

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 17 2014

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?
22-14026	Yes ☒	Yes ☒		Yes ☐	Yes ☐
22-14026 22-14133	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Gary and Shannon Summers
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Mark Thompson
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- | | | | |
|-----------------------|--------------------------------|-----------|--------------|
| <u>195 Butler Ln</u> | <u>Driggs</u> | <u>ID</u> | <u>83422</u> |
| Mailing address | City | State | ZIP |
| <u>(208) 705-7660</u> | <u>marktetonprop@gmail.com</u> | | |
| 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: 1982
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.
- SUPPORT DATA
IN FILE # 22-14026
- ☐ 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: _____
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 10/17/14 Receipt No. E040343 Receipt Amt. \$100

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 Jmk Date 10-30-14

RECEIVED

117487

SEP 02 1994

WARRANTY DEED

For Value Received, GARY SUMMERS and SHANNON SUMMERS, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto MARK THOMPSON, a single man as his sole and separate property, whose current address is P. O. Box 247, Driggs, Idaho 83422, the Grantee, the following described premises, in Teton County, Idaho, to wit:

All of Lot -9-, Four Peaks Estates Subdivision, Division III, as per the recorded plat thereof, records of Teton County, Idaho.

Subject to existing easements for roads, highways, ditches, canals, pipelines, laterals, power and transmission lines, oil and gas leases of record, restrictive covenants and conditions, and other reservations and restrictions of record or as shown on the recorded plat of said subdivision; also zoning, building and subdivision ordinances of Teton County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his 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 incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: April 22, 1985.

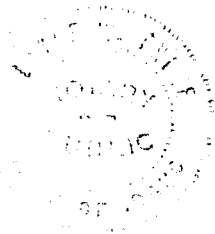
Gary Summers by D. Gary Peterson
GARY SUMMERS by D. Gary Peterson, attorney in fact

Shannon Summers by D. Gary Peterson
SHANNON SUMMERS by D. Gary Peterson, attorney in fact

STATE OF IDAHO)
)
:SS
County of Teton)

On this 22nd day of April, 1985, before me the undersigned, a Notary Public in and for said State, personally appeared D. Gary Peterson, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney-in-fact of Gary Summers and Shannon Summers, and acknowledged to me that he subscribed the names of Gary Summers and Shannon Summers thereto as principal, and his own name as attorney-in-fact.

Norman W. Burie
Notary Public
Residing at: *Driggs*
Commission expires: *Life*



117487
FILED
AT THE REQUEST OF
First American
Sept. 2, 1994
Nora J. Drake
Nora Rigby

117487

INDEXED
FILED

RECEIVED

MAY 05 1997

QUITCLAIM DEED

BOOK 85

FOR VALUABLE CONSIDERATION RECEIVED, VIRGINIA MARIE

THOMPSON, the Grantor, does hereby REMISE, RELEASE and forever QUITCLAIM, unto

MARK RANDALL THOMPSON, the Grantee, whose current address is P. O. Box 805, Driggs,

Teton County, Idaho 83422, the following described real estate situated in Teton County, State of

Idaho, to-wit:

Lot 9, FOUR PEAKS ESTATE, Division III, located in Township
5, Range 4S, Section 12 - PR No. 001060000090A

TOGETHER, with all tenements, hereditaments and appurtenances thereunto

belonging

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

the plural and the masculine, the feminine and neuter

DATED May 2, 1997

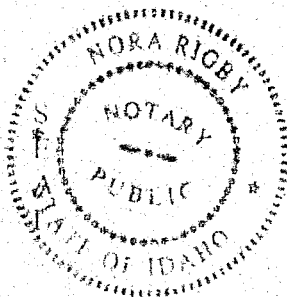
Virginia Marie Thompson
VIRGINIA MARIE THOMPSON

STATE OF IDAHO)

) ss.

County of Teton)

ON THIS 2 day of May, 1997, before me,
Nora Rjoby, a Notary Public in and for said State, personally appeared
VIRGINIA MARIE THOMPSON, 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



Nora Rjoby
Notary Public for Idaho
Residing at Driggs
My Commission Expires 12/31/98

127102

127102

QUITCLAIM DEED

RECEIVED

For Value Received

Charles K. and Letha R. Thompson

MAY 04 1998

INTOR OC
CLERK REC-1000

do hereby convey, release, remise and forever quit claim unto

Mark R Thompson

whose current address is

P.O. Box 805 Driggs, Id 83422

the following described premises, to-wit:

lot # 9, W Butler Ln

4 Peaks Estates, div 3

Driggs, Id 83422

together with their appurtenances.

Dated: April 22, 1998

Charles K Thompson

Letha R. Thompson

STATE OF IDAHO, COUNTY OF

On this *22nd* day of *April*, 1998,
before me, a notary public in and for said State, personally
appeared

Charles K. and Letha R. Thompson

known to me to be the persons who *sign*
subscribed to the within instrument, and acknowledged to
me that *they* executed the same.

My Comm. Expires 11/1/00
Notary Public

Residing at *1111 N. 1st St.*
Comm. Expires *11/1/00*

130202

FILED

AT THE REQUEST OF

Mark R Thompson

BY *Myself* DATE *5-11-98*

BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*

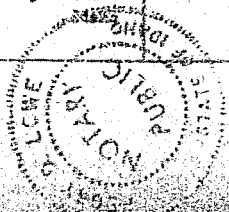
BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*

BY *John J. Staker*



WARRANTY DEED

RECEIVED

SEP 02 1994

TETON Co. Id.
CLERK

Mark R. and Virginia M. THOMPSON

of _____ State of IDAHO _____ as GRANTOR,
the receipt of which is hereby acknowledged, they hereby grant, bargain, sell and convey unto

MARK R. AND VIRGINIA M. THOMPSON and
CHARLES K. AND LETHA R. THOMPSON

State of IDAHO _____ as GRANTEE,
and to his successors and assigns forever, all of the following described real estate situated in the State of Idaho, to-wit:

ALL OF LOT 9, FOUR PEAKS SUBDIVISION, DIVISION III, AS PER THE
RECORDED PLAT THEREOF, TETON COUNTY, IDAHO.

TOGETHER WITH any and all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto
belonging or in anywise appertaining

Grantor, for himself, his successors and assigns, does hereby warrant and agree to forever defend the Grantee, his successors and assigns, in the
quiet and peaceable possession of said premises forever against the lawful claims of any and all persons.

In constituting this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

IN WITNESS WHEREOF, the Grantor hereunto has set his hand and seal the 25th day of August 1994

Mark R. Thompson

Virginia M. Thompson

STATE OF IDAHO

County of Bonneville
On this 25th day of August

19 94, before me, the undersigned, a Notary Public in and for said State,
personally appeared

Mark R. & Virginia M. Thompson

known to me to be the persons whose name they subscribed to the
within instrument, and acknowledged to me that they executed the same
IN WITNESS WHEREOF I have hereunto set my hand and affixed my
signature the day and year first above written

Notary Public for the State of Idaho

Residing at Idaho Falls, ID

Commission Expiration Date 1-17-2001

Bonneville Land & Title Co.

RECORDING DATA

117488

FILED

AT THE REQUEST OF

First American
AT 59 MINUTES WEST L P. M.
DATE Sept. 2, 1994
Don J. Drake
CLERK OF RECORDS
Nina Rigby

Filed
and
Cloned

117488

WARRANTY DEED

For Value Received, W. TROY BUTLER and EDITH BUTLER, husband and wife, the grantors, do hereby grant, bargain, sell and convey unto GARY SUMMERS and SHANNON SUMMERS, husband and wife, whose current address is Sugar City, Idaho 83448, the grantees, the following described premises, in Teton County, Idaho, to wit:

The S $\frac{1}{4}$ NW $\frac{1}{4}$, Section 12, T. 5 N., R. 45 E., B.M., Teton County, Idaho; and the S $\frac{1}{4}$ NE $\frac{1}{4}$, Section 11, T. 5 N., R. 45 E., B.M., Teton County, Idaho, less the West 660 feet.

Together with 140 water shares of Grand Teton Canal Company.

Subject to a mortgage in favor of Federal Land Bank of Spokane having a current unpaid principal balance in the amount of \$30,633.50, assumed in full by the Grantees herein by an Assumption of Mortgage dated January 7, 1985, and recorded on (unrecorded), 1984, as Instrument No. _____, records of Teton County, Idaho.

Subject to existing easements for roads, highways, pipelines, ditches, canals, laterals, power and transmission lines, also zoning, building and subdivision ordinances of Teton County, Idaho, oil and gas leases of record, and levies and assessments of the Fremont-Madison Irrigation District.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

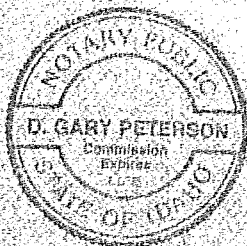
DATED this 1st day of July, 1984.

W. Troy Butler
W. TROY BUTLER

Edith Butler
EDITH BUTLER

STATE OF IDAHO)
) ss
County of Teton)

On this 1st day of July, 1984, before me the undersigned, a Notary Public in and for said State, personally appeared W. Troy Butler and Edith Butler, known or identified to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.



[Signature]
Notary Public
Residing at: Dunsmuir, ID
Commission expires: _____

FILED
AT 40 MINUTES PAST 10 A.
DATE Dec 30, 1985
[Signature]
CLERK OF DIST. COURT
[Signature]
DEPUTY



IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/25/2012

WATER RIGHT NO. 22-14026

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARY SUMMERS
Current Owner	SHANNON SUMMERS
	27 N 3000 E
	SUGAR CITY, ID 83448
	(208)356-7803
Attorney	RIGBY ANDRUS & MOELLER CHTD
	PO BOX 250
	REXBURG, ID 83440
	(208)356-3633

Priority Date: 06/19/1961

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	2.79 CFS	690.6 AFA
Total Diversion			2.79 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NENE	Sec. 12	Township 05N	Range 45E	TETON County
--------------	------	---------	--------------	-----------	--------------

Place(s) of use:

Place of Use Legal Description: IRRIGATION TETON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05N	45E	11		SWNE	40		SENE	40						
		12		NENE	35		NWNE	40						
				SWNW	40		SENW	35.2						

Total Acres: 230.2

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.
2.	S37	The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3.	C03	Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Dates:

Licensed Date:

Decreed Date: 11/24/2008

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Civil Case Number:

Old Case Number:

Decree Plaintiff:



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

October 31, 2014

MARK THOMPSON
195 BUTLER LN
DRIGGS ID 83422

Re: Change in Water Right Ownership: Water Right No. 22-14026 (Split into 22-14026 and 22-14133)

Dear Water Right Holder(s):

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

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 this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right 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 right, then no further action is required at this time.

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.

Please feel free to contact me at 208-287-4942 if you have any questions concerning the enclosed information or this letter.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

October 31, 2014

GARY SUMMERS
SHANNON SUMMERS
1177 E 9TH N
REXBURG ID 83440

Re: Change in Water Right Ownership: Water Right No. 22-14026 (Split into 22-14026 and 22-14133)

Dear Water Right Holder(s):

We have received and processed a Change of Ownership for a portion of your original Water Right as referenced above. This change of ownership resulted in a split of your original water right.

When a portion of the original water right has been conveyed to another and the original right has been split, then the original water right number is renumbered by issuing a new water right number to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new water right number reflects your remaining portion of the original water right, after the change of ownership. Enclosed is a copy of this new water right for your records. 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.

If you have any questions concerning this ownership change, or the enclosed information, please contact me at 208-287-4942.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jean Hersley'.

Jean Hersley
Technical Records Specialist II

Enclosure

c: Rigby Andrus & Moeller CHTD