

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 05 2014

WATER RESOURCES
WESTERN REGION

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
67-14091	Yes ☒ → 67-15148		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Dianna and Kelly Anderson

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Shumway and Sons, LLC

New owner(s) as listed on the conveyance document

Name connector

☐ and☐ or☐ and/or2405 Highway 95

Mailing address

Council

City

ID

State

83612

ZIP

208-741-2003

Telephone

adshum@yahoo.com

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: July 25th, 2014

6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:

- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
- If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
- New lessor(s) of record will receive payment after the following rental season.

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.

SUPPORT DATA

IN FILE # 67-14091

8. Signature: Paul Shumway
 Signature of new owner/claimant

member
 Title, if applicable

7-25-14
 Date

Signature: [Signature]
 Signature of new owner/claimant

member
 Title, if applicable

7-25-14
 Date

7-25-14

For IDWR Office Use Only:

Received by [Signature]

Date

8/5/14

Receipt No.

W042400

Receipt Amt.

100Approved by [Signature]Processed by [Signature]

Date

2/5/2016

WARRANTY DEED

COPY

For Value Received, KELLY ANDERSON aka KELLY DOUGLAS ANDERSON and DIANNA ANDERSON aka DIANNA LYN ANDERSON, husband and wife

the grantors do hereby grant, bargain, sell and convey unto
SHUMWAY AND SONS, LLC, an Idaho limited liability company

the grantee, whose current address is 2405 Highway 95, Council, ID 83612

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

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

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

Date: July 25, 2014

Instrument # 126999

COUNCIL, ADAMS, IDAHO

7-28-2014 04:24:18 No. of Pages: 3

Recorded for : TIMBERLINE TITLE & ESCROW

SHERRY WARD

Ex-Officio Recorder Deputy

Index to DEED

Fee: 16.00

P.S.
S.S.
D.S.

Kelly Anderson
KELLY ANDERSON aka KELLY
DOUGLAS ANDERSON

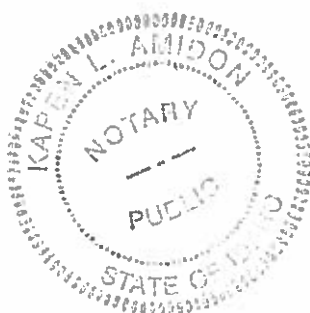
Dianna Anderson
DIANNA ANDERSON aka DIANNE
LYN ANDERSON

STATE OF Idaho

COUNTY OF Adams

On this 25th day of July, in the year of 2014, before me, a Notary Public in and for said State, personally appeared KELLY ANDERSON aka KELLY DOUGLAS ANDERSON and DIANNA ANDERSON aka DIANNA LYN ANDERSON

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me they executed the same.



Karen L. Amidon
Notary Public

Residing at: Cambridge, SD

Commission expires: 6-26-2015

EXHIBIT 'A'

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 27: S1/2NE1/4, N1/2SE1/4, NE1/4SW1/4 and a tract of land located in the SW1/4SE1/4 more particularly described as follows: Commencing at a point S 89° 53'W., 1,689 feet from the Northeast corner of the SE1/4SE1/4 of said Section;

Thence S 18° 01'W., 285 feet;

Thence S 89° 53'W., 57.8 feet;

Thence N 48° 15'W., 406 feet;

Thence N 89° 53'E., 449 feet to the PLACE OF BEGINNING.

EXCEPTING THEREFROM a tract of land described as follows: Commencing at the Southeast corner of the NE1/4SW1/4 of said Section 27;

Thence S 89° 53'W., 269 feet;

Thence N 62.7 feet;

Thence N 89° 53'E., 400 feet;

Thence S 62.7 feet;

Thence S 89° 53'W., 131 feet to the PLACE OF BEGINNING.

ALSO EXCEPTING THEREFROM the following two parcels of land:

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 27: A parcel of land located within the SE1/4NE1/4 more particularly described as follows:

Commencing at the N1/16 corner common to Section 26 and 27, T17NR1WBM;

Thence West along the North line of the SE1/4NE1/4 of said Section 27 to a point on the Westerly right-of-way line of the former Pacific & Idaho Northern Railroad, now known as Friends of Weiser River Trail, the TRUE POINT OF BEGINNING.

Thence Southwesterly, along said right-of-way line a distance of 775 feet, more or less, to a point;

Thence West at right angles, 290 feet, more or less to a point;

Thence Northeasterly parallel to the Westerly right-of-way line of the said Friends of Weiser Trail, a distance of 775 feet, more or less, to a point on the North line of the SE1/4NE1/4 of said Section 27;

Thence East along said North line a distance of 290 feet, more or less, to the TRUE POINT OF BEGINNING.

AND

continued

EXHIBIT 'A' continued

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 27: A parcel of land situate in the SE1/4 of said Section more particularly described as follows:

Commencing at an aluminum cap marking the corner common to Sections 26, 27, 34 and 35, T17NR1WBM, Adams County, Idaho; Thence N 00° 30'14" E., a distance of 1,311.79 feet to an aluminum cap marking the South 1/16 corner common said Sections 26 and 27;

Thence S 88° 37'59" W., a distance of 836.74 feet to a 5/8 inch diameter rebar with a plastic cap in an existing fence line, the REAL POINT OF BEGINNING:

Thence N 89° 48'58" W., a distance of 832.06 feet along said existing fence line to a 5/8 inch rebar with a plastic cap;

Thence S 25° 17'05" W., a distance of 124.74 feet along said existing fence line;

Thence S 17° 21'09" W., a distance of 165.81 feet along said existing fence line;

Thence leaving said existing fence line, S 89° 53'00" W., a distance of 57.80 feet;

Thence N 48° 15'00" W., a distance of 109.32 feet;

Thence N 05° 09'42" E., a distance of 129.53 feet to a 5/8 inch rebar with a plastic cap;

Thence continuing N 05° 09'42" E., a distance of 414.92 feet to a 5/8 inch rebar with a plastic cap;

Thence N 84° 28'12" W., a distance of 93.38 feet to a 5/8 inch rebar with a plastic cap;

Thence N 03° 58'22" E., a distance of 155.57 feet to a 5/8 inch rebar with a plastic cap;

Thence S 85° 46'13" E., a distance of 326.73 feet to a 5/8 inch rebar with a plastic cap;

Thence N 05° 25'17" E., a distance of 322.76 feet to a 5/8 inch rebar with a plastic cap;

Thence S 88° 34'59" E., a distance of 948.16 feet to a 5/8 inch rebar with a plastic cap;

Thence S 14° 05'14" W., a distance of 808.83 feet along a line parallel to and 50 feet Westerly of the former railroad right-of-way now known as Friends of Weiser River Trail to the POINT OF BEGINNING.

TOGETHER WITH AND SUBJECT TO an easement for ingress and egress along a presently existing driveway located along the south line of the NE1/4SE1/4, T17NR1WBM, Adams County, Idaho.

WARRANTY DEED

COPY

For Value Received, KELLY ANDERSON aka KELLY DOUGLAS ANDERSON and DIANNA ANDERSON aka DIANNA LYN ANDERSON, husband and wife

the grantors do hereby grant, bargain, sell and convey unto SHUMWAY AND SONS, LLC, an Idaho limited liability company

the grantee, whose current address is 2405 Highway 95, Council, ID 83612

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

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

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

Date: July 25, 2014

Kelly Anderson
KELLY ANDERSON aka KELLY
DOUGLAS ANDERSON

Dianna Anderson
DIANNA ANDERSON aka
DIANNA LYN ANDERSON

SS. PS.

D.S.

Instrument # 127001

COUNCIL, ADAMS, IDAHO

7-28-2014 04:28:55 No. of Pages: 2

Recorded for : TIMBERLINE TITLE & ESCROW

SHERRY WARD

Fee: 13.00

Ex-Officio Recorder Deputy

Index to DEED

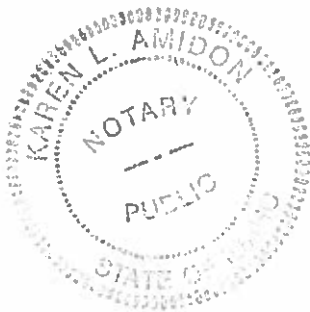
Sherry A. Ward

STATE OF Idaho)

COUNTY OF Adams : SS)

On this 25th day of July, in the year of 2014, before me, a Notary Public in and for said State, personally appeared KELLY ANDERSON aka KELLY DOUGLAS ANDERSON and DIANNA ANDERSON aka DIANNA LYN ANDERSON

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me they executed the same.



Karen L. Amidon

Notary Public

Residing at: Cambridge, ID

Commission expires: 6-26-2015

EXHIBIT 'A'

Township 17 North, Range 1 West, Boise Meridian, Adams County, Idaho

Section 27: A parcel of land located within the SE1/4NE1/4 more particularly described as follows:

Commencing at the N1/16 corner common to Section 26 and 27, T17NR1WBM;

Thence West along the North line of the SE1/4NE1/4 of said Section 27 to a point on the Westerly right-of-way line of the former Pacific & Idaho Northern Railroad, now known as Friends of Weiser River Trail, the TRUE POINT OF BEGINNING.

Thence Southwesterly, along said right-of-way line a distance of 775 feet, more or less, to a point;

Thence West at right angles, 290 feet, more or less to a point;

Thence Northeasterly parallel to the Westerly right-of-way line of the said Friends of Weiser Trail, a distance of 775 feet, more or less, to a point on the North line of the SE1/4NE1/4 of said Section 27;

Thence East along said North line a distance of 290 feet, more or less, to the TRUE POINT OF BEGINNING.

SUBJECT TO and EXCEPTING THEREFROM the right-of-way for Friends of Weiser River Trail as now established.

Legal for parcel retained by Anderson

DROULARD LAND SURVEYING

JOEL W. DROULARD
Professional Land Surveyor

POST OFFICE BOX 89
McCall, IDAHO 83638

TELEPHONE 208-830-3423
E-MAIL JOEL@DROULARD.COM

June 25, 2014

ANDERSON, 20.225 AC.
SE4 Sect. 27, T17N, R1W, Adams County, Idaho

A parcel of land situate in the South East 1/4 of Section 27, T. 17 N., R. 1 W., B.M., Adams County, Idaho, more particularly described as follows:

Commencing at an aluminum cap marking the corner common to Sections 26, 27, 34 and 35, T. 17 N., R. 1 W., B.M., Adams County, Idaho; thence, N. 00° 30' 14" E., a distance of 1,311.79 feet to a aluminum cap marking the South 1/16 corner common to said Sections 26 and 27; thence, S. 88° 37' 59" W., a distance of 836.74 feet to a 5/8 inch diameter rebar with a plastic cap in an existing fence line, the REAL POINT OF BEGINNING:

Thence, N. 88° 48' 58" W., a distance of 832.06 feet along said existing fence line to a 5/8 inch rebar with a plastic cap,
Thence, S. 25° 17' 05" W., a distance of 124.74 feet along said existing fence line,
Thence, S. 17° 21' 09" W., a distance of 165.81 feet along said existing fence line,
Thence, leaving said existing fence line, S. 89° 53' 00" W., a distance of 57.80 feet,
Thence, N. 48° 15' 00" W., a distance of 109.32 feet,
Thence, N. 05° 09' 42" E., a distance of 129.53 feet to a 5/8 inch rebar with a plastic cap,
Thence, continuing N. 05° 09' 42" E., a distance of 414.92 feet to a 5/8 inch rebar with a plastic cap,
Thence, N. 84° 28' 12" W., a distance of 93.38 feet to a 5/8 inch rebar with a plastic cap,
Thence, N. 03° 58' 22" E., a distance of 155.57 feet to a 5/8 inch rebar with a plastic cap,
Thence, S. 85° 46' 13" E., a distance of 328.73 feet to a 5/8 inch rebar with a plastic cap,
Thence, N. 05° 25' 17" E., a distance of 322.78 feet to a 5/8 inch rebar with a plastic cap,
Thence, S. 88° 34' 59" E., a distance of 948.16 feet to a 5/8 inch rebar with a plastic cap,
Thence, S. 14° 05' 14" W., a distance of 808.83 feet along a line parallel to and 50 feet westerly of the former rail road right-of-way to the Point of Beginning, containing 20.225 acres, more or less.

Along with a 50 foot wide ingress, egress and utility easement situate in the South East 1/4 of Section 27, T. 17 N., R. 1 W., B.M., Adams County, Idaho, more particularly described as follows:

Commencing at an aluminum cap marking the corner common to Sections 26, 27, 34 and 35, T. 17 N., R. 1 W., B.M., Adams County, Idaho; thence, N. 00° 30' 14" E., a distance of 1,311.79 feet to a aluminum cap marking the South 1/16 corner common to said Sections 26 and 27, the REAL POINT OF BEGINNING:

Thence, S. 00° 30' 14" W., a distance of 30.17 feet along the line common to said sections 26 and 27,
Thence, N. 89° 18' 03" W., a distance of 838.30 feet along an existing fence line,
Thence, N. 14° 05' 14" E., a distance of 51.40 feet along a line parallel to and 50 feet westerly of the former rail road right-of-way,
Thence, S. 89° 18' 03" E., a distance of 824.22 feet to the line common to said sections 26 and 27,
Thence, S. 00° 28' 11" W., a distance of 19.83 feet to the Point of Beginning.

Bearings are based on Record of Survey Inst. No. 116846

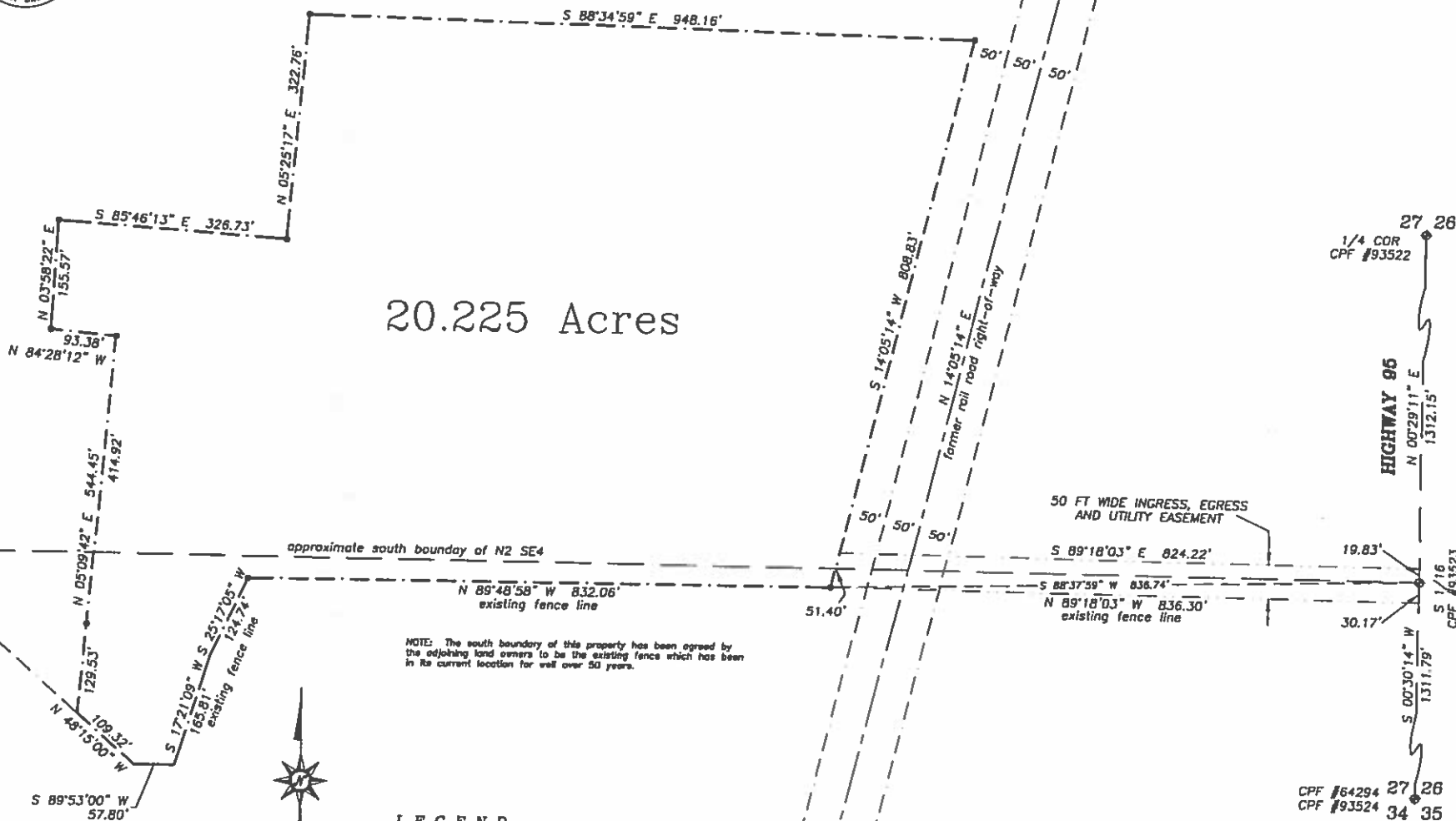


I, Joel W. Droulard, a Registered Land Surveyor, do hereby certify that this plat was prepared from notes taken during an actual survey made by me in June of 2014, and that it correctly represents the points, courses and distances as recorded in said field notes.



Book _____ Page _____
of Records of Survey

20.225 Acres



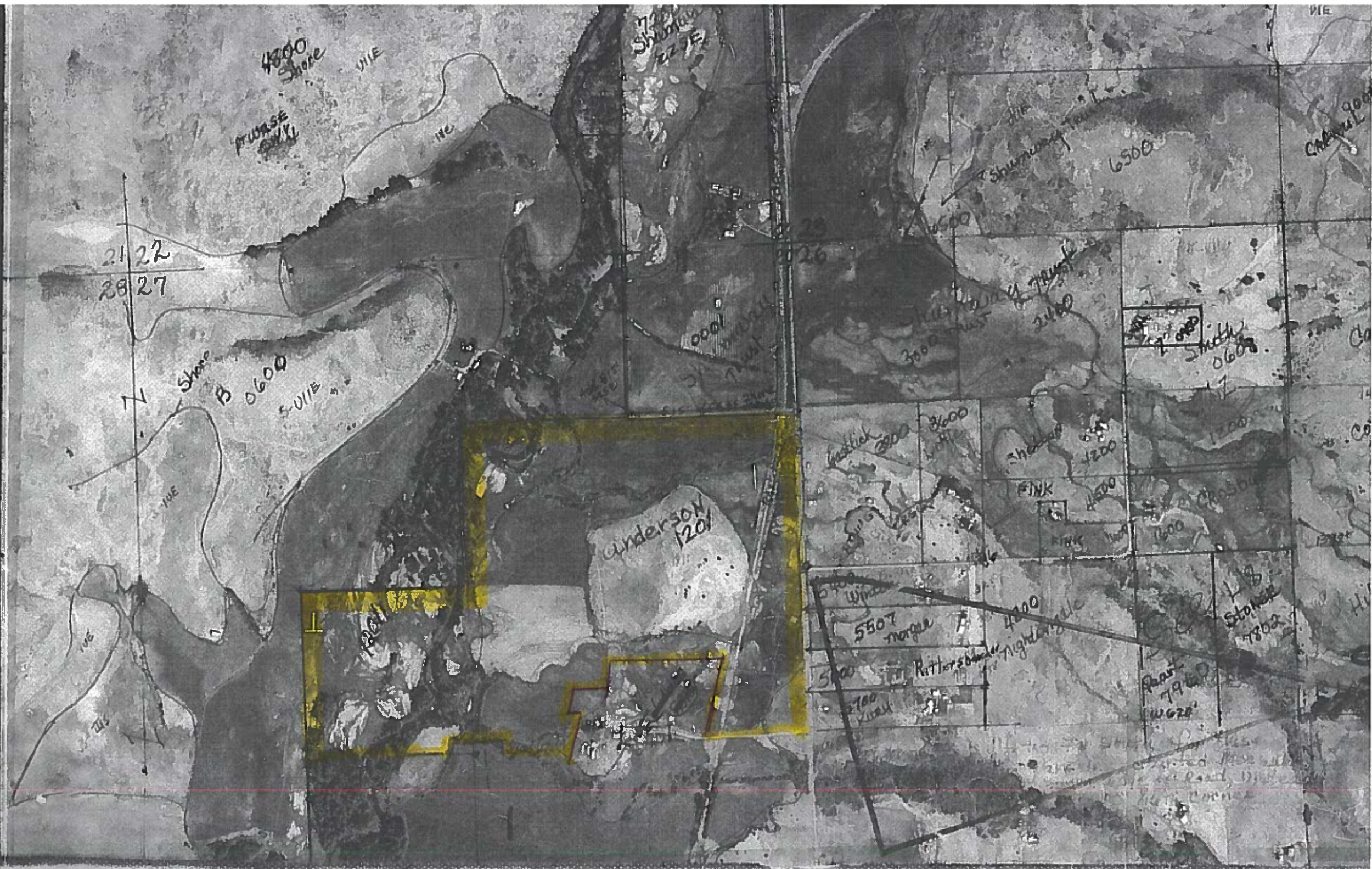
LEGEND

- ◆ Found aluminum cap
 - Set 5/8" x 30" rebar w/plastic cap
- Fences may indicate legal rights
Bearings based on Record of Survey Inst No 116646

RECORD OF SURVEY

situata in the Southeast 1/4 of
Section 27, T. 17 N., R. 1 W., B.M.,
Adams County, Idaho

for
ANDERSON





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

February 5, 2016

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

SHUMWAY & SONS LLC
2405 HWY 95
COUNCIL, ID 83612

Re: Notice of Change in Water Right Ownership No: 67-14091

Original: Water Right No. 67-14091

Split into: Water Right No's. 67-14091 and 67-15148

Dear Water Right Holders:

We have received and processed a Change of Ownership for a portion of the original Water Right as referenced above. This Change of Ownership required a split of the original water right.

When a portion of the original water right has been conveyed to another, a new water right number is created to represent the portion obtained by the new owners. For your records proof reports and map depicting the place of use (POU) and the point of diversion (POD) for 67-15148 are enclosed. Please refer to your new water right number when corresponding with our office.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

Your portion of these water rights has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under these rights, including adding a new point of diversion, then an Application for Transfer on your portion of these rights is required. Please contact this office for further information on the Application for Transfer form or you can find the forms at www.idwr.idaho.gov. If you do not plan on changing any items on your water rights, then no further action is required at this time.

Thank you for your patience, as we have had several water right changes to process. If you have any questions concerning the enclosed information or this letter, please feel free to contact this office at 208-334-2190.

Sincerely,

Brenda Serrano
Office Specialist II
Western Regional Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 5, 2016

DIANNA AND KELLY ANDERSON
PO BOX 362
COUNCIL, ID 83612-0362

Re: Notice of Change in Water Right Ownership No: 67-14091

Original: Water Right No. 67-14091

Split into: Water Right No's. 67-14091 and 67-15148

Dear Water Right Holders:

The Department has received and processed a Change of Ownership for a portion of your original Water Rights as referenced above. This change of ownership resulted in a split of water right 67-14091.

When a portion of the original water right has been conveyed to another and the original right has been split, a new water right number is created to represent the portion obtained by the new owners. For your records a poof report and map depicting the place of use (POU) and the point of diversion (POD) for 67-14091 are enclosed. Please refer to your new water right numbers when corresponding with our office.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited 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 Sections 42-222 and 42-223, Idaho Code.

If you have any questions concerning the enclosed information or this letter, please feel free to contact this office at 208-334-2190.

Sincerely,

Brenda Serrano
Office Specialist II
Western Regional Office