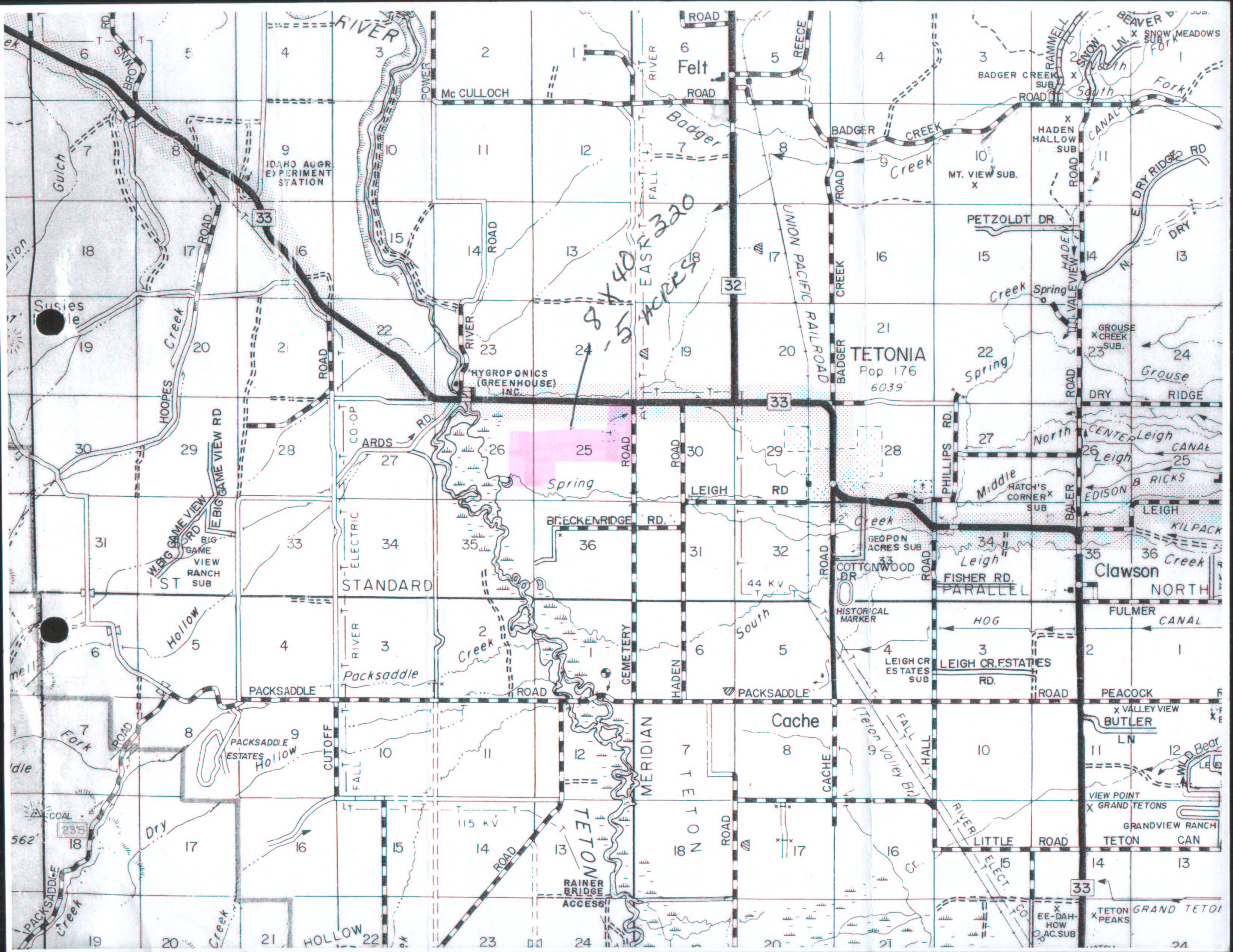




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 22-13182  
Date Received: 8/8/2001  
Receipt No:  
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

MAX S PALMER Phone:

4488 N 2000 E  
SUGAR CITY ID USA 83445

RANEE K PALMER Phone:

4488 N 2000 E  
SUGAR CITY ID USA 83445

2. Date of Priority: 09/22/1961

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type |
|----------|-------|---------|-----------------------|--------|------|
| 06N      | 44E   | 25      | NE NE                 | TETON  |      |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A. |
|------------|-------|-------|--------|-------------|
| IRRIGATION | 04/15 | 10/15 | 1.65   | 388.5       |

7. Total Quantity Appropriated is:  
1.65 C.F.S. and/or 388.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use | Acres |
|----------|-------|---------|----------------|-----|-------|
|----------|-------|---------|----------------|-----|-------|



|     |     |    |    |    |               |     |
|-----|-----|----|----|----|---------------|-----|
| 06N | 44E | 25 | NE | NE | IRRIGATION    | 38  |
|     |     |    | SE | NE | IRRIGATION    | 33  |
|     |     |    | SW | NE | IRRIGATION    | 40  |
|     |     |    |    |    | Section Acres | 111 |
|     |     |    |    |    | Total Acres   | 111 |

11. Place of use in counties: TETON

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

SPLIT FROM FORMER RIGHT 22-2210

15. Basis of Claim: License



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

August 9, 2001

MAX & RANEE PALMER  
4488 N 2000 E  
SUGAR CITY ID 83445

RE: CHANGE IN OWNERSHIP FOR 22-2210

Dear Mr. & Mrs. Palmer:

The request for Change in Ownership for a portion of the above-referenced Notice(s) of Claim has been processed with the new Notice(s) reflecting you as one of the claimants.

Since the Change in Ownership involved just a portion of the Notice(s) of Claim, the right was split as follows:

22-13181, .07 cfs, 5 acres, Summers  
22-13182, 1.65 cfs, 111 acres, Palmer

Enclosed for your records is a typed Notice(s) reflecting your portion of the right. Review the Notice(s) and if you have other corrections or questions, please contact this office.

Respectfully submitted,

A handwritten signature in cursive script that reads 'Jennifer Crabtree'.

Jennifer Crabtree  
Technical Records Specialist

Form 13-148/42-1409(6) July, 2000

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

**RECEIVED**  
**MAY 21 2001**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Department of Water Resources  
 Incomplete forms will be returned. Eastern Region

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

| Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split | Water<br>Right No(s). | Adjudication<br>Claim No(s). | Split |
|-----------------------|------------------------------|-------|-----------------------|------------------------------|-------|
| 22-2210               |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |
|                       |                              |       |                       |                              |       |

**RECEIVED**  
**MAY 25 2001**

Department of Water Resources  
 Eastern Region

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
  - B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question. **WITH ATTACHED LEGAL DESCRIPTION**.
  - C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):  
**PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

**OR**

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Danny Summers

4. New Owner/Claimant(s)

Max S. Palmer & Rane K. Palmer

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

4488 N. 2000 E.

City, State and ZIP Code

Sugar City, ID 83445

New Telephone Number

( ) \_\_\_\_\_

5. Date you acquired the property

April 27, 2001

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

**DESCRIPTION OF YOUR PORTION OF WATER RIGHT**  
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number 22-2210

| Water Use  | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
|------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Irrigation | 1.72                                                                       | 40                                                           |
| Stock      |                                                                            |                                                              |
| Domestic   |                                                                            |                                                              |
| Other      |                                                                            |                                                              |
| Total      |                                                                            |                                                              |

**DESCRIPTION OF YOUR PORTION OF WATER RIGHT**  
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number

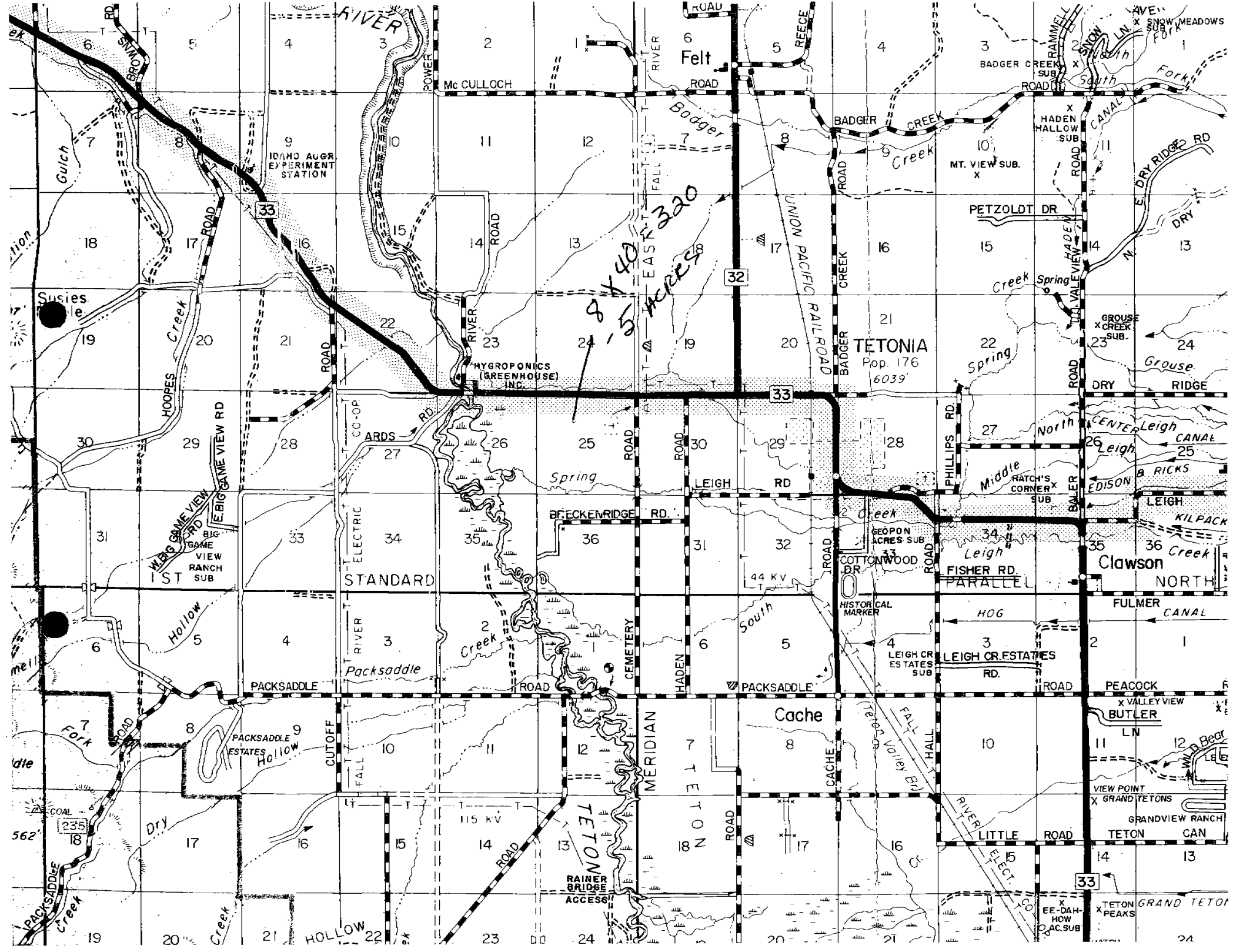
| Water Use    | Diversion Rate or Volume<br>(cubic feet per second or acre-feet per annum) | Description<br>(acres, number and type of stock, homes, etc) |
|--------------|----------------------------------------------------------------------------|--------------------------------------------------------------|
| Irrigation   |                                                                            |                                                              |
| Stock        |                                                                            |                                                              |
| Domestic     |                                                                            |                                                              |
| Other        |                                                                            |                                                              |
| <b>Total</b> |                                                                            |                                                              |

7. Signature of New Owner(s) or Claimant(s) \_\_\_\_\_  
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

## For Office Use Only

Received by \_\_\_\_\_ Date \_\_\_\_\_ Fee \_\_\_\_\_  
 Receipted by \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_  
 Processed by \_\_\_\_\_ AJ Date \_\_\_\_\_ WR \_\_\_\_\_ Date \_\_\_\_\_



Danny Summers, Benura Sum, Summ F+Rad -

May 01 -

Max + Karol Palmer

~~T6D~~  
~~44E~~  
~~8E~~  
~~NENE~~  
~~SENE~~

T6N  
R44E  
25

~~NENE exception goes to Palmer~~

all this  
goes to  
Palmer

S 1/2 N 1/2 - (exception goes to Paul Martin)

NW SW

NENE - exception goes to Palmer

RECEIVED

MAY 02 2001

TETON COUNTY  
CLERK RECORDS

## WARRANTY DEED

Order No. 185011072001

142346

## FOR VALUE RECEIVED

Parcel 1: Danny Summers, an unmarried person and Bernice Summers, an unmarried person;  
 Parcel 2: Summers Farm & Ranch, Inc.; Parcel 3: Summers Farm & Ranch, Inc., an Idaho Corporation

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

Max S. Palmer and Rance K. Palmer, Husband and Wife

whose current address is:

4488 N. 2000 E., Sugar City, ID 83445

the grantee(s), the following described premises, in Teton County, Idaho, TO HAVE

Parcel 1: Township 6 North, Range 44 East, Boise Meridian,

Section 25: South Half North Half, Northwest Quarter Southwest Quarter, Northeast Quarter Northeast Quarter, excepting therefrom: Commencing at a point 378 feet South of the Northeast corner of said Northeast Quarter Northeast Quarter, and running thence West 80 feet; thence South 50 feet; thence East 80 feet; thence North 50 feet, to the point of beginning, and also excepting therefrom: A parcel of land located in the Southeast Quarter of the Northeast Quarter of Section 25, Township 6 North, Range 44 East, Boise Meridian, and more particularly described as follows: Commencing at the Northeast corner of said Section 25; thence South along the East line of said section 2639.15 feet to the East Quarter corner of said section and the true point of beginning; thence South 89°44'52" West along the East-West ¼ line of said section 283.06 feet; thence North 640.17 feet; thence South 89°17'08" West 69.93 feet; thence North 0°45'58" West 39.05 feet; thence North 89°17'08" East 70.44 feet; thence North 1°22'16" East 69.50 feet; thence North 58°39'06" East 53.56 feet; thence North 87°55'27" East 24.82 feet; thence North 0°42'58" East 113.52 feet; thence South 89°06'27" East 209.46 feet; thence South along said East line 886.47 feet to the point of beginning.

Also excepting therefrom State Highway 33 right of way.

Subject to a county road along the East side of subject property.

Parcel 2: Commencing at a point 378 feet South of the Northeast corner of the Northeast Quarter Northeast Quarter of Section 25, Township 6 North, Range 44 East, Boise Meridian, and running thence West 80 feet; thence South 50 feet; thence East 80 feet; thence North 50 feet to the point of beginning.

Parcel 3: NE1/4SE1/4, SE1/4NE1/4 of Section 26 Township 6 North, Range 44 East, Boise Meridian

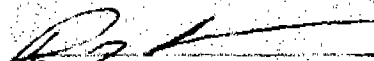
SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

SUBJECT to the provisions contained in Warranty Deed recorded June 10, 1998 as Instrument No. 65808 of the official records of Teton County, Idaho, as follows: Easement for the beneficial use of subject property.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do(es) hereby covenant to and with the said Grantee(s), that (s)he (s)he are the owner(s) in fee simple of said premises; that they are free from all encumbrances except Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, appurtenant or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever

Dated: 4-25-2001

  
 Danny Summers

  
 Bernice Summers

Instrument # 142346

DRIGGS - TETON IDAHO  
 01-29-01 No. of Pages: 1  
 Recorded by: ALLIANCE TITLE & ESCROW  
 MOLAN & BOYLE  
 Ex-Officio Recording Deputy  
 Fee: \$500  
 C. Smith

142346

RECEIVED

MAY 02 2001

TETON COUNTY  
CLERK RECORDER

## WARRANTY DEED

Original to be retained

FOR ALL RECEIVED

Parcel 1: Danny Summers, an unmarried person and Bernice Summers, an unmarried person;  
Parcel 2: Summers Farm & Ranch, Inc.; Parcel 3: Summers Farm & Ranch, Inc., an Idaho Corporation

do hereby convey, grant, bargain, sell and convey to:

Max S. Palmer and Rance K. Palmer, Husband and Wife

whose present address is:

4488 N. 2000 E., Sugar City, ID 83445

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

**Parcel 1: Township 6 North, Range 44 East, Boise Meridian.**

**Section 25: South Half North Half, Northwest Quarter Southwest Quarter, Northeast Quarter Northeast Quarter, excepting therefrom: Commencing at a point 378 feet South of the Northeast corner of said Northeast Quarter Northeast Quarter, and running thence West 80 feet; thence South 50 feet; thence East 80 feet; thence North 50 feet, to the point of beginning, and also excepting therefrom: A parcel of land located in the Southeast Quarter of the Northeast Quarter of Section 25, Township 6 North, Range 44 East, Boise Meridian, and more particularly described as follows: Commencing at the Northeast corner of said Section 25; thence South along the East line of said section 2639.15 feet to the East Quarter corner of said section and the true point of beginning; thence South 89°44'52" West along the East-West 1/4 line of said section 283.06 feet; thence North 640.17 feet; thence South 89°17'08" West 69.93 feet; thence North 0°45'58" West 39.05 feet; thence North 89°17'08" East 70.44 feet; thence North 1°22'16" East 69.50 feet; thence North 58°39'06" East 53.56 feet; thence North 87°55'27" East 24.82 feet; thence North 0°42'58" East 113.52 feet; thence South 89°06'27" East 209.46 feet; thence South along said East line 886.47 feet to the point of beginning.**

**Also excepting therefrom State Highway 33 right of way.**

**Subject to a county road along the East side of subject property.**

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**Parcel 3: NE1/4SE1/4, SE1/4NE1/4 of Section 26 Township 6 North, Range 44 East, Boise Meridian**

**SUBJECT** to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises

**SUBJECT** to the provisions contained in Warranty Deed recorded June 10, 1998 as Instrument No. 65808 of the official records of Teton County, Idaho, as follows: Easement for the beneficial use of subject property

**TO HAVE AND TO HOLD** the said premises, with their appurtenances, to the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that (s/he is and the Grantee is) in fee simple of said premises; that they are free from all encumbrances except Current Year Taxes, covenants, conditions, reservations, easements, rights and right of way, of record or of record

And that (s/he will warrant and defend the same from all lawful claims whatsoever)

Dated 4-25-2001

*[Signature]*  
Danny Summers

*[Signature]*  
Bernice Summers

Instrument # 142346

RECORDED - TETON COUNTY  
NOTARIAL PUBLIC - Notary Public  
Alliance Title & Escrow  
WOLAN ROYER  
Notary Public, Deputy  
C. Smith

142345

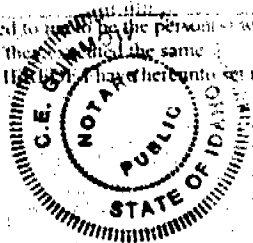
By [Signature]  
Danny Summers, President

State of Idaho

County of ~~Teton~~ MADISON

On this 27 APR 2001 before me, a Notary Public in and for said state, personally appeared Bernice Summers

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



[Signature]  
Notary Public for the State of Idaho  
Residing at: PRABURC ID  
Commission Expires: 10-31-04

State of Idaho

County of ~~Teton~~ MADISON

On this 27 APR 2001 before me, a Notary Public in and for said state, personally appeared Danny Summers

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



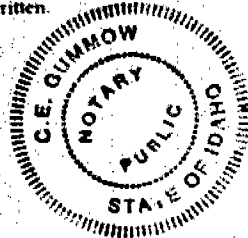
[Signature]  
Notary Public for the State of Idaho  
Residing at: PRABURC ID  
Commission Expires: 10-31-04

State of Idaho

County of ~~Teton~~ MADISON

On this 27 day of APR 2001 before me, a Notary Public in and for said state, personally appeared Danny Summers known to me to be the

the PRAS. of the Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, he executed the foregoing in said Corporation name.  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]  
Notary Public for the State of  
Residing at: PRABURC ID  
Commission Expires: 10-31-04

Summers Farm & Ranch, Inc.

By [Signature]  
Danny Summers, President

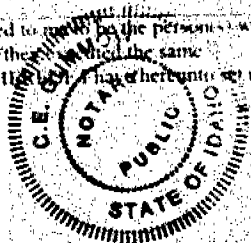
State of Idaho

County of Teton MADISON

On this 27 APR 2001  
appeared Bernice Summers

before me, a Notary Public in and for said state, personally

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



[Signature]  
Notary Public for the State of Idaho  
Residing at: PRABURC ID  
Commission Expires: 10-31-04

State of Idaho

County of Teton MADISON

On this 27 APR 2001  
appeared Danny Summers

before me, a Notary Public in and for said state, personally

known or identified to me to be the person(s) whose name(s) subscribed to the within instrument, and acknowledged to me that he/she/they executed the same  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



[Signature]  
Notary Public for the State of Idaho  
Residing at: PRABURC ID  
Commission Expires: 10-31-04

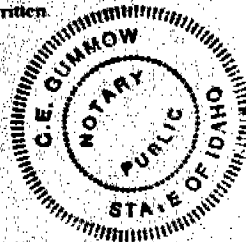
State of Idaho

County of Teton MADISON

On this 27 day of APR 2001  
appeared Danny Summers  
the

before me, a Notary Public in and for said state, personally known to me to be

PRAS. of the Corporation, and acknowledged to me that pursuant to a Resolution of the Board of Directors, he executed the foregoing in said Corporation name.  
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]  
Notary Public for the State of  
Residing at: PRABURC ID  
Commission Expires: 10-31-04

142346

<sup>2 b3</sup>  
The exception got  
sold to Paul  
Martin

This deed

Dec 96 Bernice Summers - Danny Summers  $\frac{1}{4}$

April 01 Jana Faye Phillips - Danny Summers

→ T6N  
R44E  
S25

1995  
S  $\frac{1}{2}$  N  $\frac{1}{2}$  - exception  
goes to Paul  
Martin

NW  $\frac{1}{4}$

NE  $\frac{1}{4}$  - exception  
goes to  
Summers  
Farm & Ranch

MAY 02 2001

142345

142345

TETON COUNTY  
CLERK RECORDER

10740  
Escrow  
P.O. Box 644  
Driggs, Idaho 83422

### QUITCLAIM DEED

THIS INDENTURE is made this 11<sup>th</sup> day of April, 2001, by Jana Faye Phillips, a married woman dealing with her sole and separate property, the "Grantor," and Danny Summers, whose mailing address is 3500 East 1496 South, Sugar City, Idaho, 83448, the "Grantee."

### WITNESSETH:

That the Grantor, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim unto the Grantee, and to Grantee's heirs and assigns forever, all right, title and interest now owned or hereafter acquired by the Grantor in all the following described real estate in the County of Teton, State of Idaho, to-wit:

See Attached Legal Description

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, and rents, issues and profits therefrom.

TO HAVE AND TO HOLD the said premises and the appurtenances unto the Grantee, and to Grantee's heirs and assigns forever.

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

Jana Faye Phillips  
Jana Faye Phillips, Grantor

Instrument # 142345

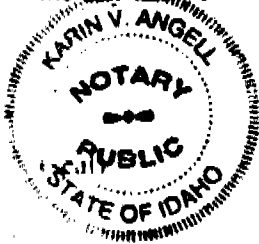
DRIGGS TETON, IDAHO  
2001-05-02 03:58:00 No. of Pages: 1  
Recorded for ALLIANCE TITLE & ESCROW  
NOLAN G. BOYLE Fee: \$ 00  
Es. Office Recorder Display E. Smith  
TETON, IDAHO 83422

STATE OF IDAHO

County of Madison

On the 11<sup>th</sup> day of April, 2001, before me, the undersigned, a notary public, in and for said State, personally appeared Jana Lave Phillips known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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



*Karin V. Angell*

Notary Public for Idaho

Residing at: Sugar City

My Commission Expires: 7-31-06

Parcel 1: Township 6 North, Range 44 East, Boise Meridian,  
Section 25: South Half North Half, Northwest Quarter Southwest Quarter, Northeast Quarter  
Northeast Quarter, excepting therefrom: Commencing at a point 378 feet South of the Northeast  
corner of said Northeast Quarter Northeast Quarter, and running thence West 80 feet; thence  
South 50 feet; thence East 80 feet; thence North 50 feet, to the point of beginning, and also  
excepting therefrom: A parcel of land located in the Southeast Quarter of the Northeast Quarter of  
Section 25, Township 6 North, Range 44 East, Boise Meridian, and more particularly described as  
follows: Commencing at the Northeast corner of said Section 25; thence South along the East line  
of said section 2639.15 feet to the East Quarter corner of said section and the true point of  
beginning; thence South 89°44'52" West along the East-West ¼ line of said section 283.06 feet;  
thence North 640.17 feet; thence South 89°17'08" West 69.93 feet; thence North 0°45'58" West  
39.05 feet; thence North 89°17'08" East 70.44 feet; thence North 1°22'16" East 69.50 feet; thence  
North 58°39'06" East 53.56 feet; thence North 87°55'27" East 24.82 feet; thence North 0°42'58"  
East 113.52 feet; thence South 89°06'27" East 209.46 feet; thence South along said East line 886.47  
feet to the point of beginning.

Also excepting therefrom State Highway 33 right of way.

Subject to a county road along the East side of subject property.

142345

PLEASE RETURN TO:  
HOLDEN, EDWELL, HAHN & CRAPO  
P. O. Box 88138  
Boise Falls, ID 83408

129048  
WARRANTY DEED

RECEIVED  
DEC 15 1997  
TETON CO., ID  
CLERK RECORDER

THIS INDENTURE is made this 1st day of December, 1997, by Berniece N. Summers, a single woman, the Grantor, and Danny Summers, a married man as his sole and separate property, the Grantee, whose mailing address is 3500 E. 1496 S., Sugar City, Idaho, 83448.

WITNESSETH, that the Grantor, for and in consideration of love and affection, has granted, and by these presents does grant, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, an undivided one-half (1/2) of the grantor's undivided one-half (1/2) interest (constituting an undivided one-fourth (1/4) of the whole), in the County of Teton, State of Idaho, to-wit:

Twp. 6 N., Rge. 44 E., Boise Mer.:

Sec. 25: S1/2N1/2, NW1/4SW1/4, NE1/4NE1/4, excepting therefrom:

Commencing at a point 378 feet South of the Northeast corner of said NE1/4NE1/4, and running thence West 80 feet; thence South 50 feet; thence East 80 feet; thence North 50 feet, to the point of beginning.

and also excepting therefrom:

A parcel of land located in the SE 1/4 of the NE 1/4 of Sec. 25, Twp. 6 N., Rge. 44 E.B.M., and more particularly described as follows: Commencing at the Northeast corner of said Sec. 25; thence South along the East line of said section, 2639.15 feet to the East 1/4 corner of said section and the TRUE POINT OF BEGINNING; thence S 89°44'52" W. along the East-West 1/4 line of said section, 283.06 feet; thence N. 640.17 feet; thence S. 89°17'08" W. 69.93 feet; thence N. 0°45'58" W. 39.05 feet; thence N 89°17'08" E. 70.44 feet; thence N. 1°22'16" E. 69.50 feet; thence N. 58°39'06" E. 53.56 feet; thence N. 87°55'27" E. 24.82 feet; thence N. 0°42'58" E. 113.52 feet; thence S. 89°06'27" E. 209.46 feet; thence South along said East line 896.47 feet to the point of beginning.

SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and

regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and all reversions, any remainders, rents, issues and profits therefrom, and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written

Bernice N. Summers  
Bernice N. Summers

regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom, and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

Berniece N. Summers  
Berniece N. Summers

129048

*Advised*  
STATE OF ~~IDAHO~~

County of Mariage

On this 15 day of November, 1997, before me the undersigned, a Notary Public, in and for said State, personally appeared Berniece N. Summers known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.



Michael L. Steiner  
Notary Public for ~~Idaho~~ Arizona  
Residing at: Mountain Ariz, AZ  
My Commission Expires: 7/15/98

129048

FILED

AT THE REQUEST OF

Holden KidwellAT 36 MINUTES PAST 12 P.M.DATE Dec. 15, 1997Don J. DrakeBY Don J. Drake

WARRANTY DEED

129048

PLEASE RETURN TO: ELN  
HOLDEN, KIDWELL, HAHN & CRAPO  
P. O. Box 50130  
Idaho Falls, ID 83405

129047

CORRECTION WARRANTY DEED

RECEIVED

DEC 15 1997

TETON CO., ID  
CLERK RECORDER

THIS INDENTURE is made this 1st day of December, 1997, by Berniece N. Summers, a single woman, the Grantor, and Danny Summers, a married man as his sole and separate property, the Grantee, whose mailing address is 3500 E. 1496 S., Sugar City, Idaho, 83448.

WITNESSETH, that the Grantor, for and in consideration of love and affection, has granted, and by these presents does grant, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, an undivided one-half (1/2) of the grantor's undivided one-half (1/2) interest (constituting an undivided one-fourth (1/4) of the whole), in the County of Teton, State of Idaho, to-wit:

Twp. 6 N., Rge. 44 E., Boise Mer.:

Sec. 25: S1/2N1/2, NW1/4SW1/4, NE1/4NE1/4, excepting therefrom:

Commencing at a point 378 feet South of the Northeast corner of said NE1/4NE1/4, and running thence West 80 feet; thence South 50 feet; thence East 80 feet; thence North 50 feet, to the point of beginning.

and also excepting therefrom:

A parcel of land located in the SE 1/4 of the NE 1/4 of Sec. 25, Twp. 6 N., Rge. 44 E.B.M., and more particularly described as follows: Commencing at the Northeast corner of said Sec. 25; thence South along the East line of said section, 2639.15 feet to the East 1/4 corner of said section and the TRUE POINT OF BEGINNING; thence S 89°44'52" W. along the East-West 1/4 line of said section, 283.06 feet; thence N. 640.17 feet; thence S. 89°17'08" W. 69.93 feet; thence N. 0°45'58" W. 39.05 feet; thence N 89°17'08" E. 70.44 feet; thence N. 1°22'16" E. 69.50 feet; thence N. 58°39'06" E. 53.56 feet; thence N. 87°55'27" E. 24.82 feet; thence N. 0°42'58" E. 113.52 feet; thence S. 89°06'27" E. 209.46 feet; thence South along said East line 886.47 feet to the point of beginning.

SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and

This document is re-recorded to correct the legal description in Instrument No. 126070.

regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

Berniece N. Summers  
Berniece N. Summers

129047

STATE OF ~~IDAHO~~ <sup>Arizona</sup>County of ~~Maricopa~~ <sup>ss.</sup>

On this 19 <sup>December</sup> day of ~~November~~, 1997, before me the undersigned, a Notary Public, in and for said State, personally appeared Berniece N. Summers known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.



Q:\BPDATA\CLASADO\BEN1114 2000.m

Michael J. Steiner  
 Notary Public for Idaho <sup>Arizona</sup>  
 Residing at: Fountain Hills, Az  
 My Commission Expires: 12/15/98

129047

FILED

IN THE OFFICE OF

Nelda K. Kellum

35 YEARS MAY 12 1997

DEC 15 1997

Clara J. Drake1/11/98

3 - CORRECTION WARRANTY DEED

129047

RECEIVED

DEC 31 1996

TETON CO. ID  
CLERK RECORDER

126070  
WARRANTY DEED

THIS INDENTURE is made this 21 day of December, 1996, by Berniece N. Summers, a single woman, the Grantor, and Danny Summers, a married man as his sole and separate property, the Grantee, whose mailing address is 3500 E. 1496 S., Sugar City, Idaho, 83448.

WITNESSETH, that the Grantor, for and in consideration of love and affection, has granted, and by these presents does grant, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, an undivided one-half (1/2) of the grantor's undivided one-half (1/2) interest (constituting an undivided one-fourth (1/4) of the whole), in the County of Teton, State of Idaho, to-wit:

Twp. 6 N., Rge. 44 E., Boise Mer.:

Sec. 25: 21/2N1/2, NW1/4SW1/4, NE1/4NE1/4, excepting therefrom:

Commencing at a point 378 feet South of the Northeast corner of said NE1/4NE1/4, and running thence West 80 feet; thence South 50 feet; thence East 80 feet; thence North 50 feet, to the point of beginning.

and also excepting therefrom:

A parcel of land located in the SE¼ of the NE¼ of Sec. 25, Twp. 6 N., Rge. 44 E.B.M., and more particularly described as follows: Commencing at the Northeast corner of said Sec. 25; thence South along the East line of said section, 2639.15 feet to the East ¼ corner of said section and the TRUE POINT OF BEGINNING; thence S 89°44'52" W. along the East-West ¼ line of said section, 283.06 feet; thence N. 640.17 feet; thence S. 89°17'08" W. 69.93 feet; thence N. 0°45'58" W. 39.05 feet; thence N 89°17'08" E. 70.44 feet; thence N. 1°22'16" E. 69.50 feet; thence N. 58°39'06" E. 53.56 feet; thence N. 87°55'27" E. 24.82 feet; thence N. 0°42'58" E. 113.52 feet; thence S. 89°06'27" E. 209.46 feet; thence South along said East line 886.47 feet to the point of beginning.

SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

126070

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

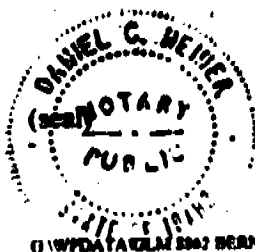
Berniece N. Summers  
Berniece N. Summers

STATE OF IDAHO )

County of Madison ) ss.

On this 26 day of December, 1996, before me the undersigned, a Notary Public, in and for said State, personally appeared Berniece N. Summers known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.



[Signature]  
Notary Public for Idaho  
Residing at: \_\_\_\_\_ MY COMMISSION EXPIRES 12-31-99  
My Commission Expires: \_\_\_\_\_

126070

FILED

AT THE REQUEST OF

Berniece Summers  
AT 40 MINUTES PAST 10 a.m.  
DATE Dec. 31, 1996  
BY Dea J. Drake  
DEPUTY

122758  
QUITCLAIM DEED

RECEIVED  
JAN 11 1996

TETON Co Id

THIS INDENTURE is made this 29 day of December, 1995, by and between Berniece Summers, a single woman, the "Grantor," and Paul Martin, whose mailing address is 660 North 500 West, Teton, Idaho, 83452, the "Grantee."

WITNESSETH:

That the Grantor, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim unto the Grantee, and to Grantee's heirs and assigns forever, all right, title and interest now owned or hereafter acquired by the Grantor in all the following described real estate in the County of Teton, State of Idaho, to-wit:

A parcel of land located in the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of  $\frac{1}{4}$  Sec. 25, Twp. 6 N., Rge. 44 E.B.M., and more particularly described as follows: Commencing at the Northwest corner of said Sec. 25; thence South along the East line of said section, 2639.15 feet to the East  $\frac{1}{4}$  corner of said section and the TRUE POINT OF BEGINNING; thence S 89°44'52" W. along the East-West  $\frac{1}{4}$  line of said section, 283.06 feet; thence N. 640.17 feet; thence S. 89°17'08" W. 69.93 feet; thence N. 0°45'58" W. 39.05 feet; thence N 89°17'08" E. 70.44 feet; thence N. 1°22'16" E. 69.50 feet; thence N. 58°39'06" E. 53.56 feet; thence N 87°55'27" E. 24.82 feet; thence N. 0°42'58" E. 113.52 feet; thence S. 59°06'27" E. 209.46 feet; thence South along said East line 886.47 feet to the point of beginning.

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, and rents, issues and profits therefrom.

122758

122758  
QUITCLAIM DEED

DE D  
JAN 11 1996

TETON Co Id

THIS INDENTURE is made this 29 day of December, 1995, by and between Berniece Summers, a single woman, the "Grantor," and Paul Martin, whose mailing address is 660 North 500 West, Teton, Idaho, 83452, the "Grantee."

WITNESSETH:

That the Grantor, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim unto the Grantee, and to Grantee's heirs and assigns forever, all right, title and interest now owned or hereafter acquired by the Grantor in all the following described real estate in the County of Teton, State of Idaho, to-wit:

A parcel of land located in the SE¼ of the NE¼ of Sec. 25, Twp. 6 N., Rge. 44 E.B.M., and more particularly described as follows: Commencing at the Northeast corner of said Sec. 25; thence South along the East line of said section, 2639.15 feet to the East ¼ corner of said section and the TRUE POINT OF BEGINNING; thence S 89°44'52" W. along the East-West ¼ line of said section, 283.06 feet; thence N. 640.17 feet; thence S. 89°17'08" W. 69.93 feet; thence N. 0°45'58" W. 39.05 feet; thence N 89°17'08" E. 70.44 feet; thence N. 1°22'16" E. 69.50 feet; thence N. 58°39'06" E. 53.56 feet; thence N 87°55'27" E. 24.82 feet; thence N. 0°42'58" E. 113.52 feet; thence S. 89°06'27" E. 209.46 feet; thence South along said East line 886.47 feet to the point of beginning.

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, and rents, issues and profits therefrom.

122758

TO HAVE AND TO HOLD the said premises and the appurtenances unto the Grantee, and to Grantee's heirs and assigns forever.

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

Due to mistake, the Grantor hereunder received title to certain property pursuant to a Grant Deed recorded as Instrument No. 118088, records of Teton County, Idaho. Said Deed 118088 should have excluded therefrom the property herein. The purpose of this Deed is to clarify that Grantor claims no interest to the property described herein.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

Berniece Summers  
Berniece Summers, Grantor

Arizona  
STATE OF IDAHO )  
County of Maricopa )

On the 27 day of December, 1995, before me, the undersigned, a notary public, in and for said State, personally appeared Berniece Summers, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.



Bert Taylor  
Notary Public for Idaho - Ar. 2044  
Residing at East Hills AZ  
My Commission Expires: 8-15-98

FILED  
AT THE REQUEST OF

Gary L. Meikle, Esq.

MINUTES PAST 2 P.M.

DATE Jan 11 1996

Don J. Drake

CLERK OF RECORDER

Don J. Drake

2 - QUITCLAIM DEED

122758

Filed 11  
Indexed 1  
Filed 11

TO HAVE AND TO HOLD the said premises and the appurtenances unto the Grantee, and to Grantee's heirs and assigns forever.

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

Due to mistake, the Grantor hereunder received title to certain property pursuant to a Grant Deed recorded as Instrument No. 118088, records of Teton County, Idaho. Said Deed 118088 should have excluded therefrom the property herein. The purpose of this Deed is to clarify that Grantor claims no interest to the property described herein.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

Bernice Summers  
Bernice Summers, Grantor

STATE OF <sup>Arizona</sup> IDAHO )  
County of Maricopa ) ss.

On the 27 day of December, 1995, before me, the undersigned, a notary public, in and for said State, personally appeared Bernice Summers, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she 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.



David Taylor  
Notary Public for Idaho- Arizona  
Residing at East Hills AZ  
My Commission Expires: 8-15-98

FILED  
AT THE REQUEST OF

Larry J. Meikle Esq.  
AT 2 MINUTES PAST 2 PM  
DATE Jan 11 1996  
Joe D. Drake  
CLERK OF RECORDER  
Norm L. Hughes

2 - QUITCLAIM DEED

122758

Filed  
Indexed  
Platted

State of Idaho

Department of Water Resources

RECEIVED

MAY 19 1982

WATER RIGHT LICENSE

Department of Water Resources  
Eastern District Office

License of Water Right No. 22-2210 Priority September 22, 1961 Amount 1.72 cfs

THIS IS TO CERTIFY, that Bert Summers

of Rexburg, Idaho, has complied with the terms and conditions of Permit No. 22-2210 issued pursuant to Application for Permit dated June 23, 1961, and has submitted proof to the Department of Water Resources on September 28, 1966, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 1.72 cfs of water from a groundwater source, tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

| Beneficial Use | Period of Use                             | Rate of Diversion      | Annual Volume          |
|----------------|-------------------------------------------|------------------------|------------------------|
| Irrigation     | from <u>April 15</u> to <u>October 15</u> | at <u>1.72</u> cfs and | <u>348.0</u> acre feet |
|                | from _____ to _____                       | at _____ cfs and       | _____                  |
|                | from _____ to _____                       | at _____ cfs and       | _____                  |

(both dates inclusive)

Subject, however, to the condition that no more than 1.72 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 348.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 25, Twp. 6N, Rge. 44E in the County of Teton

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 6N   | 44E   | 25   | 38               |                  | 40               | 38               |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 116    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 116

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of April, 19 82.

Acting for the Director

*Norma C Young*

STATE OF IDAHO

RECEIVED

APR 7 1982

LICENSING

APPLICATION FOR AMENDMENT OF A PERMIT Department of Water Resource

To change the point of diversion and/or the place of use.

Comes now Bert Summers Phone

of (address) --Route-Moody, Rexburg, ID---83440- Sugar City, ID 83448, and represents to the  
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho  
No. 22-2210, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NE ¼ NE ¼, Section 25, Township 6N, Range 44E, B.M.,  
County of Teton. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 1.72 for irrigation purposes from 4/15\* to 10/15\* (both dates inclusive)  
(cfs or acre feet per annum)  
Amount for purposes from to (both dates inclusive)  
(cfs or acre feet per annum)  
Amount for purposes from to (both dates inclusive)  
(cfs or acre feet per annum)  
Amount for purposes from to (both dates inclusive)  
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

| TWP | RGE | SEC | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |     |     | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 6N  | 44E | 25  | 38  |     | 40  | 38  |     |     |     |     |     |     |     |     |     |     |     |     | 116    |
|     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated = 116

\*Not on original application.

4. a. Who owns the property at the point of diversion? Summers Farm & Ranch, Inc.  
b. Who owns the land to be irrigated or the place of use? Summers Farm & Ranch, Inc.  
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the  
applicant to make this filing:

Well

8' steel

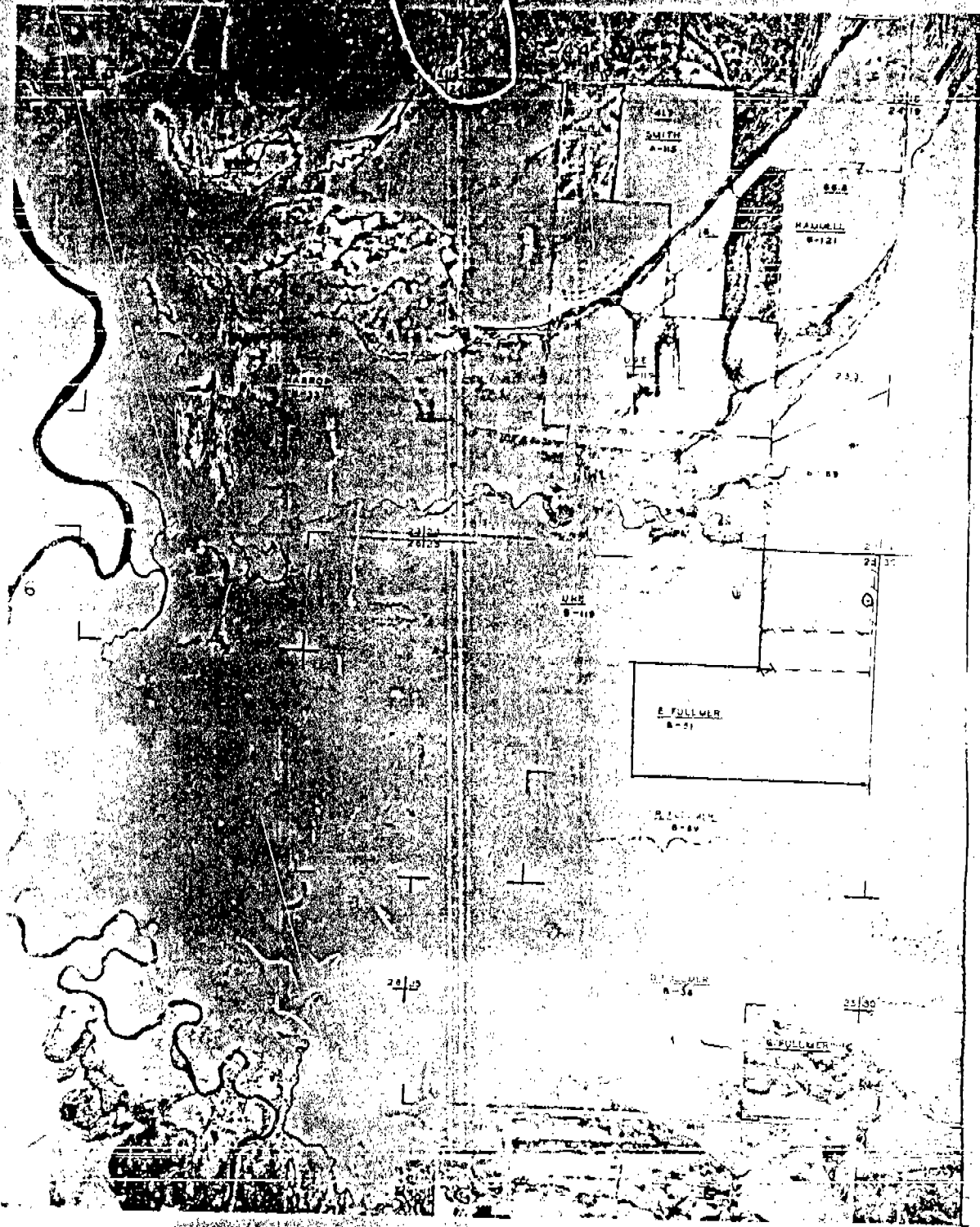
11000

**MICROFILMED**

[illegible]

Weld

**RECORDED**



A

