

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 30 2013

Notice of Change in Water Right Ownership

Department of Water Resources
Eastern Region

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?
23-100610	Yes ☒		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name:

Dwayne Summers Burl Summers
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Shayne Lavern Summers
Name of each new owner as listed on the conveyance document

New owner continued

Name connector ☐ and ☐ or ☐ and/or

1913 E 97 N

Mailing address

Idaho Falls

City

State

ZIP

208-313-1187

Summers@BX4I.edu

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: 3-18-2010

6. 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.

7. Signature: Shayne L. Summers
Signature of new owner/claimant

Title, if applicable

5-30-13
Date

Signature: _____
Signature of new owner/claimant

Title, if applicable

Date

For IDWR Office Use Only:

Received by

Date

5/30/2013

Receipt No.

E038736

Receipt Amt.

\$25.-

Approved by

Processed by

Date

6/11/2013

**TRUSTEE'S
DEED OF DISTRIBUTION**

THIS INDENTURE is made this 17 day of March, 2010, between Shayne L. Summers, Trustee of The Dwayne E. Summers Revocable Family Living Trust and also trustee of The Nola Madsen Summers Revocable Family Living Trust, the "Grantor", and Shayne L. Summers, a single man as his sole and separate property, whose mailing address is 1913 East 79 North, Idaho Falls, Idaho, 83401, the "Grantee".

WHEREAS, Grantor is the duly appointed and acting Trustee of The Dwayne E. Summers Revocable Family Living Trust and The Nola Madsen Summers Revocable Family Living Trust, and

WHEREAS, Grantee is entitled to receive distribution of the property hereafter described in this deed pursuant to the terms of said trust;

NOW, THEREFORE, WITNESSETH, that the Grantor, for a valuable consideration, and for the purpose of distributing certain real property from The Dwayne E. Summers Revocable Family Living Trust and The Nola Madsen Summers Revocable Family Living Trust does by these presents hereby distribute, grant, bargain, sell, convey, and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, all of the trust's interest in that certain parcel of land, situate, lying and being in Bonneville County, State of Idaho, and more particularly described as follows:

See attached legal description

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof;

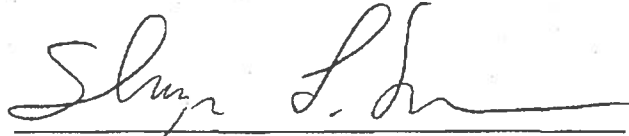
SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey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

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

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

The property distributed hereunder shall be the sole and separate property of the Grantee, and the income thereon shall remain the sole and separate property of the Grantee.

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



Shayne L. Summers
Trustee

STATE OF IDAHO)
)ss.
County of Bonneville)

On the 17 day of March, 2010, before me, the undersigned, a notary public in and for said State, personally appeared Shayne L. Summers known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of The Dwayne E. Summers Revocable Family Living Trust and The Nola Madsen Summers revocable Family Living Trust and acknowledged to me that he executed the same as such Trustee.

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



Notary Public for Idaho
Residing at: Idaho Falls, Idaho
My Commission Expires: 12/15/15

(seal)

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Township 3 North, Range 42 East of the Boise Meridian, Bonneville County, Idaho.

Section 29: SW1/4SW1/4 lying South of the centerline of a Farm Road which forms the approximate North boundary of the S1/2SW1/4SW1/4 of said Section 29 and lying West of the centerline of the Little Pine Creek Road.

Section 30: SE1/4, lying South of the centerline of a Farm Road which forms the approximate North boundary of the S1/2SE1/4SE1/4 of said Section 30 and lying East of the Sweiker center piece described below.

Section 31: SE1/4NW1/4, lying East of the Sweiker center piece described below
NE1/4, lying East of the Sweiker center piece described below.
LESS: SE1/4NE1/4 East of the Little Pine Creek road.

Section 32: NW1/4, West of the Little Pine Creek road.

(Sweiker Center Piece)

A parcel of land situated in the South Half of Sections 30 and 31, Township 3 North, Range 42 East of the Boise Meridian, Bonneville County, Idaho, and the South Half of Section 36, Township 3 North, Range 41 East of the Boise Meridian, Bonneville County, Idaho, and being more particularly described as follows:

Beginning at a 5/8 x 30 inch iron pin with a yellow plastic cap inscribed "LS 4430" set this survey, in the vicinity of the Northwest Corner of Section 31, Township 3 North, Range 42 East of the Boise Meridian, Bonneville County, Idaho, said point being located at 43°33'10.4" North Latitude, 111°33'55.4" West Longitude, all bearings in this description are based on an hour-angle solar observation taken at that point; thence N89°44'19"E along the approximate North line of said Section 31, 2390.74 feet to a 1/2 x 24 inch iron pin with an orange plastic cap stamped "Jacobson LS 4430" set this survey; thence N89°44'19"E 44.50 feet to a point in a swale, the POINT OF BEGINNING; thence following the swale in a Northeasterly and Easterly direction along the following four (4) courses: (1) N48°36'48"E 326.29 feet; thence (2) N68°00'48"E 575.92 feet; thence (3) N81°03'33"E 253.07 feet; thence (4) N57°08'47"E 301.73 feet to a 1/2 x 24 inch iron pin with an orange plastic cap stamped "Jacobson LS 4430" set this survey; thence following a swale in a Southerly and Southwesterly direction the following eleven (11) courses: (1) S15°07'54"W 460.02 feet; thence (2) S21°07'12"W 463.02 feet; thence (3) S47°59'37"W 451.99 feet; thence (4) S9°00'22"W 245.41 feet; thence (5) S44°37'31"W 950.76 feet; thence (6) S3°14'21"W 320.50 feet; thence (7) S35°37'51"W 244.95 feet; thence (8) S62°58'23"W 298.48 feet; thence (9) S48°04'47"W 985.01 feet; thence (10) S36°09'09"W 1317.60 feet; thence (11) S30°18'08"W 741.46 feet to a 1/2 x 24 inch iron pin with an orange plastic cap stamped "Jacobson LS 4430" set this survey at the Southmost extremity of said swale; thence N00°27'26"W along an existing fence 942.48 feet to a fence corner; thence N88°24'24"W along an existing fence 1265.08 feet to a fence corner; thence along the Southerly edge of a cleared and cultivated field on the following four (4) courses: (1) N47°29'18"E 244.79 feet; thence (2) N84°12'56"E 395.18 feet; thence (3) N71°23'42"E 324.52 feet; thence (4) S67°45'49"E 96.56 feet to a point in a swale; thence following said swale in a Northerly and Easterly direction the following seven (7) courses: (1) N31°51'21"E 520.95 feet; thence (2) N25°56'47"E 515.85 feet; thence (3) N46°17'56"E 802.01 feet; thence (4) N31°14'49"E 564.31 feet; thence (5) N48°06'12"E 744.01 feet; thence (6) N40°31'43"E 773.83 feet; thence (7) N48°36'48"E 305.89 feet to the point of beginning.

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- a. That certain property conveyed to the State of Idaho for roadway purposes by that certain Deed recorded in Book 30 at Page 286 of Deed Records, on May 2, 1930, at 9:10 a.m., records of Bonneville County, Idaho.