

**DUPLICATE
APPLICATION**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**RECEIVED**
SEP 19 2016
WATER RESOURCES
WESTERN REGION**RECEIVED**
SEP 14 2016
DEPT OF WATER RESOURCES
SOUTHERN REGION**Notice of Security Interest in a Water Right****And Request for Notification of a Change in Ownership or Any Proposed
Or Final Action to Amend, Transfer, or Otherwise Modify a Water Right**Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 63-3488; 63-4807; 63-19139; 63-19140

Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:A) Evidence of the security interest. This may be a copy of a **DEED of TRUST, MORTGAGE, CONTRACT OF SALE** or other legal document indicating your interest in the property and water rights or claims in question.
WITH ATTACHED LEGAL DESCRIPTION.

B) A FEE of \$25.00 per water right or adjudication claim.

3. Name and Mailing Address of Person or Company holding Security Interest

SUPPORT DATA**IN FILE # 63-3488**D. L. Evans BankP.O. Box 87Twin Falls, ID 83303

442-1011

4. Name of Water Right Owner/Claimant(s) Kevin W. Rich and Ping Rich

5. Expiration Date of Notification Period _____

6. Is this a Renewal of Request for Notification?

☐ YES☒ NO

7. Signature(s) (and title if applicable)

Loan OfficerChad L. Evans, VICE PRESIDENT**For Office Use Only**

Received by

Date

Fee

Received by DM

Date

Receipt No.

Processed by JH

Date

WR

Date

• original was already
processed by S.O.
on 9/12/16

• refunded & returned
10/19/16
-cj

RECORDATION REQUESTED BY:

D. L. Evans Bank
Nampa Karcher Branch
1536 Caldwell Blvd.
Nampa, ID 83651

WHEN RECORDED MAIL TO:

D. L. Evans Bank
Nampa Karcher Branch
1536 Caldwell Blvd.
Nampa, ID 83651

SEND TAX NOTICES TO:

Kevin W. Rich
Ping Rich
22843 Buskirk Drive
Middleton, ID 83644

596169

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

2016-033040

RECORDED

08/16/2016 04:05 PM

CHRIS YAMAMOTO
CANYON COUNTY RECORDER

Pgs=6 SDUPUIS \$25.00
TYPE: MTG D OF T
PIONEER TITLE CANYON - CALDWELL
ELECTRONICALLY RECORDED

MORTGAGE

THIS MORTGAGE dated August 16, 2016, is made and executed between Kevin W. Rich and Ping Rich (referred to below as "Grantor") and D. L. Evans Bank, whose address is 1536 Caldwell Blvd., Nampa, ID 83651 (referred to below as "Lender").

GRANT OF MORTGAGE. For valuable consideration, Grantor mortgages, grants, bargains, sells and conveys to Lender all of Grantor's right, title, and interest in and to the following described real property, together with all existing or subsequently erected or affixed buildings, improvements and fixtures; all easements, rights of way, and appurtenances; all water, water rights, watercourses and ditch rights (including stock in utilities with ditch or irrigation rights); and all other rights, royalties, and profits relating to the real property, including without limitation all minerals, oil, gas, geothermal and similar matters, (the "Real Property") located in Canyon County, State of Idaho:

Parcel I

All of Lots 4 and 5, Section 33, Township 5 North, Range 4 West, Boise Meridian, EXCEPTING THEREFROM that portion of Lot 5 which lies North and East of the right of way of the Oregon Short Line Railway Company.

Parcel II

That portion of the Southwest Quarter of the Southwest Quarter (SW1/4SW1/4) of Section 28, Township 5 North, Range 4 West, Boise Meridian, lying South and West of the right of way of the Oregon Short Line Railway Company.

AND

All that part of the Southeast Quarter of the Southeast Quarter (SE1/4SE1/4) of Section 29, Township 5 North, Range 4 West, Boise Meridian, lying South of the right of way of the Oregon Short Line Railway Company. EXCEPTING THEREFROM a strip of land 326 1/2 feet wide along the West side thereof, heretofore conveyed to Charles H. Sanders by Deed dated December 2, 1911, and recorded in Book 60 of Deeds, Page 592, records of Canyon County, Idaho; AND ALSO EXCEPTING a road right of way 50 feet wide along railway right of way across Lot 5 of Section 33.

Parcel III

Lot 8 of Section 32 in Township 5 North, Range 4 West, Boise Meridian, lying South of the Boise River.

Parcel IV

Beginning at the Northeast corner of Section 32, Township 5 North, Range 4 West, Boise Meridian; thence running South along the Section line between Sections 32 and 33 of said Township and Range to a point 2740 feet North of the Southeast corner of said Section 32; thence North 84°74' West, 65.5 feet; thence North 42°52' West 215.00 feet; thence North 52°49' West 90 feet; thence North 34°58' West 500.5 feet; thence North 64°27' West 167.5 feet; thence North 84°09' West 136 feet; thence South 84°04' West 191 feet; thence South 65°05' West 301.3 feet to a point on the North and South line through the center of the Northeast Quarter of said Section 32; thence North along said North and South line to the section line between Sections 29 and 32 of said Township and Range, being the Northwest corner of Lot 1, as shown on the United States Government Survey; thence East along said Section line to the place of beginning; being the Northeast corner of Lot 1, as shown on the United States Government Survey; EXCEPTING THEREFROM the following portion: ALTA Commitment Form 2006 Page 10 of 10 Commencing at the Northwest corner of said Lot 1; thence East along the North line of said Lot, 326.5 feet; thence South 1332.86 feet; thence Southwesterly 330 feet to a point on the West line of said Lot 1, running thence North along the West line of said Lot 1, 1380 feet to the Point of Beginning, said property being deeded to Charles H. Sanders, by Deed dated December 2, 1911, in Book 60 of Deeds, Page 592, records of Canyon County, Idaho.

Together with the water rights represented by Idaho State Department of Water Resources Water Right No. 63-3488 with a claimed priority of February 7, 1966 to 1.67 cfs of Irrigation water from unnamed drain a tributary of the Boise River and and Water Right No. 63-4807 to with a claimed priority of March 1, 1950 to 0.92 cfs of irrigation water from unnamed drain a tributary of the Boise River and Water Right No. 63-19139 with a claimed priority of March 1, 1950 to 0.82 cfs of irrigation water from unnamed drain a tributary of the Boise River and Water Right No. 63-19140 with a claimed priority of May 20, 1920 to 0.04 cfs of domestic water from groundwater together with any and all other water rights and ditch rights appurtenant to the above described premises

Together with 7.5 Shares of the capital stock of the The Farmers Co-op Ditch Company, All common stock and

A

PC 63796

PIONEER-CALDWELL
REQUEST Deed FEE 3-
QUITCLAIM DEED

2005 APR 20 PM 4 12
G NOEL HALES
CANYON CNTY RECORDER
PR File

RECORDED

200521201

FOR VALUE RECEIVED, Michelle J. Rich does hereby convey, release, remise and forever quit claim unto Kevin W. Rich whose current address is: 22843 Buskirk Dr. Middleton, Idaho 83644 the following described premises:

Lot 2, Block 1 of the amended plat of WHISPER CREEK ESTATES PHASE I, Canyon County, Idaho, according to the plat filed in Book 21 of Plats, Page 8, and corrected by Affidavit, recorded June 10, 1993 as Instrument 9312853, records of said County.

TOGETHER WITH the East 15.11 feet of vacated street adjacent to the West boundary of said Lot 2, Block 1 as would attach by law.

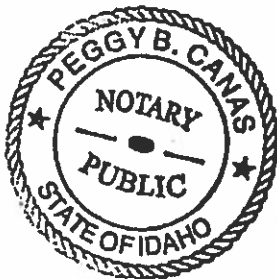
TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Date: 4-15-05

By: Michelle J. Rich
MICHELLE J. RICH

State of Idaho)
County of Kootenai) S.S.

On this 15th day of April, in the year of 2005, before me
Peggy B. Canas, personally appeared
Michelle J. Rich, proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is (are) subscribed to the within instrument, and acknowledged that he (she)(they) executed the same.



Peggy B. Canas
Notary Public
My Commission Expires on 10/7/05

INSTRUMENT NO. 200322881

PC49760

WARRANTY DEED

FOR VALUE RECEIVED Heather Olsen Hoffman, an unmarried woman
the Grantor, does hereby grant, bargain, sell and convey unto Kevin W. Rich and Michelle J. Rich, husband and wife

the Grantees, whose address is 22843 Buskirk Drive, Middleton, ID, 83644

the following described premises, to-wit:

Lot 2, Block 1 of the amended plat of WHISPER CREEK ESTATES PHASE I, Canyon County, Idaho, according to the plat filed in Book 21 of Plats, Page 8, and corrected by Affidavit, recorded June 10, 1993 as Instrument No. 9312853, records of said County.

TOGETHER WITH the East 15.11 feet of vacated street adjacent to the West boundary of said Lot 2, Block 1 as would attach by Law.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2003 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: April 17, 2003

Heather Olsen Hoffman
Heather Olsen Hoffman

STATE OF IDAHO

COUNTY OF *Ada*

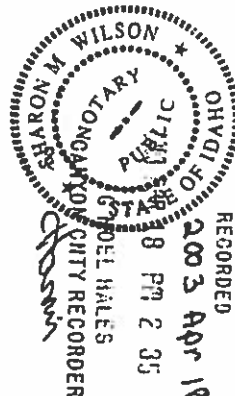
On this *17th* day of April in the year 2003, before me, a Notary Public, personally appeared Heather Olsen Hoffman known or identified to me to be the person whose name subscribed to the within instrument, and acknowledged to me that she executed the same.

Haron M. Wilson
Notary Public
Residing at *Boise, Id*
My commission expires *5-10-06*

PIONEER TITLE COMPANY
OF CANYON COUNTY

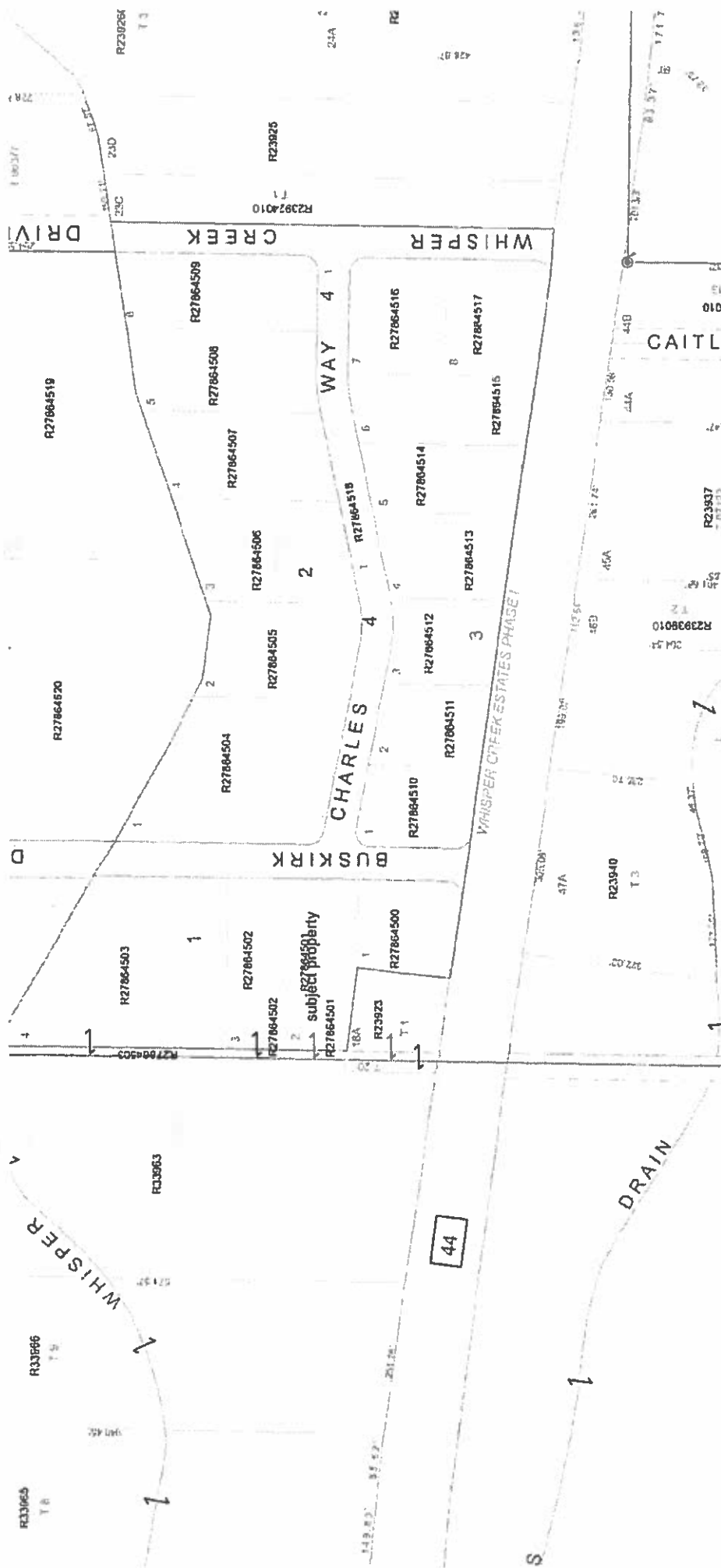
100 10TH AVE SOUTH
NAMPA, IDAHO 83651

610 SOUTH KIMBALL
CALDWELL, ID 83605



REQUEST PIONEER - CALDWELL
TYPE *Deed* FEE *3.00*

200322881





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 19, 2016

D L EVANS BANK
PO BOX 87
TWIN FALLS ID 83303

RE: Security Interest for Water Right No's: 63-3488, 63-4807, 63-19139 & 63-19140

Dear Applicants:

The Department of Water Resources acknowledges receipt of your Notice of Security Interest. However, the application has not been processed due to insufficient documentation.

The following was either not submitted with the notice or needs some clarification.

- The application submitted to the Department was a duplicate. A Security Interest application dated August 29, 2016 was submitted to the Department's State Office and processed on September 12, 2016. Upon reviewing both applications, it was determined that no additional processing was needed.

Because the Department cannot process this request at this time, we are returning the application and all attachments. You may submit this form with the required documentation and fees at any time. A refund has been requested and will be sent to the payer (D L EVANS BANK) under separate cover.

Thank you for your cooperation, if you have any questions please contact this office at (208)334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chad Jones', is written over a horizontal line.

Chad Jones
Office Specialist II
Western Region Office

Enclosures

Cc: KEVIN & PING RICH
22843 BUSKIRK DR
MIDDLETON ID 83644

Jones, Chad

From: Jones, Chad
Sent: Wednesday, October 19, 2016 9:19 AM
To: Marston, Sascha
Subject: Refund - D L EVANS BANK

TO: Sascha Marston

FROM: Chad Jones

DATE: October 19, 2016

RE: Refund: Ownership Change & Security Interest for Water Right 63-3488, 63-4807, 63-19139 & 63-19140

Please refund \$200. D L EVANS BANK filed an ownership change in the name of KEVIN & PING RICH and a security interest in the name of D L EVANS BANK for 4 water rights on 9/14/2016. Both of these applications are duplicates. The original ownership change and security interest were sent to the State Office on 8/29/2016 and were processed and completed on 9/12/2016 by Jean Hersley. No additional processing was needed.

Please issue a refund of \$200.00 to:

D L EVANS BANK
PO BOX 87
TWIN FALLS ID 83303

RECEIPT #

S035722