

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 09 2018

DEPT OF WATER RESOURCES
SOUTHERN 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?
37-2557V	Yes ☐	Yes ☐	37-21557	Yes ☐	Yes ☐
37-21513	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21524	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21535	Yes ☐	Yes ☐		Yes ☐	Yes ☐
37-21546	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Ralph R Lapham
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Larry Schwartz and Akamai Defined Benefit Pension Plan
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or
- PO BOX 3623 Ketchum ID 83340
Mailing address City State ZIP
208-720-0183 larryschwartz100@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: 12/13/17
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: [Signature] Title, if applicable: Larry Schwartz Date: 4/5/18
Signature: [Signature] Title, if applicable: Trustee Date: 4/5/18
Signature of new owner/claimant Signature of new owner/claimant

For IDWR Office Use Only:

Received by: [Signature] Date: 4-9-2018 Receipt No: 5036681 Receipt Amt: \$150-
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: 4-12-2018

SUPPORT DATA

IN FILE # 37-2557V

Instrument # 648699

HAILEY, BLAINE, IDAHO
12-13-2017 1:09:09 PM No. of Pages: 12
Recorded for: PIONEER LENDER TRUSTEE SERVICES
JOLYNN DRAGE Fee: \$15.00
Ex-Officio Recorder Deputy: JB
Electronically Recorded by Simplifile

RECORDING REQUESTED BY

WHEN RECORDED MAIL TO

LARRY SCHWARTZ
PO BOX 3623
KETCHUM, ID 83340

Trustee's Sale No: ID-PRV-17002896

TRUSTEE'S DEED

Pioneer Title Company of Ada County, dba Pioneer Lender Trustee Services, as Successor Trustee under the Deed of or Transfer in Trust hereinafter particularly described, does hereby Bargain, Sell and Convey, without warranty, to **LARRY SCHWARTZ OF HAILEY, ID WITH A VESTED INTEREST OF 42.86% AND AKAMAI DEFINED BENEFIT PENSION PLAN OF LA JOLLA, CA WITH A VESTED INTEREST OF 57.14%**, (herein called Grantee) whose address is PO Box 3623, Ketchum, ID 83340, all of the real property situate in the County of BLAINE, State of Idaho, described as follows:

LOT 7 IN BLOCK 2 OF BELLEVUE FARMS SUBDIVISION, ACCORDING TO THE
OFFICIAL PLAT THEREOF, RECORDED AS INSTRUMENT NO 206106, RECORDS
OF BLAINE COUNTY, IDAHO

This conveyance is made pursuant to the powers conferred upon Trustee by the Deed of Trust between **RAFE RUSSELL LAPHAM II (FORMERLY KNOWN AS RALPH RUSSELL LAPHAM JR) AND ENNIS HOMESTEAD LLC**, as Grantor(s), to **BLAINE COUNTY TITLE COMPANY**, as Trustee, in favor of **LARRY SCHWARTZ OF HAILEY, ID WITH A VESTED INTEREST OF 42.86% AND AKAMAI DEFINED BENEFIT PENSION PLAN OF LA JOLLA, CA WITH A VESTED INTEREST OF 57.14%**, as Beneficiary, dated 2/11/2016, recorded 2/11/2016, under Instrument No. 633037, Mortgage records of BLAINE County, IDAHO, and after the fulfillment of the conditions specified in said Deed of Trust authorizing this conveyance as follows:

- (a) Default occurred in the obligations for which said Deed of Trust was given as security and the beneficiary made demand upon the said Trustee to sell said property pursuant to the terms of said Deed of Trust. Notice of Default was recorded as Instrument No. 640080, BLAINE County, Idaho Mortgage Records and in the office of the Recorder of each other county in which the property described in said Deed of Trust, or any part thereof is situated, the nature of such default being as set forth in said Notice of Default. Such default still existed at the time of sale.
- (b) After recordation of said Notice of Default, Trustee gave notice of the time and place of the sale of said property by registered or certified mail, by personal service upon the occupants of said real property, by posting in a conspicuous place on said premises and by publishing in a newspaper of general circulation in each of the counties in which the property is situated as more fully appears in affidavits recorded at least 20 days prior to date of sale as Instrument No. 642111, Instrument No. 642112, and Instrument No. 642113, BLAINE County, Idaho Mortgage Records.
- (c) The provisions, recitals and contents of the Notice of Default referred to in paragraph (a) supra and of the Affidavits referred to in paragraph (b) supra shall be and they are hereby incorporated herein and made an integral part hereof for all purposes as though set forth herein at length.

- (d) All requirements of law regarding the mailing, personal service, posting, publication and recording of Notice of Default, and Notice of Sale, and of all other notices have been complied with.
- (e) Not less than 120 days elapsed between the giving of Notice of Sale by registered or certified mail and the sale of said property.
- (f) By reason of the automatic stay provisions of U.S. Bankruptcy Code 11 U.S.C. 362, the sale was discontinued, and pursuant to provisions of Idaho Code 45-1506(A), the sale was rescheduled and conducted following expiration or termination of the effect of the stay in the manner provided by that section. The Affidavit of Compliance with Idaho Code. 45-1506A(2) and (3), together with copies of the required affidavit(s) are attached hereto and incorporated herein.
- (g) Trustee, at the time and place of sale fixed by said Notice, at public auction, in one parcel, struck off to Grantee, being the highest bidder therefor, the property herein described, for the \$950,000.00, subject however to all prior liens and encumbrances. No person or corporation offered to take any part of said property less than the whole thereof for the amount of principal, interest, advances and costs.

DATED: 12/12/2017.

Trustee Services

Pioneer Title Company of Ada County, dba Pioneer Lender

Trustee

By

(Name)

(Title)

STATE OF ID)
COUNTY OF Ada) ss.

On 12/12/2017, before me a Notary Public in and for said State, personally appeared

Deborrah Duncan

, known and identified to me to be the Assistant Secretary of the corporation who executed this instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

ALISON PRINCE
NOTARY PUBLIC
STATE OF IDAHO

NOTARY PUBLIC in and for the State of ID
residing at: Boise, ID
My commission expires: 8/4/2021

PLAT SHOWING **BELLEVUE FARMS SUBDIVISION**

LOCATED WITHIN SECTIONS 7 AND 18 T.1N. R.19E, B.M.

BLAINE COUNTY, IDAHO

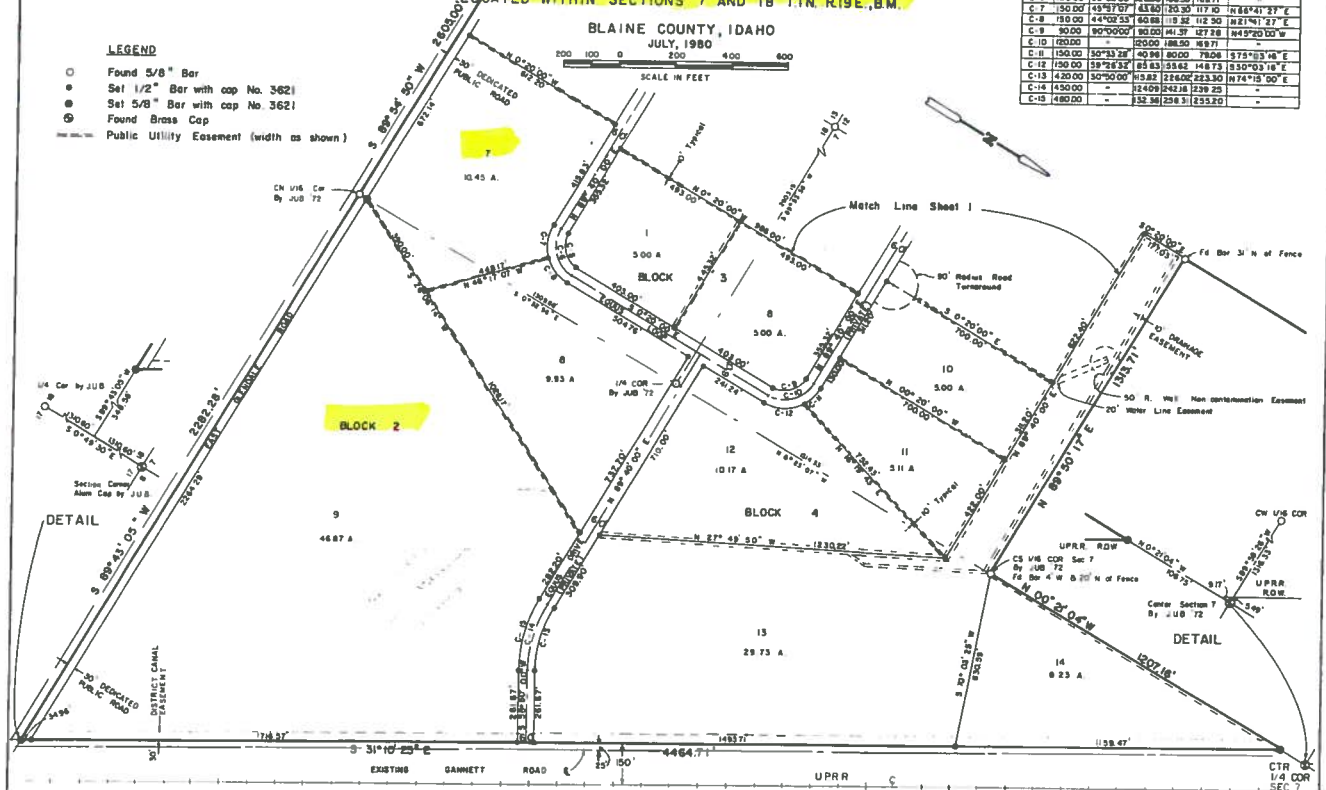
JULY, 1980

SCALE IN FEET
 200 100 0 200 400 600

LEGEND

- Found 5/8" Bar
- Set 1/2" Bar with cap No. 3621
- Set 5/8" Bar with cap No. 3621
- ⊙ Found Brass Cap
- Public Utility Easement (width as shown)

CURVE	R	Δ	T	L	Ch	Ch Bearing
C-1	80.00	90°00'00"	80.00	141.37	127.28	S 43° 29' 00" E
C-2	120.00	-	20.00	186.50	188.71	-
C-3	1150.00	45°00'00"	62.13	171.61	174.81	S 22° 50' 00" E
C-4	-	-	-	-	-	S 87° 30' 00" E
C-5	80.00	90°00'00"	80.00	141.37	127.28	N 44° 40' 00" E
C-6	120.00	90°00'00"	20.00	186.50	188.71	-
C-7	150.00	45°00'00"	62.13	171.61	174.81	N 68° 41' 37" E
C-8	180.00	44°02'53"	60.88	118.32	112.50	N 21° 41' 37" E
C-9	80.00	90°00'00"	80.00	141.37	127.28	N 49° 20' 00" W
C-10	100.00	-	20.00	186.50	188.71	-
C-11	150.00	50°33'28"	40.98	80.00	78.08	S 75° 03' 48" E
C-12	150.00	58°26'32"	45.83	85.63	148.73	S 30° 03' 18" E
C-13	1400.00	50°00'00"	19.83	1216.02	233.30	N 74° 15' 00" E
C-14	450.00	-	-	-	-	-
C-15	480.00	-	-	-	-	-



SHEET 2 of 3
 BELLEVUE FARMS SUBD.
 SAWTOOTH ENGINEERS
 KETCHUM, IDAHO

PLAT SHOWING BELLEVEUE FARMS SUBDIVISION

LOCATED WITHIN SECTIONS 7 AND 18 T.1N. R.19E. BM.

BLAINE COUNTY, IDAHO

JULY, 1980



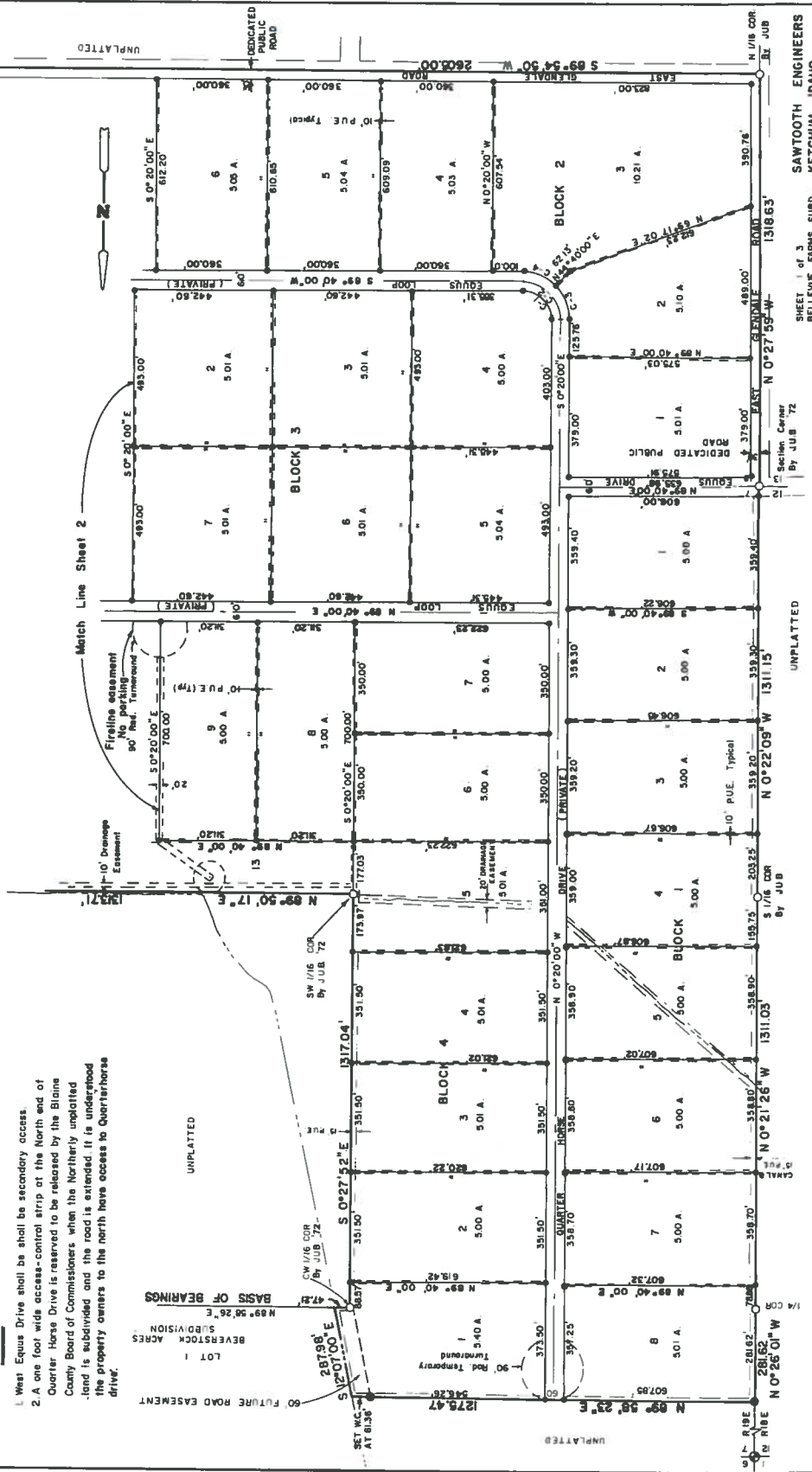
LEGEND

- Found 5/8" Bar
- Set 1/2" Bar with cap No. 3621
- Set 5/8" Bar with cap No. 3621
- Found Brass Cap
- Public Utility Easement (width as shown)
- Irrigation Easement

NOTES

- West Equus Drive shall be secondary access.
- A one foot wide access-control strip at the North end of Quarter Horse Drive is reserved to be released by the Blaine County Board of Commissioners when the Northernly unplatted land is subdivided and the road is extended. It is understood the property owners to the north have access to Quarterhorse drive.

CURVE	A	T	L	Ch. Bearing
C-1	90.00	90°00'00"	200.00	141.37 127.88 S 48°50'00" E
C-2	20.00	180°00'00"	180.00	180.71 180.71 S 89°59'59" E
C-3	10.00	45°00'00"	62.13	117.81 114.81 S 22°50'00" E
C-4	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-5	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-6	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-7	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-8	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-9	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-10	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-11	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-12	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-13	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-14	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E
C-15	10.00	90°00'00"	62.13	117.81 114.81 S 89°59'59" E



SHEET 1 of 3
BELLEVEUE FARMS SUBD.
KETCHUM, IDAHO

SAWTOOTH ENGINEERS



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

C.L. "Butch" Otter
Governor

Gary Spackman
Director

April 12, 2018

LARRY SCHWARTZ
AKAMAI DEFINED BENEFIT PENSION PLAN
PO BOX 3623
KETCHUM ID 83340-3623

Re: Change in Ownership for Water Right No(s): 37-2557V, 37-21513, 37-21524, 37-21535, 37-21546,
and 37-21557

Dear Water Right Holder(s):

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

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

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

Sincerely,

Denise Maline
Administrative Assistant I

Enclosure(s)