

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FEB 01 2023

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP
Department of Water Resources
Eastern 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 #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
22-13513 <i>OK</i>	Yes ☒	Yes ☐		Yes ☐	Yes ☐
22-2278 <i>OK</i>	Yes ☒	Yes ☐	22-139 (Split into 22-139 and 22-14521),		Yes ☐
22-11645 <i>OK</i>	Yes ☒	Yes ☐	22-140 (Split into 22-140 and 22-14522),		Yes ☐
22-139 <i>OK</i>	Yes ☒	Yes ☐	22-2278 (Split into 22-2278 and 22-14523),		Yes ☐
22-140 <i>OK</i>	Yes ☒	Yes ☐	22-11645 (Split into 22-11645 and 22-14524),		Yes ☐
			22-13513 (Split into 22-13513 and 22-14525)		Yes ☐

2. Previous Owner's Name: Jay Dell Buxton and Judy Buxton
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Tricia Harlan, Bradley Harlan and Blair Harlan
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 4781 W 2000 S Driggs ID 83422
Mailing address City State Zip
559.380.8648 tricia.harlan@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: 06/17/2021
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
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: Tricia Harlan 1/29/2023
Signature of new owner/claimant Title, if applicable Date
Tricia Harlan
Print name
- Signature: Bradley Harlan 1/29/2023
Signature of new owner/claimant Title, if applicable Date
Bradley Harlan
Print name
- Signature: Blair Harlan 1/29/2023
Signature of new owner/claimant Title, if applicable Date
Blair Harlan
Print name

For IDWR Office Use Only:

Received by M. Jetter Date 2-1-23 Receipt No. E048879 Receipt Amt. 500.00
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 JB Processed by JB Date 2/10/2023

AFTER RECORDING MAIL TO:

Tricia Harlan
4781 W 2000 S
Driggs, ID 83422

QUITCLAIM DEED

File No.: **977443-T (jw)**

Date: **June 10, 2021**

^{A. TH}
For Value Received, **Tricia Harlan, an unmarried woman**, do(es) hereby convey, release, remise, and forever quit claim unto **Tricia Harlan, an unmarried woman and Bradley Harlan and Blair Harlan, husband and wife**, whose address is **4781 W 2000 S, Driggs, ID 83422**, herein after called the Grantee, the following described premises situated in **Teton County, Idaho**, to-wit:

**A PART OF THE NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 7, TWP. 4N., RNG 45E., B.M., TETON COUNTY, IDAHO, BEING FURTHER DESCRIBED AS:
FROM THE NORTHWEST CORNER OF SAID SECTION 7, S 89° 47' 23" E, 964.76 FEET TO THE POINT OF BEGINNING;
THENCE S 89° 47' 23" E, 383.22 FEET ALONG THE NORTH SECTION LINE TO A POINT;
THENCE S 00° 30' 02" W, 491.52 FEET TO A POINT;
THENCE N 85° 13' 12" W, 370.26 FEET TO A POINT;
THENCE N 01° 14' 00" W 462.16 FEET TO THE POINT OF BEGINNING.**

SUBJECT TO A 30 FOOT COUNTY ROAD AND UTILITY EASEMENT ALONG THE NORTHERN PROPERTY BOUNDARY.

together with its appurtenances.

Dated: 6-17-2021

TH


Tricia Harlan

^{A. TH}

STATE OF Idaho)
COUNTY OF Teton)
SS.

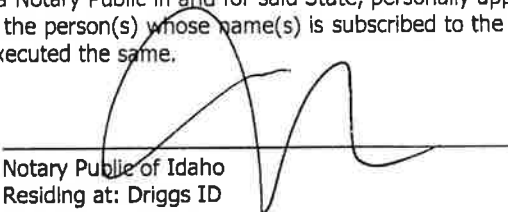
APN:

Quitclaim Deed - continued

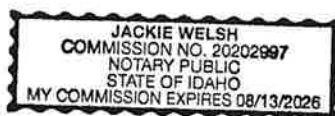
File No.: 977443-T (jw)

Date: 06/10/2021

On this Eleventh day of June, 2021, before me, a Notary Public in and for said State, personally appeared **Tricia Harlan**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.



Notary Public of Idaho
Residing at: Driggs ID
Commission Expires:



RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
81 North Main Street/P.O. Box 42
Driggs, ID 83422

Instrument # 269116
TETON COUNTY, IDAHO
06-17-2021 14:17:00 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - DRIGGS
KIM KEELEY Fee: \$16.00
Ex-Officio Recorder Deputy, Kim Keeley
Index to: DEED, WARRANTY

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **977443-T (jw)**

Date: **June 10, 2021**

For Value Received, **Linda S. Smyers, an unmarried woman**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Tricia A Harlan, an unmarried woman**, hereinafter called the Grantee, whose current address is **4781 W 2000 S, Driggs, ID 83422**, the following described premises, situated in **Teton County, Idaho**, to-wit:

**A PART OF THE NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ OF SECTION 7, TWP. 4N., RNG 45E., B.M., TETON COUNTY, IDAHO , BEING FURTHER DESCRIBED AS:
FROM THE NORTHWEST CORNER OF SAID SECTION 7, S 89° 47' 23" E, 964.76 FEET TO THE POINT OF BEGINNING;
THENCE S 89° 47' 23" E, 383.22 FEET ALONG THE NORTH SECTION LINE TO A POINT;
THENCE S 00° 30' 02" W, 491.52 FEET TO A POINT;
THENCE N 85° 13' 12" W, 370.26 FEET TO A POINT;
THENCE N 01° 14' 00" W 462.16 FEET TO THE POINT OF BEGINNING.**

SUBJECT TO A 30 FOOT COUNTY ROAD AND UTILITY EASEMENT ALONG THE NORTHERN PROPERTY BOUNDARY.

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.

Date: 06/10/2021

Warranty Deed
- continued

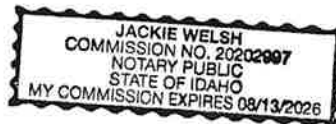
File No.: 977443-T (jw)

Linda S. Smyers
Linda S. Smyers

STATE OF Idaho)
SS.
COUNTY OF Teton)

On this , before me, a Notary Public in and for said State, personally appeared **Linda S. Smyers**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

[Signature]
Notary Public for the State of Idaho
Residing at:
My Commission Expires:



SPECIAL WARRANTY DEED

Instrument # 237071

TETON COUNTY, IDAHO
06-30-2016 13:38:00 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - DRIGGS
MARY LOU HANSEN Fee: \$13.00
Ex-Officio Recorder Deputy, Mary Lou Hansen
Index to: DEED, SPECIAL WARRANTY

For Value Received, ALLY BANK

the grantor does hereby grant, bargain, sell and convey unto
LINDA S. SMYERS, an unmarried woman

the grantee, whose current address is

the following described premises, in Teton County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances excepting for all easements of record, rights of way, matters visible, and all matters of record and title and that they will warrant and defend the same from all lawful claims whatsoever.

Date: June 15, 2015

ALLY BANK

BY:

ITS

Francine Bryant
Authorized Signer

STATE OF

COUNTY OF

On this 24 day of June, in the year of 2015, before me, a Notary Public in and for said State, personally appeared Francine Bryant Authorized Signer of ALLY BANK that executed the instrument or the person who executed the instrument on behalf of said ALLY BANK and acknowledged to me that such ALLY BANK executed the same.

Notary Public

Residing at: Mercer county

Commission expires: 8/21/18

#15-1118



EXHIBIT "A"

A PART OF THE NE1/4NW1/4 NW1/4 OF SECTION 7, TWP. 4N., RNG 45E., B.M.,
TETON COUNTY, IDAHO, BEING FURTHER DESCRIBED AS:
FROM THE NORTHWEST CORNER OF SAID SECTION 7, S 89° 47' 23" E, 964.76 FEET
TO THE POINT OF BEGINNING;
THENCE S 89° 47' 23" E, 383.22 FEET ALONG THE NORTH SECTION LINE TO A POINT;
THENCE S 00° 30' 02" W, 491.52 FEET TO A POINT;
THENCE N 85° 13' 12" W, 370.26 FEET TO A POINT;
THENCE N 01° 14' 00" W 462.16 FEET TO THE POINT OF BEGINNING.

SUBJECT TO A 30 FOOT COUNTY ROAD AND UTILITY EASEMENT ALONG THE
NORTHERN PROPERTY BOUNDARY.

Commonly known as: 4781 W 2000 S, Driggs, ID 83422

Instrument # 235526

TETON COUNTY, IDAHO
02-13-2016 14:57:00 No. of Pages: 2
Recorded for: FIRST AMERICAN TITLE - DRIGGS
MARY LOU HANSEN Fee: \$13.00
Ex-Officio Recorder Deputy, Mary Lou Hansen
Index to: DEED, TRUSTEE'S

After Recording, Return to:

Ally Bank
425 Phillips Blvd
Ewing, NJ 08618

First American Title Company

468157-T

TRUSTEE'S DEED

7367.22070

Northwest Trustee Services, Inc.
P.O. Box 997
Bellevue, WA 98009-0997

Grantor's Name and Address

Ally Bank
425 Phillips Blvd
Ewing, NJ 08618

Grantee's Name and Address

Until a change is required all tax statements shall be sent to the following address:

Ally Bank
425 Phillips Blvd
Ewing, NJ 08618

Northwest Trustee Services, Inc. ("Trustee"), as successor trustee under the Trust Deed (identified below), Bargains, Sells and Conveys, without representation or warranty, to Ally Bank ("Grantee") all of the real property situated in Teton County, Idaho, ("Property") described as follows:

A part of the NE1/4NW1/4NW1/4 of Section 7, TWP. 4N., RNG 45E., B.M., Teton County, Idaho, being further described as: From the Northwest corner of said Section 7, S 89 degrees. 47' 23" E. 964.76 feet to the Point of Beginning; thence S. 89 degrees. 47' 23" E, 383.22 feet along the North Section line to a point; thence S 00 degrees. 30' 02" W, 491.52 feet to a point; thence N. 85 degrees. 13' 12" W, 370.26 feet to a point; thence N. 01 degrees. 14' 00" W, 462.16 feet to the Point of Beginning. Contains 4.12 acres more or less. Subject to a 30 foot county road and utility easement along the Northern property boundary.

This conveyance is made pursuant to the powers conferred upon the Trustee by the trust deed between Michael Sewell, and Kimberly B. Sewell, husband and wife, as grantor, for the benefit and security of Mortgage Electronic Registration Systems, Inc. as nominee for Quicken Loans Inc., as beneficiary, recorded on May 4, 2007, as Instrument No. 187280, Mortgage Records of Teton County, Idaho ("Trust Deed") and after the fulfillment of the following conditions specified in the Trust Deed:

(a) The obligations secured by the Trust Deed were in default and the beneficiary made demand upon Trustee to sell the Property pursuant to the terms of the Trust Deed. Notice of default was recorded as Instrument No. 230134, Mortgage Records of Teton County, Idaho ("Notice of Default") and in the office of the Recorder of every other county in which any part of the Property is situated. The nature of default was stated in the Notice of Default. The default still existed at the time of the trustee's sale.

(b) After the Notice of Default was recorded, the Trustee provided a notice of the trustee's sale ("Notice of Sale") giving notice of the time and place of the trustee's sale by i) mailing (registered/certified mail, return receipt requested); ii) personal service and/or posting (upon an adult occupant of the Property and/or by posting in a conspicuous place on the Property, in the manner provided by statute) and iii) by publishing in a newspaper of general circulation in each of the counties in which the Property is situated. Affidavits of mailing, service/posting and publication ("Affidavits") were recorded in each county where the Property is situated at least 20 days prior to the trustee's sale as Instrument No. 234686, 234687, 234688, 235195, Mortgage Records of Teton County, Idaho.

(c) The provisions, recitals and contents of the Notice of Default and Affidavits are incorporated by this reference and made a part of this Trustee's Deed.

(d) All requirements of law regarding the mailing, personal service, posting, publication and recording of the Notice of Default, Notice of Sale and 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 date the Trustee's Sale was conducted.

(f) Trustee, on February 6, 2015, at the time and place of sale fixed by the Notice of Sale or by publicly proclaimed postponement, sold the Property in one parcel at public auction to the beneficiary, the highest bidder, for the credit bid sum of \$450,000.00. The beneficiary then designated Grantee to be the grantee under this Trustee's Deed, directing the Trustee to issue the Trustee's Deed to Grantee as grantee. The trustee's sale to Grantee was made subject to all prior liens and encumbrances. No person or corporation offered to take any part of the Property constituting less than the Property's whole for the amount of principal, interest, advances and costs.

IN WITNESS WHEREOF, Trustee, pursuant to a resolution of its Board of Directors (if required by its Bylaws), has caused its corporate name to be hereunto subscribed by its Assistant Vice President, this

Date: February 12, 2015

Northwest Trustee Services, Inc., Trustee

BY: 
Its: DEIRDRE PIGGOTT, Assistant Vice President

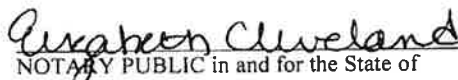
STATE OF WASHINGTON)
) ss
COUNTY OF KING)

On this 12 day of February, 2015, before me, a Notary Public in and for said State, personally appeared DEIRDRE PIGGOTT, known to me to be the Assistant Vice President of the corporation that executed this instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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

Date: February 12, 2015

ELIZABETH CLEVELAND
STATE OF WASHINGTON
NOTARY PUBLIC
MY COMMISSION EXPIRES
04-10-18


NOTARY PUBLIC in and for the State of
Washington, residing in Snohomish County
My commission expires: 04/10/2018

7367.22070

1-8084

RECEIVED



MAR 15 2001

TETON CO. ID
CLERK RECORDER

WARRANTY DEED

141679

For Value Received JAYDELL BUXTON and JUDY ANN BUXTON, husband and wife

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
MICHAEL SEWELL and KIMBERLY B. SEWELL, husband and wife
whose address is: P.O. BOX 224, DRIGGS, ID 83422

Hereinafter called the Grantee, the following described premises situated in Teton County, Idaho, to-wit:

The N1/2 of Lot 1 (NW1/4NW1/4) of Section 7, Township 4N, Range 45E,
Boise Meridian, Teton County, Idaho.

Subject to reservations in United States and State Patents; existing
and recorded Right-of-ways, Easements, Zoning, Building and Subdivision
ordinances; Taxes and Assessments as prorated between the parties
hereto.

TO HAVE AND TO HOLD the said premises, with their 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.

Dated: March 13/2001

JAYDELL BUXTON

JUDY ANN BUXTON

STATE OF IDAHO)
 : ss
COUNTY OF TETON)

On this 13th day of March in the year 2001, before me, a Notary Public in and for said State, personally
appeared JAYDELL BUXTON and JUDY ANN BUXTON, known or identified to me to be the person(s) whose name(s)
are subscribed to the within Instrument, and acknowledged to me that they executed the same.

Jerrilee J. Brower
Notary Public of Idaho
Tetonia, Id.
Commission Expires 2-27-04

141679

Instrument # 141679
DRIGGS, TETON, IDAHO
2001-03-15 02:53:46 No. of Pages: 1
Recorded for : FIRST AMERICAN TITLE
NOLAN G. BOYLE Fee: 3.00
Ex-Officio Recorder Deputy
Index to: DEED, WARRANTY



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 09, 2023

TRICIA HARLAN
4781 W 2000 S
DRIGGS ID 83422-4856

BRADLEY HARLAN
BLAIR HARLAN
4781 W 2000 S
DRIGGS ID 83422-4856

Re: Change in Water Right Ownership: 22-139 (Split into 22-139 and 22-14521), 22-140 (Split into 22-140 and 22-14522), 22-2278 (Split into 22-2278 and 22-14523), 22-11645 (Split into 22-11645 and 22-14524), 22-13513 (Split into 22-13513 and 22-14525)

Dear Water Right Holder(s):

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

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: CADE JACOBS
KRISTY JACOBS
WATER DISTRICT 01