

RECEIVED

JUN 12 2017

JUN 16 2017  
Department of Water Resources  
Eastern RegionSTATE 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 29-10026 <i>OK</i>    | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 29-4008 <i>OK</i>     | 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: Glade W. Tippets  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): D.L. Evans Bank  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 1188 Burley ID 83318  
Mailing address City State ZIP  
208-878-0650 rsquire@dlevans.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: October 15, 2014
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: D.L. Evans Bank Robert Squire ITS VP 6/7/17  
Signature of new owner/claimant Title, if applicable Date
- Signature: \_\_\_\_\_  
Signature of new owner/claimant Title, if applicable Date

SUPPORT DATA

IN FILE #

29-4008

## For IDWR Office Use Only:

Received by TF Date 6.12.2017 Receipt No. 5036175 Receipt Amt. \$50  
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 7/5/17

OFFICIAL RECORD BKW 963  
BANNOCK COUNTY IDAHO

FEE 16.00 DEPUTY BM  
RECORDED AT REQUEST OF

First American Title - Pocatello

21300092

2013 Jan 02 PM 04:28:39

Electronically Recorded by Simplifile

**RECORDING REQUESTED BY**  
First American Title Company

**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.: 446476-P (cl)

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 **PHG Investments, L.L.C.**, hereinafter called the Grantee, whose current address is 6208 WID Ranch Rd., Pocatello, ID 83201, the following described premises, situated in Bannock County, Idaho, to-wit:

**Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

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.

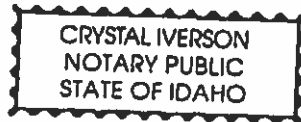
Ned C. Tippetts Personal Representative of  
the Estate of Glade W. Tippetts, deceased

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

STATE OF Idaho )  
 )  
 )  
COUNTY OF Bannock )

Instrument: 21300092 Page:0

On this **28th 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.



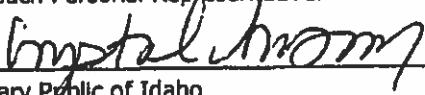
  
\_\_\_\_\_  
Notary Public of Idaho  
Residing at: Pocatello, ID  
Commission Expires: 4/23/16

**EXHIBIT A**

**TOWNSHIP 9 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO**

**SECTION 29: SW $\frac{1}{4}$ SW $\frac{1}{4}$**

**SECTION 30: W $\frac{1}{2}$ SE $\frac{1}{4}$ ; SE $\frac{1}{4}$ SE $\frac{1}{4}$**

**SECTION 34: E $\frac{1}{2}$ SE $\frac{1}{4}$**

**SECTION 35: SW $\frac{1}{4}$ ; W $\frac{1}{2}$ SE $\frac{1}{4}$**

**TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO**

**SECTION 2: SW $\frac{1}{4}$ SW $\frac{1}{4}$ ; SE $\frac{1}{4}$ SW $\frac{1}{4}$ ; SW $\frac{1}{4}$ SE $\frac{1}{4}$ ; NE $\frac{1}{4}$ SW $\frac{1}{4}$ ; SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; N $\frac{1}{2}$ SE $\frac{1}{4}$ ; SE $\frac{1}{4}$ SE $\frac{1}{4}$ ; SE $\frac{1}{4}$ NW $\frac{1}{4}$**

**SECTION 11: W $\frac{1}{2}$ NW $\frac{1}{4}$ ; NE $\frac{1}{4}$ NW $\frac{1}{4}$ ; N $\frac{1}{2}$ NE $\frac{1}{4}$**

**TOGETHER WITH ALL WATER AND WATER RIGHTS APPURTENANT TO SAID LANDS, INCLUDING BUT NOT LIMITED TO THE FOLLOWING:**

**THOSE CERTAIN WATER RIGHTS DESCRIBED AND CONTAINED IN THE LICENSES NUMBERED 29-4008 AND 29-10026, ISSUED BY THE DEPARTMENT OF WATER RESOURCES OF THE STATE OF IDAHO.**

ORIGINAL

PARSONS, SMITH, STONE, LOVELAND & SHIRLEY, LLP  
LAWYERS  
BURLEY, IDAHO

4-1

21515012

R.C. Stone

PARSONS, SMITH, STONE, LOVELAND & SHIRLEY, LLP  
OFFICIAL RECORD BKG# 996  
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF  
FEE \$9.00 DEPUTY J.

137 West 13<sup>th</sup> Street

Bannock Treasurer

P.O. Box 910

21515012

2015 OCT 22 A 8:26

Burley, Idaho 83318

(208) 878-8382 - Phone

(208) 878-0146 - Fax

Idaho State Bar #1890

Attorneys for Plaintiff

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

D. L. EVANS BANK,

Case No. CV 14-1894 OC

Plaintiff,

vs.

PHG INVESTMENTS, L.L.C., TROY  
ARTURO PAZ, JULIE KAY PAZ,  
PHG, INC. AND THE UNKNOWN HEIRS  
OR DEVISEES OF THE FOREGOING  
PARTIES AND ALL UNKNOWN  
OWNERS OF THE FOLLOWING  
DESCRIBED REAL ESTATE:

SHERIFF'S DEED

TOWNSHIP 9 SOUTH, RANGE 37  
EAST, BOISE MERIDIAN, BANNOCK  
COUNTY, IDAHO

Section 29: SW1/4SW1/4;  
Section 30: W1/2SE1/4; SE1/4SE1/4;  
Section 34: E1/2SE1/4  
Section 35: SW1/4; W1/2SE1/4

TOWNSHIP 10 SOUTH, RANGE 37  
EAST, BOISE MERIDIAN, BANNOCK  
COUNTY, IDAHO

4-2

21515012

1 )  
2 Section 2: SW1/4SW1/4; SE1/4SW1/4; )  
3 SW1/4SE1/4; NE1/4SW1/4; SW1/4NE1/4; )  
4 N1/2SE1/4; SE1/4SE1/4; SE1/4NW1/4 )  
5 )  
6 Section 11: W1/2NW1/4; NE1/4NW1/4; )  
7 N1/2NE1/4 )  
8 )  
9 Defendants. )  
10 )

11 DEED, made this 21 day of October, 2015, between, Casey Craig, Sheriff of the  
12 County of Bannock, State of Idaho, to D.L. Evans Bank of P.O. Box 1188, Burley, Idaho 83318.

13 By virtue of a Writ of Execution dated July 28th, 2014, directed and delivered to me as  
14 Sheriff of the County of Bannock, issued by the Sixth Judicial District Court of the State of Idaho,  
15 in and for the County of Bannock, in Civil Case Number CV 14-1894 OC, in favor of the Plaintiff  
16 therein and against the Defendants, I was commanded to satisfy such Writ of Execution.

17 In furtherance of said Writ of Execution I levied on all of the estate, right, title and interest  
18 which the Defendants had of, in, and to the lands, water rights, tenements, real estate, irrigation  
19 equipment and premises together with all of the hereditaments and appurtenances thereunto  
20 belonging, as hereinafter particularly described. On the 15th day of October, 2014, after first  
21 having given due notice of the time and place of the sale by advertising such according to law,  
22 such property was sold to D.L. Evans Bank, being the highest bidder for the sum of \$458,443.67,  
23 being the highest sum bid and the whole price paid for the property.

24 Sheriff, Casey Craig, after receiving from D.L. Evans Bank the sum of \$458,443.67 gave to  
25 D.L. Evans Bank a Certificate of Sale as required by law, and recorded a duplicate of such  
26 certificate in the office of the County Recorder of the County of Bannock, State of Idaho.

PARSONS, SMITH, STONE, LOVELAND & SHIRLEY, LLP  
LAWYERS  
BURLEY, IDAHO

1 Twelve months have expired after such sale and no party has redeemed the property.

2 D.L. Evans Bank is now the legal owner and holder of the Certificate of Sale executed by  
3 Casey Craig, Sheriff, to Bannock County.  
4

5 NOW, THEREFORE, Casey Craig, Sheriff of Bannock County, by virtue of the Execution,  
6 and in pursuant of the applicable statutes, for and in consideration of the sum of \$458,443.67, the  
7 receipt of which sum is hereby acknowledged, has granted, bargained, sold, conveyed, and  
8 confirmed and by these presents does grant, bargain, sell, convey and confirm unto D.L. Evans  
9 Bank, and their successors in interest all estate, right, title and interest of the Defendants, of, in and  
10 to the following described real estate situated in the County of Bannock, State of Idaho, to-wit:  
11

12 TOWNSHIP 9 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK  
13 COUNTY, IDAHO

14 Section 29: SW1/4SW1/4;  
15 Section 30: W1/2SE1/4; SE1/4SE1/4;  
16 Section 34: E1/2SE1/4  
17 Section 35: SW1/4; W1/2SE1/4

18 TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK  
19 COUNTY, IDAHO

20 Section 2: SW1/4SW1/4; SE1/4SW1/4;  
21 SW1/4SE1/4; NE1/4SW1/4; SW1/4NE1/4;  
22 N1/2SE1/4; SE1/4SE1/4; SE1/4NW1/4

23 Section 11: W1/2NW1/4; NE1/4NW1/4; N1/2NE1/4

24 TOGETHER with all the hereditaments, appurtenances and water rights thereunto belonging. To  
25 have and to hold such property with appurtenances, as fully and absolutely as Sheriff can, may or  
26 ought to have by virtue of such Writ of Execution and of the statutes in such cases made and  
provided whereby the undersigned does grant, bargain, sell, release, assign, convey and confirm



ORIGINAL

4-1

21509512

OFFICIAL RECORD BK# 993  
BANNOCK COUNTY IDAHO

RECORDED AT REQUEST OF  
FEE 19 DEPUTY *On*

R.C. Stone  
PARSONS, SMITH, STONE,  
LOVELAND & SHIRLEY, LLP  
137 West 13<sup>th</sup> Street  
P.O. Box 910  
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(208) 878-8382 - Phone  
(208) 878-0146 - Fax  
Idaho State Bar #1890  
Attorneys for Plaintiff

*Parsons Smith Stone*  
21509512 2015 JUL 13 A 10:08

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

|                                    |   |                        |
|------------------------------------|---|------------------------|
| D. L. EVANS BANK,                  | ) | Case No. CV 14-1894 OC |
|                                    | ) |                        |
| Plaintiff,                         | ) |                        |
|                                    | ) |                        |
| vs.                                | ) |                        |
|                                    | ) |                        |
| PHG INVESTMENTS, L.L.C., TROY      | ) | SHERIFF'S CERTIFICATE  |
| ARTURO PAZ, JULIE KAY PAZ,         | ) | OF SALE                |
| PHG, INC. AND THE UNKNOWN HEIRS    | ) |                        |
| OR DEVISEES OF THE FOREGOING       | ) |                        |
| PARTIES AND ALL UNKNOWN            | ) |                        |
| OWNERS OF THE FOLLOWING            | ) |                        |
| DESCRIBED REAL ESTATE:             | ) |                        |
|                                    | ) |                        |
| TOWNSHIP 9 SOUTH, RANGE 37         | ) |                        |
| EAST, BOISE MERIDIAN, BANNOCK      | ) |                        |
| COUNTY, IDAHO                      | ) |                        |
|                                    | ) |                        |
| Section 29: SW1/4SW1/4;            | ) |                        |
| Section 30: W1/2SE1/4; SE1/4SE1/4; | ) |                        |
| Section 34: E1/2SE1/4              | ) |                        |
| Section 35: SW1/4; W1/2SE1/4       | ) |                        |
|                                    | ) |                        |
| TOWNSHIP 10 SOUTH, RANGE 37        | ) |                        |
| EAST, BOISE MERIDIAN, BANNOCK      | ) |                        |
| COUNTY, IDAHO                      | ) |                        |
|                                    | ) |                        |

4-2

21509512

Section 2: SW1/4SW1/4; SE1/4SW1/4; )  
SW1/4SE1/4; NE1/4SW1/4; SW1/4NE1/4; )  
N1/2SE1/4; SE1/4SE1/4; SE1/4NW1/4 )  
)  
Section 11: W1/2NW1/4; NE1/4NW1/4; )  
N1/2NE1/4 )  
)  
Defendants. )  
)

Under and by virtue of a Writ of Execution issued on July 28<sup>th</sup>, 2014 for a Judgment entered in the above-entitled case in favor of the Plaintiff and against the Defendant, I, Casey Craig, Deputy Sheriff of the County of Bannock, State of Idaho, do hereby certify that I have levied upon the real estate and chattels described on Exhibit A. On the 15th day of October, 2014, the property, pursuant to the Execution and Levy, was sold at public auction according to law after due and legal notice.

All of the right, title and interest of the Defendant in and to the property described on Exhibit A located in Bannock County, Idaho, was sold to D.L. Evans Bank at P.O. Box 1188 357 N. Overland Burley, Idaho 83318, for the sum of \$458,443.67 (credit bid) which was the highest bid for said property.

The property is subject to redemption according to the laws of the State of Idaho.

D.L. Evans Bank shall be let into and have immediate possession of the real estate and chattels described in this certificate.

DATED this 16th day of October, 2014.

DEPUTY SHERIFF OF BANNOCK COUNTY

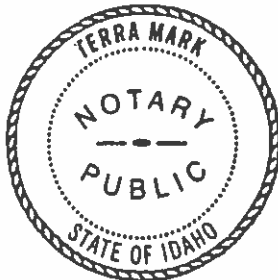
BY 

4-3

21509512

STATE OF IDAHO                    )  
                                              ) ss  
County of Bannock                )

On this 16th day of October in the year 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared Casey Craig, known or identified to me to be the person whose name is subscribed to the within instrument as Deputy Sheriff of County, and acknowledged to me that he executed the same.



Terra Mark  
Notary Public for Idaho  
Residing at Bannock County  
My Commission Expires: 04/20/2017

4-4  
EXHIBIT A

21509512

TOWNSHIP 9 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK  
COUNTY, IDAHO

Section 29: SW1/4SW1/4;  
Section 30: W1/2SE1/4; SE1/4SE1/4;  
Section 34: E1/2SE1/4  
Section 35: SW1/4; W1/2SE1/4

TOWNSHIP 10 SOUTH, RANGE 37 EAST, BOISE MERIDIAN, BANNOCK  
COUNTY, IDAHO

Section 2: SW1/4SW1/4; SE1/4SW1/4; SW1/4SE1/4; NE1/4SW1/4;  
SW1/4NE1/4; N1/2SE1/4; SE1/4SE1/4; SE1/4NW1/4

Section 11: W1/2NW1/4; NE1/4NW1/4; N1/2NE1/4