

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 08 2017

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?
29-14085 OK	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Glade Tippetts
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Cody Dale Evans and Trent James Evans
New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or ☐ and/or
 Mailing address P.O. Box 155 (Cody) Arimo ID 83214
PO Box 176 (Trent) City State ZIP
 Telephone 208-317-6079 (Cody) Evansx ranch@yahoo.com (Cody)
208-201-3401 (Trent) Email stwevans@gmail.com (Trent)

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: Dec. 27, 2012

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: Cody Dale Evans
Signature of new owner/claimant

Title, if applicable

8/24/2017
Date

Signature: Trent Evans
Signature of new owner/claimant

Title, if applicable

9/5/2017
Date

For IDWR Office Use Only:

Received by [Signature] Date 9-8-2017 Receipt No. E043361 Receipt Amt. 25.00
 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 [Signature] Processed by [Signature] Date 9/13/2017

OFFICIAL RECORD BK# 962
BANNOCK COUNTY IDAHO

FEE 26.00 DEPUTY DM
RECORDED AT REQUEST OF

First American Title - Pocatello

RECORDING REQUESTED BY
First American Title Company

21222313

2012 Dec 28 PM 12:22:00

Electronically Recorded by Simplifile

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 E. Center
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **446271-P (ci)**

Date: **December 27, 2012**

For Value Received, **Ned C. Tippetts, Personal Representative of the Estate of Glade W. Tippetts, deceased**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Cody Dale Evans, a married man and Trent James Evans, a married man**, hereinafter called the Grantee, whose current address is **PO Box 34, A rimo, ID 83245**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

See Attached Exhibit A

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

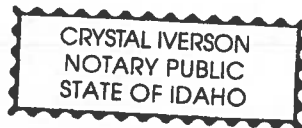
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Ned C. Tippetts, Personal Representative of
the Estate of Glade W. Tippetts, deceased

Ned C. Tippetts Personal Representative
Ned C. Tippetts, Personal Representative

STATE OF Idaho)
SS.
COUNTY OF Bannock)

On this **Twenty-eighth day of December, 2012**, before me, a Notary Public in and for said State, personally appeared **Ned C. Tippetts**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument as Personal Representative of the Estate of **Glade W. Tippetts**, and acknowledged to me that he executed the same as such Personal Representative.



Crystal Iverson

Notary Public of Idaho
Residing at: Pocatello, ID
Commission Expires: 4/23/16

Date: December 27, 2012

File No.: 446271-P (ci)

EXHIBIT 'A'

LEGAL DESCRIPTION:

PARCEL 1:

TRACT NO. 2 OF ACREAGE-TRACTS ADJACENT TO THE TOWNSITE OF EAST ARIMO, BANNOCK COUNTY, IDAHO, AS SHOWN ON THE PLAT RECORDED AS INSTRUMENT NO. 43940.

EXCEPTING THEREFROM: A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 10 SOUTH, RANGE, 37 EAST, BOISE MERIDIAN, THE SAME BEING A PORTION OF TRACT 2 OF THE ACREAGE- TRACTS ADJACENT TO TOWNSITE OF EAST-ARIMO INSTRUMENT NO, 43940, DATED JANUARY 24, 1916, IN THE RECORDS OF BANNOCK COUNTY, IDAHO, THE SAME BEING PORTIONS OF THE LANDS DESCRIBED IN THAT CORRECTION WARRANTY DEED INSTRUMENT NO. 21207925, IN THE RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST QUARTER OF SECTION 17, TOWNSHIP 10 SOUTH, RANGE, 37 EAST, BOISE MERIDIAN, THE SAME BEING MARKED AND WITNESSED BY A 3 INCH ALUMINUM CAP TAGGED, "BANNOCK COUNTY SURVEY RLS 4024, 1990" PER THAT CORNER PERPETUATION AND FILING RECORD INSTRUMENT NO. 90004147 AS RECORDED IN THE RECORDS OF BANNOCK COUNTY, IDAHO, THE SAME BEING SOUTH 89°28'52" EAST 2651.28 FEET FROM THE NORTHWEST CORNER OF SECTION 17, BASIS OF BEARING PER THAT RECORD OF SURVEY INSTRUMENT NO. 98007598 AS RECORDED IN THE RECORDS OF SAID COUNTY;

THENCE SOUTH 00°01'07" EAST ALONG THE EASTERLY BOUNDARY LINE OF SAID NORTHWEST QUARTER FOR A DISTANCE OF 175.12 FEET (SOUTH 244.84' BY RECORD) TO A 5/8" REBAR WITH CAP TAGGED, "GVS, PLS 9169" SET ON THE NORTHEAST CORNER OF TRACT 2 OF THE ACREAGE- TRACTS ADJACENT TO TOWNSITE OF EAST ARIMO INSTRUMENT NO. 43940 AS DEPICTED IN SAID RECORD OF SURVEY; THENCE SOUTH 71°12'16" WEST FOR A DISTANCE OF 2799.59 FEET (N 71°17' E 2801' BY RECORD) ALONG THE NORTH BOUNDARY LINE OF SAID TRACT, THE SAME BEING ALONG A FENCE LINE TO A FOUND 1/2 INCH REINFORCEMENT BAR WITH PLASTIC CAP TAGGED, "SRLS PLS 843" LOCATED ON THE NORTHWEST CORNER OF SAID TRACT 2 OF THE ACREAGE- TRACTS ADJACENT TO TOWNSITE OF EAST-ARIMO, THE TRUE POINT OF BEGINNING;

THENCE NORTH 71°12'16" EAST FOR A DISTANCE OF 390.14 FEET ALONG SAID BOUNDARY LINE AND FENCE LINE TO A 5/8" REBAR WITH CAP TAGGED. "GVS PLS 9169";

THENCE SOUTH 16°31'13" EAST FOR A DISTANCE OF 317.04 FEET TO A 5/8" REBAR WITH CAP TAGGED, "GVS PLS 9169" SET ON THE SOUTH BOUNDARY LINE OF SAID TRACT;

First American Title Company

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**THENCE SOUTH 71°12'16" WEST FOR A DISTANCE OF 390.14 FEET (N 71°17" E BY RECORD) ALONG SAID BOUNDARY LINE TO A 5/8" REBAR WITH CAP TAGGED, "GVS PLS 9169" SET ON THE SOUTHWEST CORNER OF SAID TRACT, THE SAME BEING LOCATED ON THE EASTERLY RIGHT OF WAY BOUNDARY LINE OF THE UNION PACIFIC RAILROAD LANDS, THE SAME BEING A POINT ON A 5779.65 FOOT RADIUS NON TANGENT CURVE WHOSE CENTER BEARS SOUTH 75°03'02" WEST;
THENCE NORTHWESTERLY ALONG SAID CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 03°08'36" FOR AN ARC DISTANCE OF 317.08 FEET (CHORD BEARS N 16°31'16" W 317.04') TO THE TRUE POINT OF BEGINNING.**

PARCEL 2:

AN EASEMENT FOR RIGHT OF WAY AND ACCESS IN TRACT 3 OF ACREAGE TRACTS ADJACENT TO TOWNSITE OF EAST ARIMO AS DESCRIBED IN GRANT OF EASEMENT RECORDED MAY 6, 1999, AS INSTRUMENT NO. 99009020.

TOGETHER WITH WATER RIGHTS APPURTENANT TO SAID LANDS, INCLUDING BUT NOT LIMITED TO ALL SHARES IN PORTNEUF IRRIGATING COMPANY AND THE FOLLOWING:

THOSE CERTAIN WATER RIGHTS DESCRIBED AND CONTAINED IN THE LICENSES NUMBERED 29-2217, ISSUED BY THE DEPARTMENT OF WATER RESOURCES OF THE STATE OF IDAHO.

SELLER TO RETAIN RIGHTS TO WATER FOR 1.38 ACRES OF THOSE CERTAIN WATER RIGHTS DESCRIBED AND CONTAINED IN THE LICENSES NUMBERED 29-2217, ISSUED BY THE DEPARTMENT OF WATER RESOURCES OF THE STATE OF IDAHO.

TOGETHER WITH A 15.00-foot wide access easement located in the Northwest Quarter of Section 17, Township 10 South, Range, 37 East, Boise Meridian, more particularly described as follows;

Commencing at the Northeast corner of the Northwest Quarter of Section 17, Township 10 South, Range, 37 East, Boise Meridian, the same being marked and witnessed by a 3 inch Aluminum cap tagged, "Bannock County Survey RLS 4024, 1990" per that Corner Perpetuation and Filing Record instrument No. 90004147 as recorded in the records of Bannock County, Idaho, the same being South $89^{\circ}28'52''$ East 2651.28 feet from the Northwest corner of Section 17, basis of bearing per that Record of Survey instrument No. 98007598 as recorded in the records of said county;

Thence South $00^{\circ}01'07''$ East along the easterly boundary line of said Northwest quarter for a distance of 175.12 feet (South 244.84' by Record) to a 5/8" rebar with cap tagged, "GVS, PLS 9169" set on the Northeast corner of Tract 2 of the Acreage-Tracts adjacent to Townsite of East Arimo instrument No. 43940 as depicted in said record of survey; Thence South $00^{\circ}01'07''$ East for a distance of 334.60 feet (South 334.60 by Record) along the Easterly boundary line of said tract, the same being a fence line to a found $\frac{1}{2}$ inch reinforcement bar with no cap, the same being on the Southeast corner of said tract;

Thence South $71^{\circ}12'16''$ West for a distance of 2704.47 feet (N $71^{\circ}17'$ E 2695.25' by Record) along the Southerly boundary line of said tract, the same being a fence line to a 5/8" rebar with cap tagged, "GVS PLS 9169" set on the Southwest corner of said Tract 2, the same being located on the easterly right of way boundary line of the Union Pacific Railroad lands, the same being a point on a 5779.65 foot radius nontangent curve whose center bears South $75^{\circ}03'02''$ West, the True Point of Beginning of this Easement;

Thence Northwesterly along said curve to the left through a central angle of $00^{\circ}08'56''$ for an arc distance of 15.03 feet (Chd Brs N $15^{\circ}01'26''$ W 15.03');;

Thence North $71^{\circ}12'16''$ East for a distance of 389.74 feet, parallel with and 15.00 perpendicular distant from the Southerly boundary line of said tract to a point on the Easterly boundary line of the afore described House parcel;

Thence South $16^{\circ}31'13''$ East for a distance of 15.01 feet to a 5/8" rebar with cap tagged, "GVS PLS 9169" set on the South boundary line of said tract;

Thence South $71^{\circ}12'16''$ West for a distance of 390.14 feet (N $71^{\circ}17'$ E by Record) along said boundary line to the True Point of Beginning.

GRANTOR RETAINS A 15.00-foot wide culinary waterline and spring easement for the purposes of installing, operating and maintaining a waterline and spring located in the Northwest Quarter of Section 17, Township 10 South, Range, 37 East, Boise Meridian, more particularly described as follows;
Commencing at the Northeast corner of the Northwest Quarter of Section 17, Township 10 South, Range, 37 East, Boise Meridian, the same being marked and witnessed by a 3 inch Aluminum cap tagged, "Bannock County Survey RLS 4024, 1990" per that Corner Perpetuation and Filing Record instrument No. 90004147 as recorded in the records of Bannock County, Idaho, the same being South 89°28'52" East 2651.28 feet from the Northwest corner of Section 17, basis of bearing per that Record of Survey instrument No. 98007598 as recorded in the records of said county;

Thence South 00°01'07" East along the easterly boundary line of said Northwest quarter for a distance of 175.12 feet (South 244.84' by Record) to a 5/8" rebar with cap tagged, "GVS, PLS 9169" set on the Northeast corner of Tract 2 of the Acreage-Tracts adjacent to Townsite of East Arimo instrument No. 43940 as depicted in said record of survey; Thence South 00°01'07" East for a distance of 334.60 feet (South 334.60 by Record) along the Easterly boundary line of said tract, the same being a fence line to a found ½ inch reinforcement bar with no cap, the same being on the Southeast corner of said tract;

Thence South 71°12'16" West for a distance of 2314.33 feet (N 71°17' E 2695.25' by Record) along the Southerly boundary line of said tract, the same being a fence line to a 5/8" rebar with cap tagged, "GVS PLS 9169", same being North 71°12'16" East for a distance of 390.14 feet from the Southwesterly corner of said Tract 2, the True Point of Beginning of this Easement;

Thence North 16°31'13" West for a distance of 15.01 feet;

Thence North 71°12'16" East, parallel with and 15.00 perpendicular distant from the Southerly boundary line of said tract, for a distance of 761.36 feet;

Thence North 50°09'49" East for a distance of 163.53 feet;

Thence North 74°12'35" East for a distance of 113.78 feet;

Thence South 18°47'44" East for a distance of 67.75 feet to a point on the Southerly boundary line of said tract;

Thence South 71°12'16" West for a distance of 1028.20 feet along said boundary line, the same being a fence line to the True Point of Beginning.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 15, 2017

Cody Dale Evans
PO Box 155
Arimo ID 83214

Trent James Evans
PO Box 176
Arimo ID 83214

RE: Change of Ownership for Water Right No(s). 29-14085

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Water District 29H