

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>25-12644</u>	_____	_____	_____	_____	_____
<u>25-12645</u>	_____	_____	_____	_____	_____
<u>25-12646</u>	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

RECEIVED

NOV 15 2005

2. The following **REQUIRED** information must be submitted with this form:

Department of Water Resources

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Elizabeth A. Day

Wendell A. Day

4. New Owner/Claimant(s)

DAY Family Trust

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1284 E 21st. street

City, State and ZIP Code

Idaho Falls ID 83404

New Telephone Number

208 522-5853

5. Date you acquired the property

Oct 31 2001

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NOV 07 2005

SUPPORT DATA

IN FILE # 25-12644

Department of Water Resources
 Eastern Region

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. * Signature of New Owner(s) or Claimant(s) Marshall A Day
(include title if applicable) Trustee

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee \$75-
 Received by JC Date 11-7-05 Receipt No. E031430, E031431, E031432
 Processed by _____ AJ Date _____ WR _____ Date _____

BONNEVILLE COUNTY RECORDER
1064909 DEC10'01 PM 4 30

BONNEVILLE COUNTY RECORDER
1061792 NOV 1 '01 PM 4 25

~~1061792~~
1064909

CORRECTED QUITCLAIM DEED

THIS DEED, made by Wendell A. Day, a single man dealing in his sole and separate property, as Grantor, whose current address is 283 4th Street, Idaho Falls, Idaho, to the Day Family Trust, Grantee, whose current address is c/o Wendell A. Day, Trustee, 283 4th Street, Idaho Falls, Idaho 83401.

WHEREAS, Grantor is an heir and surviving spouse of the Estate of Elizabeth Appel Day, deceased, and has agreed to transfer to such Trust 25% of Grantor's undivided interest in the Day Ranch real property described below in exchange for other property from the Estate of like value;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee an undivided 25% interest in the following described real property situate in Bonneville, Idaho:

Bonneville County, Idaho
Township 1 South, Range 40 E.B.M.
Section 29: W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 30: S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 31: NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ S $\frac{1}{2}$
Section 32: W $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$

with all appurtenances.

EXECUTED this 3/ day of October, 2001.

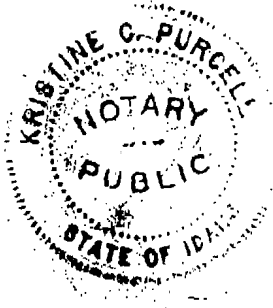
INSTRUMENT NO.	<u>1061792</u>
DATE	<u>11-1-01</u>
INST. CODE	<u>222</u>
IMAGED PGS	<u>2</u>
FEE	<u>0.00</u>
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss I, hereby certify that the within instrument was recorded. Ronald Longshore, County Recorder By <u>M. Selling</u> Deputy Request of <u>Cox & Johnson</u>	

Wendell A Day
WENDELL A. DAY

STATE OF IDAHO)
:ss
County of Bonneville)

On this 3/ day of October, 2001, before me, the undersigned, a notary public in and for said state, personally appeared **WENDELL A. DAY**, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me ~~that he executed the~~ same.

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



Kristine C. Purcell
NOTARY PUBLIC FOR IDAHO
Residing at: Idaho Falls
My commission expires: 7-7-03

INSTRUMENT NO.	<u>1064909</u>
DATE	<u>12-10-01</u>
INST. CODE	<u>220</u>
IMAGED PGS	<u>2</u>
FEE	<u>6.00</u>
STATE OF IDAHO) COUNTY OF BONNEVILLE) ss	
I hereby certify that the within instrument was recorded.	
Donald Longmire, County Recorder	
By	<u>R. Avery</u> Deputy
Request of	<u>Cox, Arman</u>

BONNEVILLE COUNTY RECORDER
1064910 DEC10'01 PM 4 30

BONNEVILLE COUNTY RECORDER
1061791 NOV 1 '01 PM 4 25

~~1061791~~
1064910

**CORRECTED DEED OF DISTRIBUTION
BY PERSONAL REPRESENTATIVE**

THIS DEED, made by Wendell A. Day as personal representative of the Estate of Elizabeth Appel Day, deceased, Grantor, to The Day Family Trust, c/o of Wendell A. Day, Trustee, Grantee, whose current address is 283 4th Street, Idaho Falls, Idaho 83401.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Case No. SP-00-257, in District Court of the Seventh Judicial District of the State of Idaho, in and for Bonneville County, Idaho;

WHEREAS, Grantee is entitled to distribution of an undivided 50% interest in the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee, the Decedent's undivided 50% interest in the following described real property situate in Bonneville County, Idaho:

Bonneville County, Idaho
Township 1 South, Range 40 E.B.M.
Section 29: W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$
Section 30: S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 31: NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$
Section 32: W $\frac{1}{2}$ E $\frac{1}{2}$, W $\frac{1}{2}$

with all appurtenances.

EXECUTED this 31 day of October, 2001.

INSTRUMENT NO.	<u>1061791</u>
DATE	<u>11-1-01</u>
INST. CODE	<u>285</u>
IMAGED PGS	<u>2</u>
FEE	<u>6.25</u>
STATE OF IDAHO COUNTY OF BONNEVILLE) ss I hereby certify that the within instrument was recorded. Ronald Longmore, County Recorder By <u>[Signature]</u> Deputy Request of <u>Cox Ohmer</u>	

Wendell A Day
Personal Representative of the Estate of
Elizabeth Appel Day, deceased

STATE OF IDAHO)
:ss
County of Bonneville)

On this 31 day of October, 2001, before me, the undersigned, a notary public in and for said state, personally appeared **WENDELL A. DAY**, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of

Elizabeth Appel Day, deceased, and acknowledged to me that he executed the same as such Personal Representative.

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

Kristine C. Purcell
NOTARY PUBLIC FOR IDAHO
Residing at: *Idaho Falls*
My commission expires: *7-7-03*



INSTRUMENT NO.	<i>1064910</i>
DATE	<i>12-10-01</i>
INST. CODE	<i>285</i>
IMAGED PGS	<i>2</i>
FEE	<i>6.00</i>
STATE OF IDAHO } COUNTY OF BONNEVILLE } I hereby certify that the within instrument was recorded. F. David Longmire, County Recorder By <i>R. Caven</i> Deputy Recorded at <i>Cox</i>	