

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED ✓
APR 01 2021
DEPT OF WATER RESOURCES
SOUTHERN 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?
37-21289	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Jaqueline C. Linberry
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Thomas E. Ring husband
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- Box 863 Hailey ID 83335
Mailing address City State ZIP
- 208 720 1995
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: Oct 14 2019

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: Thomas E. Ring 11/1/2019
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 SG Date 4/26/21 Receipt No. 5038549 Receipt Amt. \$25.00

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 DM Date 5-21-2021

**LAST WILL AND TESTAMENT
OF
JACQUELINE CARLA LINDBERG RINEY**

I, JACQUELINE CARLA LINDBERG RINEY of 222 Bay Horse Road, Bellevue, Idaho, hereby make my Last Will and Testament, revoking all previous Wills and Codicils. I also go by and I am known as Jacqueline Carla Lindberg. My spouse's name is Thomas Everett Riney and all references to my spouse are to him only. I have no children. My spouse has a living son, Ian Kybdeed Riney whose current address is 504 3rd. Ave., Aberdeen WA 98520. All references to "my stepson" in this Will are to Ian Kybdeed Riney and him only.

**ARTICLE 1
CONFIRMATION OF COMMUNITY PROPERTY**

1.01 Spouse's Community Property Interest. I confirm my spouse's interest in our community property.

1.02 Dispositive Share. I intend by this Will to dispose of all my separate property and my one-half (1/2) interest in our community property.

**ARTICLE 2
SPECIFIC GIFTS**

2.01 Personal and Household Effects.

(a) Gift by Written Statement. I give my personal and household effects of every kind, including but not limited to furniture, appliances, furnishings, pictures, silverware, china, glassware, jewelry and wearing apparel in accordance with a written statement signed by me or in my handwriting which I intend to leave at my death.

(b) Contingent Gift. I give all of such property not effectively disposed of by such written statement to my spouse, if he survives me. If my spouse fails to survive me, I give such property to my stepson Ian Kybdeed Riney

2.02 Ademption. Except as expressly provided to the contrary, the gift of any item of property under this Article shall fail to the extent that I do not own such property at my death.

2.03 Lapse. If the gift of any item of property under this Article fails or lapses, such property shall become a part of my residuary estate and shall be distributed as hereinafter provided.

2.04 Personal Representative's Decision Final. All matters pertaining to the identification, distribution or division of property given by this Article shall be determined by my personal representative, and that determination shall be final and binding upon all persons having any interest in my estate.

ARTICLE 3 RESIDUARY ESTATE

3.01 Definition of Residuary Estate. All the balance of my estate, not otherwise disposed of by this Will, real and personal, tangible and intangible, including any community property over which I have the right of testamentary disposition, but excluding property over which I may have a power of appointment, shall constitute and be referred to in this Will as my "residuary estate."

3.02 Gift to Spouse. I give my residuary estate to my spouse, if he survives me.

3.03 Gift to Issue. If my spouse fails to survive me, I give my residuary estate to my stepson. Should my stepson predecease me, it shall be distributed to his living issue in equal shares.

3.04 Contingent Gift of Residuary Estate. If neither my spouse, nor my stepson, nor any of their issue survive me, I give my residuary estate to those persons who would have received my estate had I died intestate, domiciled in Idaho, in the shares and proportions specified by the laws of that state then in effect relating to the devolution of separate property.

ARTICLE 4 DISTRIBUTION TO MINORS AND DISABLED PERSTEPCHILDS

4.01 Grant of Permissive Authority. If any property of my estate vests outright under the provisions of this Will in a minor or in a person who, in the judgment of my personal representative, is unable to effectively manage or apply his or her estate to necessary ends, then my personal representative (referred to in this Article as the "trustee"), in the trustee's sole discretion, in any jurisdiction, without giving or requiring bond, without intervention of a guardian, conservator or other representative, and without supervision of any

court, may hold or distribute such property (referred to in this Article as the "protected property") in accordance with Article 4.02.

4.02 In Trust. The trustee may hold any protected property in a separate trust for such person, exercising as trustee of such trust all the administrative powers conferred in this Will upon my personal representative. The trustee shall pay to such person all, none or such part of the net income and principal of such trust as the trustee may in the trustee's discretion from time to time determine. Such trust shall terminate when such person attains majority and becomes able, in the judgment of the trustee, to effectively manage and apply his or her estate to necessary ends, or when such person dies, or when the trust assets are exhausted by discretionary distribution or otherwise. Upon such termination, the trustee shall distribute all property then belonging to such trust to such person or, if the trust terminates at such person's death, to the personal representative of such person's estate.

ARTICLE 5 APPOINTMENT AND SUCCESSION OF FIDUCIARIES

5.01 Personal Representative.

(a) Designation. I nominate and appoint as my personal representative my spouse, Thomas Evertt Riney.

(b) Succession. In the event a vacancy exists, for any reason, in the office of personal representative, I nominate as substitute personal representative, my stepchild Ian Kybdeed Riney.

5.02 Powers of Substitute Fiduciaries. Every substitute fiduciary shall have all the title, rights, powers, privileges and duties herein conferred or imposed upon the original fiduciary without any act of conveyance or transfer. No substitute fiduciary shall be obligated to examine the accounts, records and acts of any previous fiduciary or any allocation of my estate or any trust estate, nor shall such substitute fiduciary be required to proceed against a previous fiduciary for any act or omission to act on the part of such previous fiduciary.

5.03 Ancillary Fiduciaries. If it shall be necessary for a representative of my estate to qualify as a fiduciary in any jurisdiction other than my domicile, I appoint as ancillary fiduciary in such jurisdiction such person, bank or trust corporation (including my domiciliary personal representative) as may be designated in writing by my domiciliary personal representative. Such ancillary fiduciary shall have in such other jurisdiction all the rights, powers,

privileges and immunities conferred upon my fiduciaries under this Will and under the laws of such other jurisdiction.

5.04 Bonds Waived. I direct that each fiduciary, including substitutes, shall be permitted to qualify without the necessity of giving a bond or other undertaking in this or any other jurisdiction for the faithful performance of such fiduciary's duties, or if any bond shall be required by law, statute or rule of court, without the necessity of sureties thereon.

ARTICLE 6 PAYMENT OF TAXES AND EXPENSES

6.01 Payment of Expenses of Administration and Death Taxes. All expenses of administering my estate and all inheritance, estate and similar taxes payable by reason of my death, including taxes with respect to property not passing under this Will, shall be paid, without right of contribution from any person, by my personal representative out of my residuary estate.

6.02 Payment of Generation-Skipping Taxes (Allocation of Generation-Skipping Tax Exemption). In order to minimize any tax on any generation skipping transfers imposed by reason of any state or federal law, I direct my personal representative to allocate the amount, if any, of the generation skipping tax exemption allowed under Section 2631 of the Internal Revenue Code, and related sections of that code, which is available at my death in such manner to provide the maximum exemption from any generation skipping transfer tax. My personal representative, in his or her sole discretion, shall determine the property to which any such generation skipping tax exemption shall be allocated. Such allocations shall be made in the manner deemed the most advisable by my personal representative in each case without regard to the relative interests of any beneficiaries. My personal representative need not make any adjustments between principal and income or in the interests of beneficiaries to compensate for the effects of any such allocation. The determinations of such personal representative shall be final and binding upon all persons affected.

6.03 Funds Not Available for Payment of Expenses of Administration, Death Taxes and Other Charges. Neither the provisions of this Article nor any other provision of this Will shall permit payment of expenses of administration, death taxes, my debts or other charges enforceable against my estate from any payment receivable by my personal representative by reason of my death under any pension, stock bonus, profit sharing, or other plan qualified under section 401 (a) of the Internal Revenue Code of 1986, as

amended, or under the corresponding provisions of any subsequent federal tax laws, unless such payment is otherwise includable in my estate for federal estate tax purposes.

ARTICLE 7 ADMINISTRATION OF ESTATE

7.01 No Supervised Estate Administration. If any person interested in my estate shall petition for supervised administration, such administration shall not be ordered unless the court finds that changed circumstances which I could not have anticipated would require supervised administration to protect the interests of my estate and its beneficiaries.

7.02 Administrative Powers of Personal Representative. In addition to the powers it would otherwise have by reason of any statute or rule of law, my personal representative shall have power, without prior authorization or approval of any court, to do everything it shall consider advisable in the management of my estate, even though it would not otherwise be authorized for fiduciaries under any statute or rule of law.

ARTICLE 8 CONSTRUCTIONAL RULES

8.01 Issue. "Issue" means all persons who are descended from the person referred to for purposes of intestate succession as determined under the laws of Idaho as those laws exist on the date of my death. However, for the purposes of the foregoing, an adopted person shall be considered as descended from the person referred to only if he or she has been adopted while under the age of eighteen (18) years.

8.02 Distributions by Representation. In every case in which any interest is given to the issue of a person, distributions (other than discretionary distributions of income and principal among the members of a class) shall be made by representation. Whenever a distribution to issue is to be made by representation, the distributable assets shall be divided into as many shares as there are, at the time of my death, or at any other time such assets are distributable, then living children of such person and then deceased children of such person who left issue who are then living, even if at such time all children of such person are then deceased, and each living child of such person child, if any, shall receive one share, and the share of each then deceased child shall be distributed to such child's issue, collectively, such

issue taking by representation the share which their parents would have taken if living.

8.03 Determination of Distributees. If under any provision of this Will a distribution of my estate is to be made to the issue of any person, my personal representative shall make distributions to those persons whom it believes, after making such inquiry as it thinks reasonable, to be the persons so described, or if after making such inquiry it believes there is no such person, it may act upon such assumption. My personal representative shall not be obliged to secure judicial ascertainment of the identity of such issue or the lack thereof and shall be immune from all liability which it might otherwise incur by reason of making distribution without the aid of judicial settlement or decree.

8.04 Death of Spouse. If the order of my spouse's death and mine cannot be established by proof, I shall conclusively be presumed to have survived my spouse for all purposes of this Will and Codicils to this Will.

8.05 Court Decrees. All decrees of divorce at any time rendered by courts of record shall be considered valid for all purposes of this Will and Codicils to this Will.

8.06 Fiduciaries. Unless a contrary meaning or reference shall be expressly indicated or clearly implied from the context, the term "personal representative" and "trustee" and the pronoun "it" in reference to personal representative or trustee always refer interchangeably to the male or female person or persons or to the institution or any combination of them then acting as my personal representative or as trustees of any trust established hereunder.

8.07 Governing Law. The laws of Idaho shall govern all questions as to the validity and construction of this Will and of all trusts created by this Will.

8.08 Other Principles of Construction. Words in any gender shall be deemed to include the other genders; the singular shall be deemed to include the plural and vice versa the word "give" shall also mean devise and bequeath but shall not mean appoint; the words "pay" and "distribute" shall also mean assign and convey; and the headings and paragraph titles are for guidance only and shall have no significance in the interpretation of this Will.

8.09 Contest. To the extent allowed by applicable law, if any beneficiary under this Will in any manner, directly or indirectly, contests or attacks this Will or any of its provisions, any share or interest in my estate given to that contesting beneficiary under this Will is revoked and shall be disposed of in the same manner provided herein as if that contesting beneficiary had predeceased me.

8.10 Character of Distributions. All distributions of income or principal to any beneficiary shall be the separate property of such beneficiary. All income, rents, issues, profits, gains, and appreciation of any such property shall also be the separate property of such beneficiary.

8.11 Internal Revenue Code. All references to the Internal Revenue Code shall mean the Internal Revenue Code of 1986, as amended, or the corresponding provisions of any subsequent federal tax law.

8.12 Generation Skipping Terms. The terms "generation skipping transfer", "inclusion ratio", and "transferor" shall have the meaning assigned to such terms by Chapter 13 of the Internal Revenue Code.

IN WITNESS WHEREOF, I, JACQUELINE CARLA LINDBERG RINEY the testator, sign my name to this instrument the 14th day of October, 2019, and being first duly sworn, do hereby declare to the undersigned authority that I sign and execute this instrument as my Last Will and Testament and that I sign it willingly, that I execute it as my free and voluntary act for the purposes therein expressed, and that I am eighteen (18) years of age or older, of sound mind, and under no constraint or undue influence.

Jacqueline Carla Lindberg
JACQUELINE CARLA LINDBERG RINEY

We, Mike ~~Harris~~ Harris and Myrna Harris, the witnesses, sign our names to this instrument, being first duly sworn, and do hereby declare to the undersigned authority that the testator signs and executes this instrument in our presence as her Last Will and Testament, and that she signs it willingly, and that she executes it as his free and voluntary act for the purposes therein expressed, and that each of us, in the presence and hearing of the Testator, hereby signs his Will as witness to the Testator's signing, and that to the best of the knowledge of each witness the Testator is eighteen (18) years of age or older, of sound mind, and under no constraint or under influence.

Myrna Harris

Witness

Address 3438 W. Scottsdale St.
Meridian ID 83646

Michael Harris
Witness
Address 3438 W Spottsford St
Mendenhall Idaho 83646

STATE OF IDAHO)
 : SS
COUNTY OF Ada)

On this 14th day of October, 2019, before me personally appeared JACQUELINE CARLA LINDBERG RINEY, the testator, as witnessed by Michael Harris and Myrna Harris, witnesses, known to me to be the persons whose names are subscribed to this instrument, first being duly sworn, acknowledged that they executed it.



Crystal D. Olson
NOTARY PUBLIC
Residing at: Ada County
My Commission Expires: 4/24/20



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 21, 2021

THOMAS E RINEY
PO BOX 863
HAILEY ID 83333-0841

Re: Change in Ownership for Water Right No(s): 37-21289

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence updating the ownership on the above referenced water right(s). The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned 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 Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 293-9908.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Water District 37



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037

Website: www.idwr.idaho.gov • Email: southerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

April 2, 2021

THOMAS E RINEY
PO BOX 863
HAILEY ID 83333-0841

RE: Check #000900 in the amount of \$25.00

Dear Mr. Riney:

Per our phone conversation yesterday, enclosed is your check recently received by the Department. This check was submitted with a Notice of Change in Water Right Ownership; however the check was made out to Water District 37.

At your earliest convenience, please send a check made out to IDWR in the amount of \$25.00 and we can move forward with processing your Notice.

If you have any questions, please feel free to contact me at (208) 736-3033.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant I

Enclosure