



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

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

Brad Little
Governor

July 28, 2021

Gary Spackman
Director

EAGLE EYE PROPERTIES
PO BOX 460
IONA ID 83427-0460

RE: Change in Ownership Water Right Nos: 35-8331 & 35-8697

Dear Interested Party:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on June 14, 2021 for the above referenced water rights. The Notice could not be processed because the Department did not receive the necessary fees.

On June 18, 2021, the Department requested the required fees from you. As of the date of this letter, the Department has not received the required fees.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. You may re-submit your request with the appropriate documents and fees.

If you have any questions regarding this matter, please contact me at (208) 287-4920 or debbi.judd@idwr.idaho.gov.

Sincerely,

A handwritten signature in blue ink that reads 'Debbi Judd'.

Debbi Judd
Technical Records Specialist

Enclosures

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 14 2021

DEPARTMENT OF
WATER RESOURCES

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. DE ✓

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
35-8697 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
35-8331	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Foster Company
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Eagle Eye Properties
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 460 Iona ID 83427
Mailing address City State ZIP
208-604-5659 Rhett@Eagleeyeproduce.com
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: March 9, 2020
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):
 o \$25 per undivided water right.
 o \$100 per split water right.
 o No fee is required for pending adjudication claims.
☐ 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] Manager 3-1-21
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 _____ Date 6.14.21 Receipt No. _____ Receipt Amt. _____
 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 _____ Date _____

Mail Property Tax Notice To:

Eagle Eye Properties, LLC

P.O. Box 460

Iona, ID 83427

Instrument # 1635696

Bonneville County, Idaho Falls, Idaho

03/13/2020 02:55:06 PM No. of Pages: 1

Recorded for: ALLIANCE TITLE - IDAHO FALLS OFFICE

Penny Manning Fee: \$15.00

Ex-Officio Recorder Deputy Dwoolf

Index to: DEED, WARRANTY

SPECIAL WARRANTY DEED

Foster Company, an Idaho general partnership, Grantor, hereby conveys and specially warrants against all claiming by, through, or under Grantor, to **EAGLE EYE PROPERTIES, LLC**, an Idaho limited liability company, Grantee, whose mailing address is P.O. Box 460, Iona, Idaho 83427, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the following described real property located in Bonneville County, Idaho:

Township 3 North, Range 36 East of the Boise Meridian, Bonneville County, Idaho;
All of Section 21; and the West Half of Section 22.

SUBJECT TO taxes and assessments for the year 2020 and all subsequent years, to any and all existing easements, rights-of-way, reservations, restrictions and encumbrances which are apparent or of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

Together with any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, water rights however evidenced, and rights-of-way in anywise appertaining to the property herein described.

The Grantor covenants to the Grantee that the premises are free from all encumbrances created or suffered by the Grantor, excepting those as may be herein set forth, and excepting those of record.

IN WITNESS WHEREOF, the Grantor has executed this instrument on this 9 day of March, 2020.

FOSTER COMPANY

By: Joshua Dwain Foster

Its: Authorized Agent

STATE OF IDAHO)

)ss.

County of Bonneville)

On this 9 day of March, 2020, before me the undersigned, a Notary Public for Idaho, personally appeared Joshua Dwain Foster, the Authorized Agent for the Grantor Foster Company, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he or she executed the same.

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

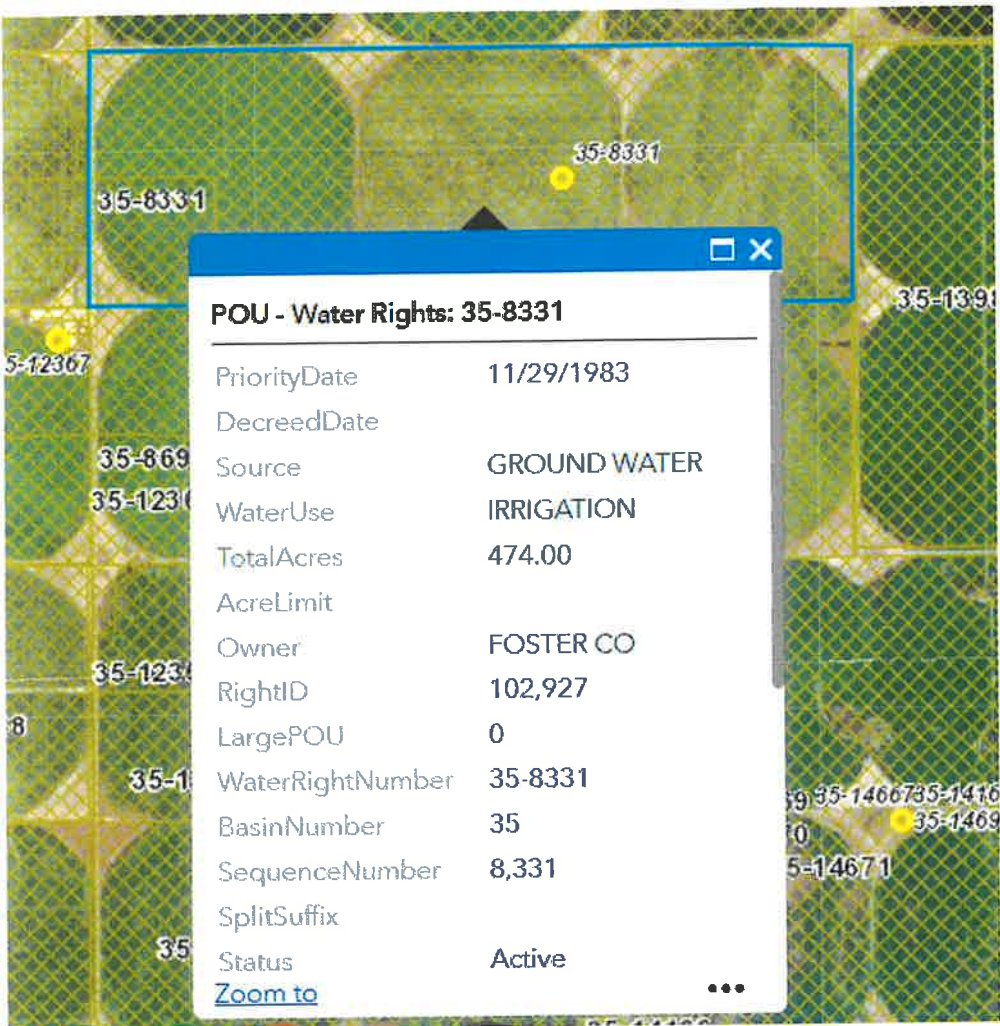
JENNIFER LANDON
COMMISSION #27891
NOTARY PUBLIC
STATE OF IDAHO

Notary Public for Idaho

Residing at: Menan

My Commission Expires: 5.12.21





POU - Water Rights: 35-8331

PriorityDate	11/29/1983
DecreedDate	
Source	GROUND WATER
WaterUse	IRRIGATION
TotalAcres	474.00
AcreLimit	
Owner	FOSTER CO
RightID	102,927
LargePOU	0
WaterRightNumber	35-8331
BasinNumber	35
SequenceNumber	8,331
SplitSuffix	
Status	Active

[Zoom to](#)

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