

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 23 2011

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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
11-4058 OR	Yes ☐		Yes ☐		Yes ☐
~~11-4058 OR~~ 203	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: J & D Enterprises
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Stapp Investments, LLC
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
824 Sunburst Lane
Mailing address
Alpine Utah 84004
City State ZIP
801 319-7993 RSTAPP@comcast.net
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: _____.

6. 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.

7. Signature: [Signature] Mgr. Stapp Investments, LLC Nov 19, 2011
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 [Signature] Date 11/23/2011 Receipt No. E037151 Receipt Amt. \$50.-

Approved by _____ Processed by _____ Date _____ \$25.- for this

Application.

WARRANTY DEED

199208

For Value Received,

J & D ENTERPRISES LLC,

of 2825 EAST COTTONWOOD PARKWAY, SALT LAKE CITY, County of SALT LAKE, State of UTAH 84121,

THE GRANTOR(S),

do(es) hereby, grant, bargain, sell, and convey unto

GARY L. SIMS and LISA SIMS, husband and wife; and RON JEWETT,

of 237 NORTH 9TH STREET, MONTPELIER, County of Bear Lake, State of IDAHO 83254,

THE GRANTEE(S),

For the sum of ten dollars and other good and valuable consideration, the following described tract of land in the County of Bear Lake, State of Idaho:

SEE ATTCHED EXHIBIT "A"

TOGETHER WITH WATER SHARES AS FOLLOWS: #11-405B of 2.07 cfs
#11-7107 OF 2.07 cfs

To have and to hold the said premises, with their appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) hereby covenant to and with the said Grantee(s) that they are the owner(s) in fee simple of said premises; that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED THIS August 24, 2007.

J & D ENTERPRISES LLC

BY: DONALD C. WISCOMB

JILL B. WISCOMB

STATE OF UTAH, COUNTY OF SALT LAKE

On this 24 day of August, 2007, before me a Notary Public In and for the State, personally appeared

DONALD C. WISCOMB and JILL B. WISCOMB

known or identified to me to be the manager/members of the limited liability company of J & D ENTERPRISES LLC, and the manager/members who subscribed said limited liability company name to the foregoing instrument, and acknowledged to me that they executed the same in said limited liability company name.

IN WITNESS WHEREOF, I hereunto set my hand and seal the day and year in the certificate first above written.

Notary Public

Residing at

My Commission Expires

Instrument # 199208

BEAR LAKE COUNTY

2007-08-24

03:51:48 No. of Pages: 2

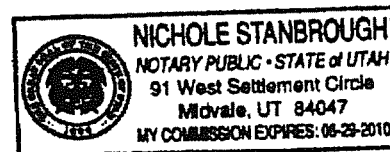
Recorded for : FIRST IDAHO TITLE COMPANY

KERRY HADDOCK

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED



MAIL TAX NOTICE TO: **GARY L. SIMS and LISA SIMS and RON JEWETT**
237 NORTH 9TH STREET, MONTPELIER, ID. 83254

EXHIBIT A

199208

TOWNSHIP 12 SOUTH, RANGE 42 EAST OF THE BOISE MERIDIAN:

Section 13: $N\frac{1}{2}SE\frac{1}{4}$; $N\frac{1}{2}N\frac{1}{2}S\frac{1}{2}SE\frac{1}{4}$.

ALSO: Beginning at the Southeast Corner of the $N\frac{1}{2}S\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$ of Section 13, Township 12 South, Range 42 East; thence West 102 feet to the edge of the County Road Right of Way; thence in a Northerly direction along said road right of way to a point approximately 21 feet West of the Northeast Corner of the $N\frac{1}{2}S\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$ of Section 13; thence East 21 feet to the Northeast Corner of the $N\frac{1}{2}S\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$ of Section 13; thence South along said Section line approximately 330 feet to the Point of Beginning.

Instrument # 211061

BEAR LAKE COUNTY

11-7-2011 03:20:57 No. of Pages: 4

Recorded for : FULLER & FULLER, PLLC

KERRY HADDOCK

Ex-Officio Recorder Deputy

Index to: SHERIFF'S DEED

Fee: 19.00

Cindy Garner

SHERIFF'S DEED

THIS DEED made and entered into this 7th day of November, 2011, between **BRENT R. BUNN**, Sheriff of Bear Lake County, Idaho, Grantor, by virtue of his office, and **STAPP INVESTMENTS, L.C.**, a Utah Limited Liability Company and **BANK OF UTAH**, custodian for Richard O. Stapp IRA, IRA No. 1601465, Grantee, whose current address is 824 Sunburst Lane, Alpine, UT 84004;

WHEREAS, in and by a Judgment and Decree of Foreclosure made and entered on the 27th day of August, 2010, in and by the Sixth Judicial District Court of the State of Idaho, held in and for Bear Lake County, Idaho, in a suit then pending in said Court, wherein STAPP INVESTMENTS, L.C., a Utah Limited Liability Company and **BANK OF UTAH**, custodian for Richard O. Stapp IRA, IRA No. 1601465, was Plaintiff, and GARY L. SIMS and LISA SIMS, husband and wife; RON JEWETT, aka RONALD E. JEWETT, JR. and KIM D. JEWETT, husband and wife; SSJ DEVELOPMENT, LLC, a Utah Limited Liability Company; JOHN J. STEWART, an individual; JEWETT CONSTRUCTION, INC., an Arizona Corporation, were Defendants, it was, among other things, ordered, adjudged and decreed that the mortgaged premises described in the Complaint and Decree in said action be sold at public auction by the Sheriff of Bear Lake County, Idaho, in the manner directed by law, a certified copy of which decree, with an Order of Sale thereon, as duly issued and delivered to said Sheriff, requiring him to make sale of said premises as therein directed;

AND WHEREAS, in obedience to said Decree and Order of Sale, and after due public notice given as required by law, the said Sheriff did, on the 29th day of October, 2010, at 10:00 o'clock a.m. of said day, duly sell at public auction on the steps of the Bear Lake County Courthouse, Paris, Idaho, the premises in said decree and

hereinafter described, to **STAPP INVESTMENTS, L.C.**, a Utah Limited Liability Company and **BANK OF UTAH**, custodian for Richard O. Stapp IRA, IRA No. 1601465, for the sum of \$620,000.00, that being the highest and best bidder, which will more fully appear by reference to a Certificate of Sale given to **STAPP INVESTMENTS, L.C.**, a Utah Limited Liability Company and **BANK OF UTAH**, custodian for Richard O. Stapp IRA, IRA No. 1601465 by the said Sheriff, bearing date of the 15th day of November, 2010, by virtue of which purchase and certificate **STAPP INVESTMENTS, L.C.**, a Utah Limited Liability Company and **BANK OF UTAH**, custodian for Richard O. Stapp IRA, IRA No. 1601465, has become entitled to a deed for the said premises from the said Sheriff, because all rights of redemption have expired and there is no reason why the Sheriff's Deed should not be issued at this time.

NOW, THEREFORE, I BRENT R. BUNN, Sheriff of Bear Lake County, Idaho, by virtue of my office, and by force of the statute in such case made and provided, for and in consideration of \$620,000.00, as a credit bid by **STAPP INVESTMENTS, L.C.**, a Utah Limited Liability Company and **BANK OF UTAH**, custodian for Richard O. Stapp IRA, IRA No. 1601465, have granted, bargained, sold and conveyed, and by these presents do grant, bargain, sell and convey unto **STAPP INVESTMENTS, L.C.**, a Utah Limited Liability Company and **BANK OF UTAH**, custodian for Richard O. Stapp IRA, IRA No. 1601465, and to its successors and assigns forever, the real property situate in the County of Bear Lake, State of Idaho, described in Exhibit "A" attached hereto.

TO HAVE AND TO HOLD, the above-described premises with the appurtenances unto said grantee and assigns forever.

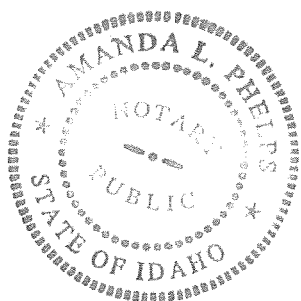
IN WITNESS WHEREOF, said grantor, as Sheriff aforesaid, hereunto sets his hand the day and year first above written.



BRENT R. BUNN
SHERIFF OF BEAR LAKE COUNTY, IDAHO

STATE OF IDAHO)
) ss
County of Bear Lake)

On this 7th day of November, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared BRENT R. BUNN, known or identified to me as the Sheriff of Bear Lake County, Idaho, whose name is subscribed to the within instrument and acknowledged to me that he executed the same.





NOTARY PUBLIC for State of Idaho
Residing at: Bennington
Comm. Exp: July 6, 2017

EXHIBIT "A"

TOWNSHIP 12 SOUTH, RANGE 42 EAST OF THE BOISE MERIDIAN:

Section 13: N1/2SE1/4; N1/2N1/2S1/2SE1/4

ALSO: Beginning at the Southeast corner of the N1/2S1/2NE1/4SW1/4 of Section 13, Township 12 South, Range 42 East; thence West 102 feet to the edge of the County road right-of-way; thence in a Northerly direction along said road right-of-way to a point approximately 21 feet West of the Northeast corner of the N1/2S1/2NE1/4SW1/4 of Section 13; thence East 21 feet to the Northeast Corner of the N1/2S1/2NE1/4SW1/4 of Section 13; thence South along said Section line approximately 330 feet to the Point of Beginning.