

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Attn: Roger

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, 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
	22-7668				

RECEIVED
 JUN 21 2004
 Department of Water Resources

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

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) are 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)

KWH Farms

Holly Hoopes and Marilyn K. Hoopes

4. New Owner/Claimant(s)

Frank Summers, Inc.

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

New Mailing Address

327 So. 3000 E.

City, State and ZIP Code

Sugar, Id. 83448

New Telephone Number

(208) 356-5375

5. Date you acquired the property

April 29, 1996

Kari Lynn Townsend 327-7941

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)
(include title if applicable)

F. Kelly Summer (President)

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 *RET*

Date *6.21.04*

Fee *Waived per letter of 6.16.97*

Received by *N/A*

Date *N/A*

Receipt No. *N/A*

Processed by _____

AJ

Date _____

WR _____

Date _____

WARRANTY DEED

FOR VALUE RECEIVED, Holly Hoopes, a married woman dealing with her sole and separate property, of 157 Main Street, Jackson, California 95642, hereinafter called "Grantor", does hereby grant, bargain, sell, warrant and convey unto **Frank Summers, Inc.**, an Idaho corporation, of 327 South 3000 East, Sugar City, Idaho 83448, hereinafter called "Grantee", an undivided one-half interest (Marilyn K. Hoopes owning the other undivided one-half interest) in and to the following described real property in Madison County, Idaho, to-wit:

A portion of Sections 9 and 10, Township 5 North, Range 40 East, Boise Meridian, described as follows:

Commencing at a point 3031.1 feet West of the Southeast Corner of Sec. 10, Twp. 5 N., Rge. 40 E., Boise Mer., and running thence North 4339.5 feet; thence West 4889.5 feet, more or less, to a point on the North and South Center line of Sec. 9, Twp. 5 N., Rge. 40 E., Boise Mer.; thence S 0°32'00" East 4342 feet to the South Quarter corner of Sec. 9; thence East 4849.3 feet, to the point of beginning.

Together with the irrigation well on the property with all water rights of every kind and nature relating thereto, including but not limited to Water Licenses No. 32570/22-2263B and No. 32571/22-2264B, for a combined 3.65 CFS of irrigation water and together with domestic well for apartment and farm buildings.

Together with all irrigation equipment used to irrigate the real property, including but not limited to pumps, buried main lines, two operating and complete pivot irrigation systems, and all other irrigation lines including hand lines; also electric panels, motors and systems; also opens, valves and sprinkler heads.

Together with all wheat and barley grain "base" as reflected in the Madison County ASCS office records.

Together with the potato storage facility, complete; shop and apartment building; metal storage building; two grain bins; and two buried fuel tanks, 1,000 gallons each-- one for gasoline and one for diesel-- both of which have been installed and are maintained in compliance with environmental and other government laws and regulations.

Together with any and all other improvements and appurtenances thereto, rents, issues and profits thereof, and reversions and remainders.

Subject to easements of record or in existence for roads, utilities, pipelines and ditches.

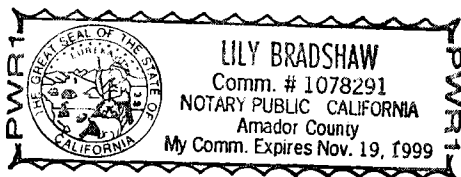
State of California

County of Amador

On April 29, 1996 before me, Lily Bradshaw, Notary Public
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared Holly Hoopes
NAME(S) OF SIGNER(S)

☐ 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.

Lily Bradshaw
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☒ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

DESCRIPTION OF ATTACHED DOCUMENT

Warranty Deed

TITLE OR TYPE OF DOCUMENT

two

NUMBER OF PAGES

April 29, 1996

DATE OF DOCUMENT

none

SIGNER(S) OTHER THAN NAMED ABOVE

WARRANTY DEED

FOR VALUE RECEIVED, Marilyn K. Hoopes, a married woman dealing with her sole and separate property, of 16 Bryson Drive, Sutter Creek, California 95685, hereinafter called "Grantor", does hereby grant, bargain, sell, warrant and convey unto **Frank Summers Inc.**, an Idaho corporation, of 327 South 3000 East, Sugar City, Idaho 83448, hereinafter called "Grantee", an undivided one-half interest (Holly Hoopes owning the other undivided one-half interest) in and to the following described real property in Madison County, Idaho, to-wit:

A portion of Sections 9 and 10, Township 5 North, Range 40 East, Boise Meridian, described as follows:

Commencing at a point 3031.1 feet West of the Southeast Corner of Sec. 10, Twp. 5 N., Rge. 40 E., Boise Mer., and running thence North 4339.5 feet; thence West 4889.5 feet, more or less, to a point on the North and South Center line of Sec. 9, Twp. 5 N., Rge. 40 E., Boise Mer.; thence S 0°32'00" East 4342 feet to the South Quarter corner of Sec. 9; thence East 4849.3 feet, to the point of beginning.

Together with the irrigation well on the property with all water rights of every kind and nature relating thereto, including but not limited to Water Licenses No. 32570/22-2263B and No. 32571/22-2264B, for a combined 3.65 CFS of irrigation water and together with domestic well for apartment and farm buildings.

Together with all irrigation equipment used to irrigate the real property, including but not limited to pumps, buried main lines, two operating and complete pivot irrigation systems, and all other irrigation lines including hand lines; also electric panels, motors and systems; also opens, valves and sprinkler heads.

Together with all wheat and barley grain "base" as reflected in the Madison County ASCS office records.

Together with the potato storage facility, complete; shop and apartment building; metal storage building; two grain bins; and two buried fuel tanks, 1,000 gallons each-- one for gasoline and one for diesel-- both of which have been installed and are maintained in compliance with environmental and other government laws and regulations.

Together with any and all other improvements and appurtenances thereto, rents, issues and profits thereof, and reversions and remainders.

Subject to easements of record or in existence for roads, utilities, pipelines and ditches.

Grantor covenants and warrants that fee simple title to the above described property is conveyed to Grantee by this Deed, free from all encumbrances, except those described above.

DATED This 29th day of April, 1996.

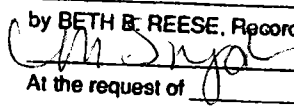

Marilyn K. Hoopes

STATE OF CALIFORNIA)
SS.
County of Amador.)

On this 29th day of April, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared **Marilyn K. Hoopes**, known to me to be the person whose name is subscribed to the within Warranty Deed and acknowledged to me that she executed the same.

Notary Public for California

MICROFILMED

State of Idaho)
County of Madison) SS 261180
I hereby certify that the within instrument was
filed MAY 03 1996
19 at 1645 M., and
recorded on Film 261180 Fee 9.00
by BETH B. REESE, Recorder
 Deputy
At the request of _____
ALLIANCE TITLE AND ESCROW

State of California

County of Amador

On April 29, 1996 before me, Lily Bradshaw, Notary Public

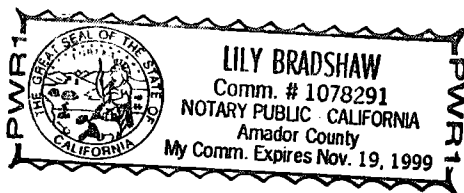
DATE

NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared Marilyn K. Hoopes**

NAME(S) OF SIGNER(S)

☒ 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.

Lily Bradshaw
SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☒ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

DESCRIPTION OF ATTACHED DOCUMENT

Warranty Deed

TITLE OR TYPE OF DOCUMENT

two

NUMBER OF PAGES

April 29, 1996

DATE OF DOCUMENT

none

SIGNER(S) OTHER THAN NAMED ABOVE

SCANNED
FEB 14 2005

23
8 NHCL

230
2 NHCL

1946
T-1288

Point of Reversion

24
11 NHCL

135.0
10 NHCL

9/10
S-9, 10
T-5
R-40

1.7
19 NHCL

1.2
19 NHCL

118.4
2 NHCL

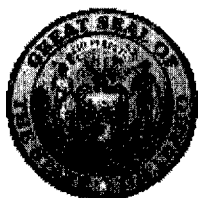
118.4
3 NHCL

NW

118.4
4 NHCL

1615

9/10



Idaho Secretary of State Viewing Business Entity

[[New Search](#)] [[Back to Summary](#)]
[[Get a certificate of existence for FRANK SUMMERS, INC.](#)]

FRANK SUMMERS, INC.

327 S 3000 E
SUGAR CITY, ID 83448

Type of Business: CORPORATION, GENERAL BUSINESS

Status: GOODSTANDING, ANREPT SENT 02 Sep 2003

State of Origin: IDAHO

Date of Origination/Authorization: 27 Nov 1970

Current Registered Agent: F. KELLY SUMMERS
327 SOUTH 3000 EAST
SUGAR CITY, ID 83448

**Organizational ID / Filing
Number:** C43066

**Number of Authorized Stock 1
Shares:**

Date of Last Annual Report: 18 Sep 2003

Amendments:

Amendment filed 27 Nov 1970 INCORPORATION

Amendment filed 04 Jun 1979 OTHER - R/A

Annual Reports:

Report for year 2003 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 2002 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 2001 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 2000 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1999 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1998 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1997 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1996 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1995 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1994 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1993 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1992 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1991 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1990 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1989 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1989 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1988 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

Report for year 1987 ANNUAL REPORT

[View Document Online](#)
[Download \(TIFF format\)](#)

[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us