

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No.

82394

RECEIVED

MAY 29 2013

Department of Water Resources  
Eastern Region

**MINIMUM REQUIREMENTS CHECKLIST**  
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Name of Applicant(s) Gary Seamons Family Trust

**Check whether each item below is attached (Yes) or not applicable (N/A) for the proposed transfer.**

**Yes N/A** \* Means the item is always required and must be included with the application.

- ☒ \* Completed Application for Transfer of Water Right form, Part 1.
- ☒ \* Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ \* Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ \* Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ \* Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

**Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.**

- ☒ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. \*\*
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). \*\*  
\*\* Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at [www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm](http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm).
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ \* #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☐ #10 Other. Please describe: \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Gary and Shirley Seamons Family Trust Phone (208) 684-4220  
Mailing address 727 W 700 N, Blackfoot, ID 83221 Email seamonsfarms@hotmail.com

- ☒ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative \_\_\_\_\_ Phone \_\_\_\_\_  
Mailing address \_\_\_\_\_ Email \_\_\_\_\_

- ☐ Send all correspondence for this application to the representative and not to the applicant.  
**OR**
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.  
**OR**
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Gary Seamons  
Signature of Applicant or Authorized Representative

\_\_\_\_\_  
Print Name and Title if applicable

5-21-18  
Date

\_\_\_\_\_  
Signature of Applicant or Authorized Representative

\_\_\_\_\_  
Print Name and Title if applicable

\_\_\_\_\_  
Date

### A. PURPOSE OF TRANSFER

- ☒ Change point of diversion  
☐ Change nature of use

☐ Add diversion point(s)  
☐ Change period of use

☒ Change place of use  
☐ Other \_\_\_\_\_
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.  
Ownership for water rights 35-7981 and 35-4120 will be updated prior to this transfer application. This application proposes to move a 45-acre portion of water right 35-4120 and combine it with water right 35-7981 to cover an 86-acre pivot. Water has been delivered this way for over thirty years.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 1 Continued**

**B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.**

| 1.                                                                          | Right Number | Amount<br>(cfs/ac-ft) | Nature of Use | Period of Use | Source & Tributary |
|-----------------------------------------------------------------------------|--------------|-----------------------|---------------|---------------|--------------------|
| All or Part<br><input checked="" type="checkbox"/> <input type="checkbox"/> | 35-7981      | 0.82 / 164            | Irrigation    | 4/1 to 11/1   | Ground Water       |
| <input type="checkbox"/> <input checked="" type="checkbox"/>                | 35-4120      | 0.89 / 180            | Irrigation    | 4/1 to 10/31  | Ground Water       |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to            |                    |

Total authorized under rights 1.71 cfs and/or 344 acre-feet.

2. Total amount of water proposed to be transferred or changed 1.71 cubic feet per second and/or \_\_\_\_\_ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)  
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.  
 Label it **Attachment #5**.

| New ? | Lot | ¼ | ¼  | ¼  | Sec | Twp | Rge | County  | Source       | Local name or tag # |
|-------|-----|---|----|----|-----|-----|-----|---------|--------------|---------------------|
|       |     |   | NE | NE | 35  | 01S | 34E | Bingham | Ground Water | WMIS #500166        |
|       |     |   |    |    |     |     |     |         |              |                     |
|       |     |   |    |    |     |     |     |         |              |                     |
|       |     |   |    |    |     |     |     |         |              |                     |
|       |     |   |    |    |     |     |     |         |              |                     |

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

| Twp                              | Rge | Sec | NE ¼ |    |    |    | NW ¼ |    |    |    | SW ¼ |    |    |    | SE ¼ |    |    |    | Acre Totals |
|----------------------------------|-----|-----|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|-------------|
|                                  |     |     | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE |             |
| 01S                              | 34E | 35  | 34   | 12 | 12 | 28 |      |    |    |    |      |    |    |    |      |    |    |    | 86          |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
| Total Acres (for irrigation use) |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    | 86          |

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

5/21/2018

**Water Right 35-7981**

|                          |                                                    |
|--------------------------|----------------------------------------------------|
| <b><u>Owner Type</u></b> | <b><u>Name and Address</u></b>                     |
| Current Owner            | GARY SEAMONS<br>727 W 700 N<br>BLACKFOOT, ID 83221 |

**Priority Date:** 6/5/1981

**Basis:** Decreed

**Status:** Active

|                      |                         |
|----------------------|-------------------------|
| <b><u>Source</u></b> | <b><u>Tributary</u></b> |
| GROUND WATER         |                         |

|                              |                               |                  |                              |                      |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
| IRRIGATION                   | 4/01                          | 11/01            | 0.820 CFS                    | 164.0 AF             |
|                              | <b><u>Total Diversion</u></b> |                  | 0.820 CFS                    | 164.0 AF             |

**Source and Point(s) of Diversion**

GROUND WATER                      NENE                      Sec. 35, Twp 01S, Rge 34E, BINGHAM County

**Place Of Use**

IRRIGATION within BINGHAM County

|     |     |     | NE   |      |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|------|------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| Twp | Rng | Sec | NE   | NW   | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 01S | 34E | 35  | 28.0 | 13.0 |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 41.0   |

POU Total Acres: 41.0

**Conditions of Approval:**

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Decreed Date: 2/15/2002

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

5/21/2018

**Water Right 35-4120**

**Owner Type**      **Name and Address**  
Current Owner      GARY SEAMONS  
727 W 700 N  
BLACKFOOT, ID 83221

**Priority Date:** 7/15/1949

**Basis:** Decreed

**Status:** Active

**Source**  
GROUND WATER

**Tributary**

| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 4/01                          | 10/31            | 3.750 CFS                    | 768.0 AF             |
|                              | <b><u>Total Diversion</u></b> |                  | 3.750 CFS                    | 768.0 AF             |

**Source and Point(s) of Diversion**

GROUND WATER      SESENE      Sec. 35, Twp 01S, Rge 34E, BINGHAM County

**Place Of Use**

IRRIGATION within BINGHAM County

|     |     |     | NE  |     |      |      | NW |    |     |    | SW |      |    |    | SE   |      |      |      | Totals |
|-----|-----|-----|-----|-----|------|------|----|----|-----|----|----|------|----|----|------|------|------|------|--------|
| Twp | Rng | Sec | NE  | NW  | SW   | SE   | NE | NW | SW  | SE | NE | NW   | SW | SE | NE   | NW   | SW   | SE   |        |
| 01S | 34E | 35  | 3.0 | 2.0 | 18.0 | 35.0 |    |    |     |    |    |      |    |    | 40.0 | 20.0 | 22.0 | 28.0 | 168.0  |
| 01S | 34E | 36  |     |     |      |      |    |    | 6.0 |    |    | 15.0 |    |    |      |      |      |      | 21.0   |
| 02S | 34E | 2   | 1.0 | 2.0 |      |      |    |    |     |    |    |      |    |    |      |      |      |      | 3.0    |

POU Total Acres: 192.0

**Conditions of Approval:**

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Decreed Date: 2/15/2002

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1 Continued**

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Well to pivot - end guns stay on for full rotation. Within Water District 120. I have applied for a variance for this well because it is a simple system.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A No mortgages or liens.

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

This application is primarily changing the point of diversion for irrigated acres. There is a slight rearranging of the irrigation place of use. All of my irrigation rights on the property cover 233 acres. All other acres will remain dry.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

None.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

**Yes No**

- ☐ ☒ undergone a period of five or more consecutive years of non-use,  
☐ ☒ currently leased to the Water Supply Bank,  
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or  
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

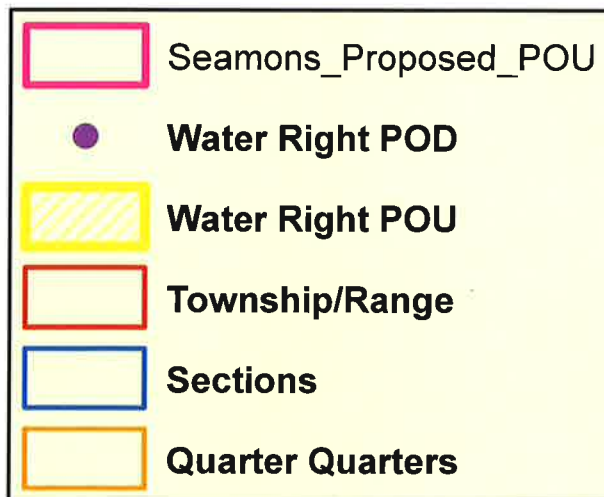




## Application for Transfer (Seamons Trust)



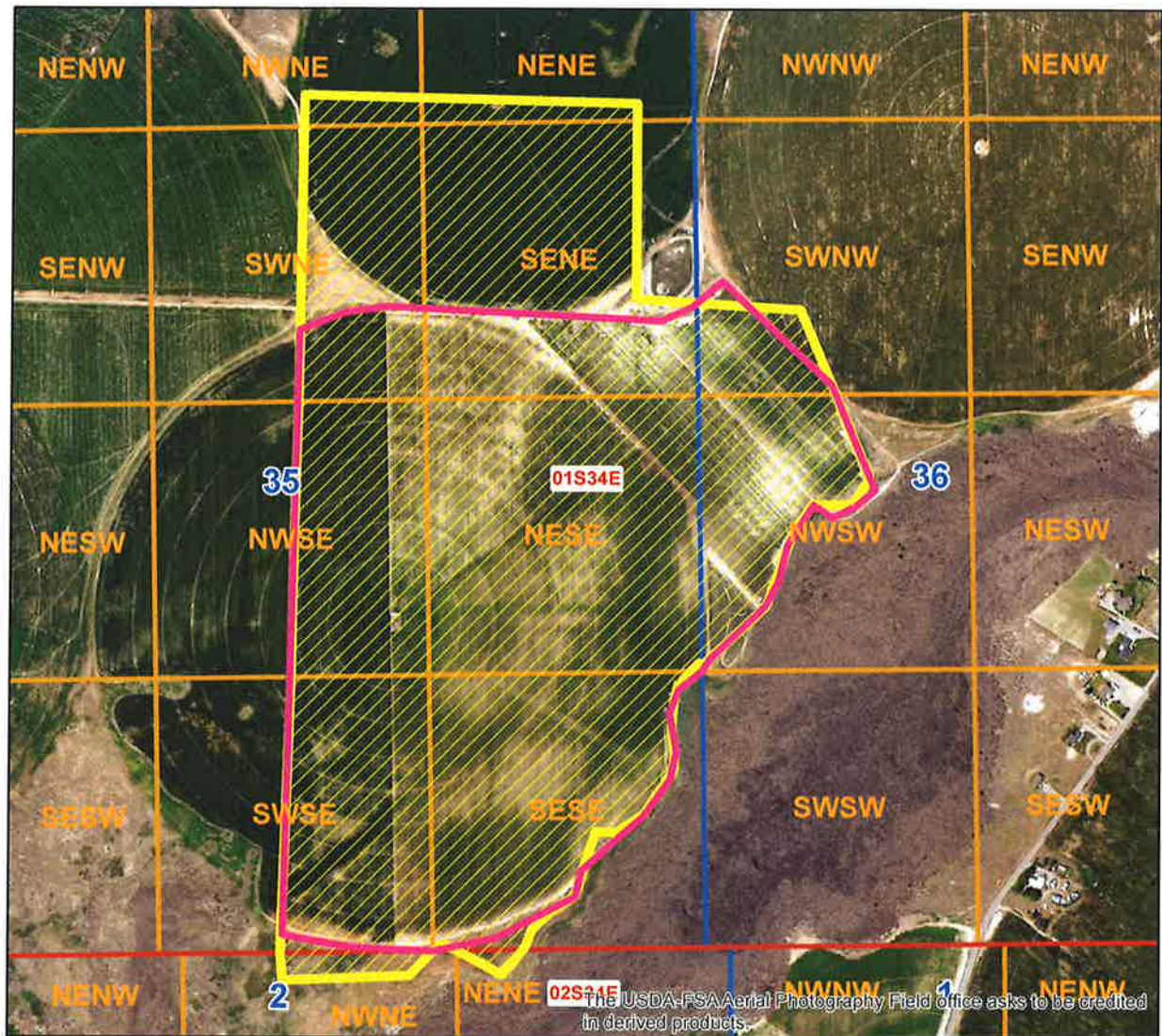
2015 Aerial Photo



0 400 800 Feet



# **Application for Transfer (Seamons Trust) Remaining Place of Use for Right 35-4120**



**2015 Aerial Photo**



0 700 1,400 Feet



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## Notice of Change in Water Right Ownership

RECEIVED  
MAY 29 2018

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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 35-4120               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 35-7981               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
|                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |

2. Previous Owner's Name: Gary Seamons  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): The Gary W. and Shirley Seamons Family Trust  
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 727 West 700 North Blackfoot ID 83221  
Mailing address City State ZIP
- (208) 684-4220 seamonsfarms@hotmail.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: 2004

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):
- ☐ \$25 per undivided water right.
  - ☐ \$100 per split water right.
  - ☐ 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: Gary Seamons 5-29-18  
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 SC Date 5/29/18 Receipt No. E044047 Receipt Amt. \$630

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 \_\_\_\_\_

82394

\$50 for o/c

**RECORDING REQUESTED BY:**

GARY WELDON SEAMONS  
SHIRLEY SEAMONS  
727 W. 700 N.  
BLACKFOOT, ID 83221

BINGHAM COUNTY RECORDER  
BLACKFOOT, IDAHO  
FEE 3- DEP 5899

2004 MAR 12 PM 3:51

538508

**WHEN RECORDED, MAIL TO:**

SAME AS ABOVE

**MAIL TAX STATEMENTS TO:**

SAME AS BEFORE

RECORDED AT THE REQUEST OF

Gary Seamon

SPACE ABOVE FOR RECORDER'S USE

## TRUST TRANSFER DEED

**NOTICE:** THIS IS A TRANSFER TO REVOCABLE TRUST OF WHICH THE GRANTOR(S) IS (ARE) BOTH THE SETTLOR(S) AND THE BENEFICIARY(IES). THEREFORE, UNDER SECTION 62 OF THE REVENUE & TAXATION CODE, THE TRANSFER IS EXCLUDED FROM THE CHANGE OF OWNERSHIP PROVISIONS.

APN: RP0171600

**WARRANTY DEED**

THE TRUST'S NAME IS: **THE GARY W. & SHIRLEY SEAMONS FAMILY TRUST**

GRANTOR(S): **GARY WELDON SEAMONS and SHIRLEY SEAMONS**

hereby grant(s) to: **GARY WELDON SEAMONS and SHIRLEY SEAMONS**

Trustee(s) of **THE GARY W. & SHIRLEY SEAMONS FAMILY TRUST** created on 3-2-, 2004. The following described real property in the County of BINGHAM, State of IDAHO, described as follows:

Beginning at a point 1,000 feet West of the Northeast corner of Section 35, Township One South, Range 34, East of the Boise Meridian; thence South 200 feet, thence West 897 feet; thence North 200 feet; thence East 897 feet to the point of beginning.

3/2, 2004.  
Dated

Gary Weldon Seamon  
GARY WELDON SEAMONS

State of IDAHO ) SS.  
County of BINGHAM )

Shirley Seamon  
SHIRLEY SEAMONS

On this 2nd day of March, in the year of 2004, before me, Dina R. Carrell, a Notary Public; personally appeared **GARY WELDON SEAMONS** and **SHIRLEY SEAMONS** personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal



538508

DINA R. CARRELL

NOTARY PUBLIC, STATE OF IDAHO

COMMISSION EXPIRES: 02/07/2009

82394

**RECORDING REQUESTED BY:**

GARY WELDON SEAMONS  
SHIRLEY SEAMONS  
727 W. 700 N.  
BLACKFOOT, ID 83221

BINGHAM COUNTY RECORDER  
BLACKFOOT, IDAHO  
FEE 3 - 509 DEP 0

2004 MAR 12 PM 3:51

**WHEN RECORDED, MAIL TO:**

SAME AS ABOVE

**MAIL TAX STATEMENTS TO:**

SAME AS BEFORE

538507

RECORDED AT THE REQUEST OF

*Gary Seamons*

SPACE ABOVE FOR RECORDER'S USE

## TRUST TRANSFER DEED

NOTICE: THIS IS A TRANSFER TO REVOCABLE TRUST OF WHICH THE GRANTOR(S) IS (ARE) BOTH THE SETTLOR(S) AND THE BENEFICIARY(IES). THEREFORE, UNDER SECTION 62 OF THE REVENUE & TAXATION CODE, THE TRANSFER IS EXCLUDED FROM THE CHANGE OF OWNERSHIP PROVISIONS.

APN: RP0172000

WARRANTY DEED

THE TRUST'S NAME IS: **THE GARY W. & SHIRLEY SEAMONS FAMILY TRUST**

GRANTOR(S): **GARY WELDON SEAMONS and SHIRLEY SEAMONS**

hereby grant(s) to: **GARY WELDON SEAMONS and SHIRLEY SEAMONS**

Trustee(s) of **THE GARY W. & SHIRLEY SEAMONS FAMILY TRUST** created on 3-2, 2004. The following described real property in the County of BINGHAM, State of IDAHO, described as follows:

A portion of the Southwest 1/4 Northwest 1/4 and Northwest 1/4 Southwest 1/4 of Section 36, T 1 S, R 34 E.B.M in Bingham County Idaho, described as:  
Commencing at a point 2200 feet South of the Northeast corner of Section 35, Township and Range aforesaid; thence South 83° 44' East 134 feet; thence North 55° 41' East 345 feet; thence South 22° 22' East to the North line of the Southwest 1/4 Southwest 1/4 of said Section 36, thence West along the North line of the Southwest 1/4 Southwest 1/4 of said Section 36, to the East line of said Section 35, thence North on said Section line to the point of beginning.

3/2, 2004.  
Dated

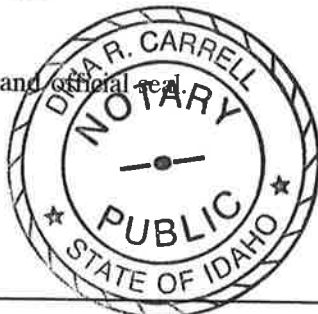
*Gary Weldon Seamons*  
GARY WELDON SEAMONS

State of IDAHO ) SS.  
County of BINGHAM )

*Shirley Seamons*  
SHIRLEY SEAMONS

On this 2nd day of March, in the year of 2004, before me, Dina R. Carrell, a Notary Public; personally appeared **GARY WELDON SEAMONS and SHIRLEY SEAMONS** personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.



538507

DINA R. CARRELL  
NOTARY PUBLIC, STATE OF IDAHO  
COMMISSION EXPIRES: 02/07/2009

82394

**RECORDING REQUESTED BY:**

GARY WELDON SEAMONS  
SHIRLEY SEAMONS  
727 W. 700 N.  
BLACKFOOT, ID 83221

BINGHAM COUNTY RECORDER  
BLACKFOOT, IDAHO  
FEE 16-000 5899  
DEP. C

2004 MAR 12 PM 3:51

538506

RECORDED AT THE REQUEST OF  
Gary Seamon

**WHEN RECORDED, MAIL TO:**

SAME AS ABOVE

**MAIL TAX STATEMENTS TO:**

SAME AS BEFORE

SPACE ABOVE FOR RECORDER'S USE

## TRUST TRANSFER DEED

NOTICE: THIS IS A TRANSFER TO REVOCABLE TRUST OF WHICH THE GRANTOR(S) IS (ARE) BOTH THE SETTLOR(S) AND THE BENEFICIARY(IES). THEREFORE, UNDER SECTION 62 OF THE REVENUE & TAXATION CODE, THE TRANSFER IS EXCLUDED FROM THE CHANGE OF OWNERSHIP PROVISIONS.

APN: RP0171500 & RP0172206

**WARRANTY DEED**

THE TRUST'S NAME IS: **THE GARY W. & SHIRLEY SEAMONS FAMILY TRUST**

GRANTOR(S): **GARY WELDON SEAMONS and SHIRLEY SEAMONS**

hereby grant(s) to: **GARY WELDON SEAMONS and SHIRLEY SEAMONS**

Trustee(s) of **THE GARY W. & SHIRLEY SEAMONS FAMILY TRUST** created on 3-2-, 2004. The following described real property in the County of BINGHAM, State of IDAHO, described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART THEREOF.

3-2-04, 2004.  
Dated

Gary Weldon Seamon  
GARY WELDON SEAMONS

State of IDAHO ) SS.  
County of BINGHAM )

Shirley Seamon  
SHIRLEY SEAMONS

On this 2nd day of March, in the year of 2004, before me, Dina R. Carrell, a Notary Public; personally appeared **GARY WELDON SEAMONS and SHIRLEY SEAMONS** personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal



DINA R. CARRELL  
NOTARY PUBLIC, STATE OF IDAHO  
COMMISSION EXPIRES: 02/07/2009

82394

EXHIBIT "A"

Commencing at the Northeast corner of said Section 35, Township 1 South, Range 34, East of the Boise Meridian; thence running West 1,897 feet; thence South 2,854 feet; thence South 30° 56' West 420 feet; thence South 2,066 feet, more or less, to the South line of said Section 35; thence East 2,113 feet to the Southeast corner of Section 35; thence North one mile to the point of beginning.

Also commencing at a point 2,200 feet South of the Northeast corner of Section 35, Township 1 South, Range 34, East of the Boise Meridian; thence South 83° 44' East 134 feet; thence North 55° 41' East 345 feet; thence South 22° 22' East to the North line of the Southwest 1/4 of the Southwest 1/4 of Section 36; thence West along the North line of the Southwest 1/4 Southwest 1/4 to the East line of Section 35; thence North on said Section line to the point of beginning.

Together with all tenements, hereditaments and appurtenances thereunto belonging and appertaining particularly that certain 50 horsepower Morse Pump and Well located on the above described premises.

EXCEPT COMMENCING at a point 1,306 feet South of the Northeast corner of said Section 35; thence South 44° 36' West 373 feet; thence South 0° 7' East 540 feet; thence South 71° 22' East 275 feet, more or less, to the East line of said Section 35, thence North 894 feet more or less to the point of beginning. Containing 5.5 acres more or less.

ALSO EXCEPTING commencing at a point 1,000 feet West of the Northeast corner of Section 35, Township 1 South, Range 34, East of the Boise Meridian; thence South 200 feet, thence West 897 feet; thence North 200 feet; thence East 897 feet to the point of beginning.

END

538506

3/2, 2004.

Dated

Gary Weldon Seamons  
GARY WELDON SEAMONS

State of IDAHO ) SS.  
County of BINGHAM )

Shirley Seamons  
SHIRLEY SEAMONS

On this 2nd day of March, in the year of 2004, before me, Dina R. Carrell, a Notary Public; personally appeared GARY WELDON SEAMONS and SHIRLEY SEAMONS personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies) and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal



DINA R. CARRELL  
NOTARY PUBLIC, STATE OF IDAHO  
COMMISSION EXPIRES: 02/07/2009

82394