetime of the Grantors, and while a Grantor is not incapacitated, each of the Grantors will act jointly and severally as the "Primary Trustee" of this living trust. If one of the Grantors dies or becomes incapacitated, the other Grantor will continue as the sole Primary Trustee of this living trust.

Upon the death of, or incapacity of both Grantors, then Johnny Mike Umutia of #18 North Ridge Way, City of Jerome, State of Idaho and/or Denise Rust of 285 West Gordon Avenue, City of Layton, State of Utah will serve as successor trustees of this Living Trust.

The grantors presently own property described in "Schedule A", attached hereto and made a part hereof;

The grantors desire to make provision for the care and management of such property, and the collection of the income therefrom, and the disposition of both such income and such property in the manner herein provided:

Grantors, hereby convey, transfer, assign, and deliver to this Living Trust, the property described in "Schedule A" attached hereto and made a part hereof, by this reference, the property, held by trustees hereunder, is now referred to as Trust Estate. Grantors, shall have the right at any time to add property to this trust and such property, when received, shall become a part of the trust estate.

**Purpose of Trust:** This trust is created for the benefit of grantors so long as they may live with the income of said trust being used first for the care, maintenance and support of the Grantors and then for distribution to the beneficiaries as hereinafter set forth.

**Powers of Trustee:** In the administration of the trust, the Trustees shall have all the powers given them under the laws of the State of Idaho relating to powers of trustee which powers shall be exercised in a fiduciary capacity primarily in the interest of the beneficiaries. Such powers shall include but not be limited to the following:

- a. To invest and reinvest the trust funds in real, personal or mixed property;
- b. To engage in those activities and to carry forth the operation of said trust property in the same manner as has been managed and operated by the Grantors;

20367510

- c. To use so much of the principal of said trust as may be necessary to maintain the same standard of living for grantors so long as they may live;
- d. To advance money for the protection of the trust and to purchase any interest of other persons, firms, corporations or estates in said property, which may be jointly owned by this trust and such other persons, estates or corporations.
- e. To accumulate income and reinvest in the same manner as the corpus of the trust.
- f. To be reimbursed out of the income and property of this Living Trust for all expenses reasonably incurred in the management of this Living Trust.

**DISPOSITIVE PROVISIONS:** After the death of the Grantors, the trustees shall care for and manage the trust estate and collect the income derived therefrom, and, after the payment of all taxes and assessments thereon and all charges incident to the management thereof, expenses of last illness, burial and any outstanding debts of the Grantors, dispose of the net income therefrom and corpus thereof, as follows:

**Beneficiaries of the trust:**

One-half (½) of the trust shall be equally distributed among the sons and grandsons of the Grantors:

Johnny Mike Urrutia, Jack Damian Urrutia, Colten Carl Urrutia & Quincy James Urrutia

One-half (½) of the trust shall be equally distributed to the nieces and nephews of the grantors:

Ranell Gibbs, Stephen Gibbs, Jennifer Gibbs, Jo Ellen Gibbs, Denise Gunderson, Bradley Gunderson, Brian Gunderson, Margo Gunderson, Lisa Gunderson, Jon Gunderson, Holly Kennedy, Heather Kennedy, Jill Kennedy, Pam Kennedy, Cody Gibbs and Trevor Gibbs.

If this trust document is contested by any of the beneficiaries, then the share that would have gone to the beneficiary contesting this trust shall be forfeited back to the trust and divided between the remaining beneficiaries.

Should a named beneficiary die before disposition of this Living Trust net income, then the share that would have gone to the deceased beneficiary shall be forfeited back to the trust and divided between the remaining beneficiaries.

With regard to the distribution of the property, the Trustees may in their discretion hold the property together as a unit for the benefit of the beneficiaries and make monthly, quarterly, semi-annual or annual distributions as they may in their discretion determine. In any event the proceeds of the trust shall be distributed in full to the beneficiaries prior to twenty (20) years from the date of the death of the Grantors.

None of the beneficiaries of this trust shall have the right to mortgage, pledge, assign or transfer their beneficial interest in this trust prior to the time that any assets of said trust are distributed to them.

The Grantors, may, by signed instrument delivered to the Trustees, revoke the trust hereunder, in whole or in part, or amend this Agreement from time to time in any manner.

In the event of the death or incapacity of both successor trustees, we hereby nominate and appoint successor trustee:

Lyle Probst of 3270 Concord Avenue, City of Brentwood, State of California

If the Trustee herein named shall fail or cease to serve as a trustee hereunder, then the Trustee shall designate another person or corporation as successor trustee.

No trustee or their successors shall be required to give any bond or other security.

This trust will be administered in the State of Idaho and its validity, construction, and all rights hereunder shall be governed by the laws of that state.

IN WITNESS WHEREOF, Grantors have executed this Living Trust on the date above written.

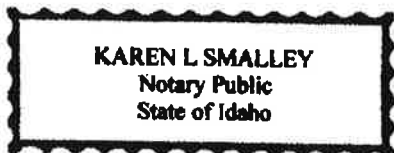
  
Carl Wayne Gibbs

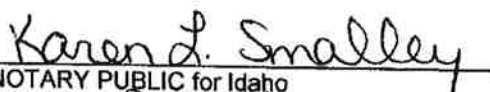
  
Deborah Sue Gibbs

STATE OF IDAHO  
County of Gooding

On this 23rd day of August, 2018, before me, the undersigned, a Notary Public in and for said County and State, personally appeared **Carl Wayne Gibbs** and **Deborah Sue Gibbs**, known to me to be the persons whose names are subscribed to the within and foregoing Lazy "G" Revocable Trust Agreement, and who acknowledged to me that they executed the same.

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



  
NOTARY PUBLIC for Idaho  
Residing at: Buhl, Idaho  
Commission Expires: 2-26-24



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

June 17, 2020

NAPOLEON JIMENEZ  
3204 S 1950 E  
WENDELL ID 83355-3332

DULCE JIMENEZ  
3204 S 1950 E  
WENDELL ID 83355-3332

Re: Change in Ownership for Water Right No: 36-10277

Dear Water Right Holders:

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) 736-3033.

Sincerely,

Bill Mills

Water Resource Agent, Senior

Enclosure

c: TITLEONE