

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

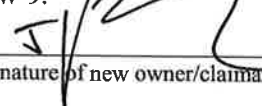
RECEIVED
OCT 08 2019
Department of Water Resources
Eastern Region

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. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, [see #6](#) of the instructions.

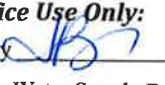
Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
22-14345 <i>OK</i>	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Gary Summers
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Ferrarone Family Living Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 8 Ryan Ave Mill Valley CA 94941
Mailing address City State ZIP
- (415) 265-4144 _____
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: September 2019
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed [IRS Form W-9](#) for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed [Lessor Designation](#) form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature:  Trustee 9.5.19
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  Date 10/8/2019 Receipt No. E045379 Receipt Amt. \$25.-
 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  Processed by  Date 10/9/2019

RECORDING REQUEST BY AND
WHEN RECORDED RETURN TO:

Rocky Mountain Environmental Associates, Inc
482 Constitution Way Ste 303
Idaho Falls, ID 83402

**SPECIAL WARRANTY DEED FOR WATER RIGHTS
DEED OF CORRECTION**

Gary Summers and Shannon Summers, husband and wife, whose address is 1177 E 9th N, Rexburg, Idaho 83440 (hereinafter "Grantor") does hereby grant, bargain, sell, assign, and convey unto **Ferrarone Family Living Trust**, whose address is 8 Ryan Ave, Mill Valley, California, 94941 (hereinafter "Grantee") and to Grantee's heirs and assigns forever, all of Grantor's right, title, and interest in water right described on Exhibit A attached hereto (hereinafter the "Water Right").

Grantor hereby covenants and warrants to Grantee as follows:

- (A) Grantor is the owner of the Water Right;
- (B) Grantor has not conveyed any of the Water Right to anyone other than Grantee;
- (C) The Water Right is free from all liens, claims, or encumbrances; and
- (D) Grantor has the authority to convey the Water Right to Grantee.

Grantor makes no other covenants or warranties as to the Water Right.

THIS DEED OF CORRECTION is given to correct the Grantee's name contained in that certain Special Warranty Deed, recorded on September 13, 2019, as Instrument No. 256355, in the official records of Teton County, Idaho.

IN WITNESS WHEREOF, the undersigned authorized officer of Grantor, acting on behalf of Grantor, has caused his name to be hereunto subscribed.

DATED this 25 day of September, 2019.

"GRANTOR"

Gary Summers
Gary Summers

Shannon Summers
Shannon Summers

STATE OF IDAHO)
)ss.
County of Jefferson)

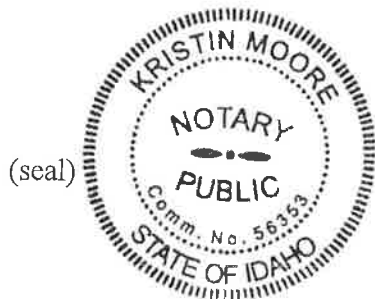
This record ~~was~~ acknowledged before me on the 25 day of September, 2019, by Gary Summers.



Kristin Moore
Notary Public for Idaho
Commission Expires: June 29, 2022

STATE OF IDAHO)
)ss.
County of Jefferson)

This record was acknowledged before me on the 25 day of September, 2019, by Shannon Summers.



Kristin Moore
Notary Public for Idaho
Commission Expires: June 29, 2022

EXHIBIT A **WATER RIGHT DESCRIPTION**

Page 3 of 4

WATER RIGHT NO. 22-14345

As Modified by Transfer No. 83372

In accordance with the approval of Transfer No. 83372, Water Right No. 22-14345 is now described as follows:

Right Holder: SHANNON SUMMERS AND
GARY SUMMERS
1177 E 9TH N
REXBURG, ID 83440

Priority Date: 6/19/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DIVERSION TO STORAGE	04/15	to 10/15	0.050 cfs	
IRRIGATION	04/15	to 10/15	0.070 cfs	16.8 af
WILDLIFE STORAGE	1/1	to 12/31	0.120 cfs	9.0 af 25.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENE Sec 32 Twp 05N Rge 45E TETON County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	32				39.0													39.0
05N	45E	33					40.0	40.0											80.0

Right Acre Limit: 5.6
POU Total Acres: 119.0

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	45E	32			X	X													0.0
05N	45E	33						X											0.0

Transfer No. 83372

WATER RIGHT NO. 22-14345
As Modified by Transfer No. 83372

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of a specific 5.6 acres within the 119-acre place of use authorized by this right in a single irrigation season. The specific 5.6 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 5.6 acres to be irrigated within the 119-acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
3. The period of use for the irrigation described in this approval may be extended to ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than November 24, 2008.
4. The ponds established by the storage of water under rights 22-10762, 22-14344, and 22-14345 shall not exceed a total capacity of 31.6 acre-feet or a total surface area of 17.7 acres.
5. Rights 22-10762, 22-14344, and 22-14345 authorize total annual storage volume of 53.7 acre-feet, 31.6 acre-feet to be used for the initial filling or carryover storage of the ponds and 22.1 acre-feet for the replacement of losses caused by evaporation. An additional 6.0 acre-feet of mitigation for the ponds authorized under rights 22-10762, 22-14344, and 22-14345 is provided through the removal of vegetation from delineated wetlands.
6. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Transfer No. 83372



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

October 09, 2019

FERRARONE FAMILY LIVING TRUST
8 RYAN AVE
MILL VALLEY CA 94941-2124

Re: Change in Ownership for Water Right No(s): 22-14345

Dear Water Right Holder(s):

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

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) 497-3779.

Sincerely,

Cher Ramos
Technical Records Specialist 1

Enclosure(s)

cc: Water District 01