

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
DEC 23 2019
Department of Water Resources
Eastern 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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-2241B <i>OK</i>	Yes <input checked="" type="checkbox"/>		35-2241B (Split into 35-2241B and 35-14662)	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
35-2552 <i>OK</i>	Yes <input checked="" type="checkbox"/>		35-2552 (Split into 35-2552 and 35-14664)	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
35-7782 <i>OK</i>	Yes <input checked="" type="checkbox"/>		35-7782 (Split into 35-7782 and 35-14663)	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: Carson Phillips
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Paula Parks Farms, LLC and/or Parks Unlimited, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
- 86 N 900 W Blackfoot ID 83221
Mailing address City State ZIP
- 208-681-9404 alan@parksfarms.us
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: 12/17/2019
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.

SUPPORT DATA
IN FILE # 35-2241B

8. Signature: Parks Unlimited LLC by *member* member 12/20/19
 Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by *JB* Date 12/23/2019 Receipt No. E045522 Receipt Amt. \$300.-
 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 *JB* Processed by *JB* Date 1/8/2020

COPY

Instrument # 713183

BINGHAM COUNTY

12-17-2019

11:12:22 AM

No. of Pages: 3

Recorded for : 15051 SHERIFF OF BINGHAM COUNTY

PAMELA W. ECKHARDT

Fee: 15.00

Ex-Officio Recorder Deputy

SHERIFF'S DEED

THIS INDENTURE made this 16th day of December, 2019, by and between the Sheriff of Bingham County, State of Idaho, and Paula Parks Farms, LLC, an Idaho limited liability company and Parks Unlimited, LLC, an Idaho limited liability company, purchaser.

WHEREAS, in and by that certain judgment and decree of foreclosure rendered by the District Court of the Seventh Judicial District in and for the State of Idaho, in and for the County of Bingham, entered on September 13, 2018, nunc pro tunc September 6, 2018, Case No. CV-17-2161 then pending in said court, wherein THE BANK OF COMMERCE was the Plaintiff and MATTHEW P PHILLIPS and ANNALEE PHILLIPS, husband and wife, CARSON POLL PHILLIPS, and his wife if married, JANE DOE PHILLIPS, PRB OIL COMPANY, LLC, an Idaho limited liability company, and STATE OF IDAHO, acting through the IDAHO STATE TAX COMMISSION, were Defendants, and of which said decree a copy, with an order of sale thereon, was delivered to said sheriff, for execution, it was, among other things, ordered, adjudged and decreed, that all and singular the premises described in the complaint in said action, and specifically described in said decree, be sold at public auction by said sheriff, in the manner required by law, and according to the court and practice of said court; that any of the parties to said action might become the purchaser at said sale; and that said sheriff execute the usual certificates and deed to the purchaser as required by law;

AND WHEREAS, said sheriff did, at the hour of 11:00 a.m. on November 29th, 2018 after due public notice had been given, as required by the laws of this State, and the course and practice of said court, duly sell at public auction, at the Bingham County Courthouse, 501 N Maple, Blackfoot, ID 83221, pursuant to said decree, and the provisions of law, the premises in said decree mentioned; at which sale the premises in said decree, and hereinafter described were fairly struck off to said purchaser for the sum of \$739,000.00, cash bid, in lawful money of the United States, it being the highest bidder, and that being the highest sum bidden for the same;

AND WHEREAS, said sheriff thereupon made and issued the usual certificates, in duplicate, of said sale, in due form of law, and delivered on thereof to said purchaser, and caused the other to be filed and recorded in the Recorder's Office of the County of Bingham, State of Idaho, as Instrument #703204.

AND WHEREAS, the time allowed by statute for redemption has elapsed since the date of said sale, and no redemption has been made of the premises so sold, as aforesaid, by or on behalf of said defendants, or by or on behalf of any other person;

NOW, said Bingham County Sheriff, in order to carry into effect the sale so made by him as aforesaid, in pursuance of said decree, and in conformity to the statute in such case made and provided, and also, in consideration of the premises and of said cash bid in the sum of \$739,000.00, in lawful money of the United States, pursuant to the judgment rendered in favor of THE BANK OF COMMERCE has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto PAULA PARKS FARMS, LLC, an Idaho limited

liability company and Parks Unlimited, LLC, an Idaho limited liability company and to its successors and assigns forever, the real property described as:

Township 1 South, Range 33 East of the Boise Meridian, Bingham County, Idaho
Section 25: E $\frac{1}{2}$ NW $\frac{1}{4}$ lying North of the Highway and E $\frac{1}{2}$ lying North of the Highway

ALSO EXCEPTING THEREFROM:

Beginning at the East $\frac{1}{4}$ corner of Section 25, Township 1 South, Range 33 East of the Boise Meridian, Bingham County, Idaho; thence North 1110 feet to the True Point of Beginning; thence West 325 feet; thence North 390 feet; thence East 325 feet; thence South 390 feet to the True Point of Beginning.

ALSO EXCEPTING THEREFROM:

Township 1 South, Range 33 East of the Boise Meridian, Bingham County, Idaho
Section 25: All that portion of the SE $\frac{1}{4}$ lying North of the Highway 26.

Which may commonly be known as: 742 N 1200 W, Blackfoot, ID 83221

Together with all singular and tenements, hereditaments, and appurtenances thereto belonging, or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all singular, the premises above mentioned and described and hereby conveyed, or intended so to be, together with the appurtenances, to PAULA PARKS FARMS, LLC an Idaho limited liability company and Parks Unlimited, LLC, an Idaho limited liability company.

IN WITNESS WHEREOF, said grantor, as sheriff aforesaid hereunto sets his hand the day and year first above written.



CRAIG T. ROWLAND
Bingham County Sheriff

STATE OF IDAHO)
County of Bingham) ss.

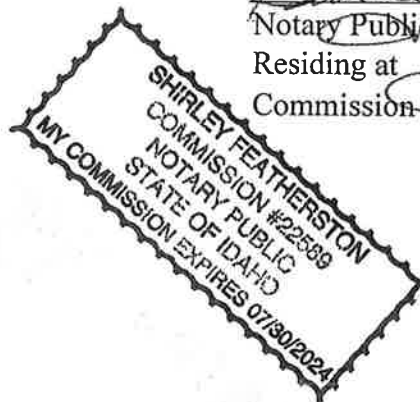
On this 16th day of December, 2019, before me, the undersigned, a Notary Public in and for said State, personally appeared Craig T. Rowland, the duly appointed and incumbent Sheriff of Bingham County, Idaho, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he, as such Sheriff, executed the same.

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

Notary Public for Idaho

Residing at Leachman Co

Commission Expires: 07.30.21



713183



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

January 08, 2020

PAULA PARKS FARMS LLC
86 N 900 W
BLACKFOOT ID 83221-5350

PARKS UNLIMITED LLC
86 N 900 W
BLACKFOOT ID 83221-5350

Re: Change in Water Right Ownership: 35-2241B (Split into 35-2241B & 35-14662), 35-2552 (Split into 35-2552 and 35-14664) and 35-7782 (Split into 35-35-7782 & 35-14663)

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: CARSON PHILLIPS
WATER DISTRICT 120
BINGHAM GROUND WATER DISTRICT