

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 12 2021

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. 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?
25-100340*	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: Ruth Foster
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Blaine and Tori Tanner
New owner(s) as listed on the conveyance document
- Mailing address: 3572 E 500 N City: Lewisville State: ID ZIP: 83431
Telephone: 208-569-3850 Email: Attcity3@gmail.com

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: October 20th, 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):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - 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] Title, if applicable: _____ Date: 3-23-21
Signature of new owner/claimant
- Signature: [Signature] Title, if applicable: _____ Date: 3-23-21
Signature of new owner/claimant

For IDWR Office Use Only:

Document signed & notarized.

Received by: JB Date: 4/14/2021 Receipt No. E046844 Receipt Amt. \$25.-

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: JB Processed by: JB Date: 4/26/2021

RECEIVED

APR 20 2021

Department of Water Resources
Eastern Region

April 6, 2021

To whom it may concern:

This letter is to inform you that the home located at 3572 E. 500 N. in Lewisville, Idaho belonging to Silvon Kay and Ruth Foster, or the Foster Family Trust, was sold in October 2020. The water rights for the Foster Family Trust, **WR# 25-10634**, which was located at the previous address, needs to be changed to the current owner of the property. The current owners are Blaine and Tori Tanner.

I, Bonnie Tanner, am Power of Attorney for the Foster Family Trust since Silvon Kay Foster is deceased and Ruth Foster is unable to make decisions due to advanced Alzheimers. I am including the legal POA form with this letter.

If you have any questions, feel free to contact me.

Sincerely,

Bonnie Tanner

Bonnie Tanner
738 N. 2700 E.
Roberts, Idaho 83444
208-681-3628

State of Idaho
County of Jefferson
this 14th day of April 2021. Bonnie Tanner
personally appeared before me,
who is personally known to me,
and whose identity I certified on the basis of _____
X whose identity I certified on the basis of Drivers License.
a credible witness,
on the signature of the foregoing _____, and having been duly sworn, they have signed it.
Kaitlyn Tracy
My Commission Expires 12/10/2024

KAITLYN TRACY
COMMISSION NO. 20182411
NOTARY PUBLIC
STATE OF IDAHO
MY COMMISSION EXPIRES 12/10/24

April 6, 2021

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Sincerely,

Bonnie Tanner
738 N. 2700 E.
Roberts, Idaho 83444
208-681-3628

DURABLE GENERAL POWER OF ATTORNEY

STATE OF IDAHO
COUNTY OF JEFFERSON

Know all men by these presents, which are intended to constitute a
DURABLE GENERAL POWER OF ATTORNEY

That I, Ruth Maughan Foster of 3572 E 500 N, Lewisville, Idaho, 83431 do hereby appoint Bonnie Tanner of 32 Moss Avery Rd, Ririe, ID 83443, as my Attorney-in-Fact, and in the event that Bonnie Tanner is unable to act for me, I appoint Jonathan Foster of 2908 Stafford Dr., Idaho Falls, ID 83401 as my substitute Attorney-in-Fact, and if Jonathan Foster is unable to act for me I appoint Angela McIntier of 10667 N Halter Way, Boise, ID 83714 as substitute Attorney-in-Fact as follows:

My Attorneys-in-Fact TO ACT as my true and lawful Attorneys-in-Fact, for me and in my name, place, and stead:

- (A) Power and Respect to Accounts and Instruments. To establish or open accounts, certificates of deposit and any other form of account or instrument for me with financial institutions of any kind; to modify, terminate, make deposits to and write checks and endorse checks for or make withdrawals from all accounts in my name or with respect to which I am an authorized signatory; to negotiate, endorse or transfer any checks or other instruments with respect to any such accounts; to contract for any services rendered by any financial institution; and to add property to any trust agreement created by me.
- (B) Power with Respect to Safe-Deposit Boxes. To contract with any institution for the maintenance of a safe-deposit box in my name; to have access to all safe-deposit boxes in my name or with respect to which I am an authorized signatory; to add or to remove from the contents of any such safe-deposit box and to terminate any and all contracts for such boxes.
- (C) Power with Respect to Real Property. To purchase real property, to manage, maintain and alter all real property belonging to me, and to lease, sell, mortgage, encumber, or otherwise dispose of all interests in real property belonging to me, upon such terms and conditions as my Attorney-in-Fact deems appropriate; to renew leases of the same or to execute deeds of conveyance either with or without covenants of general warranty; to pay and satisfy all mortgages, encumbrances, taxes and assessments, that may be a lien or charge upon any of my real property and to receive rentals from the process of sale of any of my real property for purposes of this Durable General Power of Attorney, real property shall include without limitation any real property under my name.
- (D) Power with Respect to Taxes. To make, prepare, sign and file for me and on my behalf any and all required tax estimates and returns, federal, state, or local, as well as any waivers, affidavits, schedules or other forms required or permitted to be filed in connection therewith, and to protest and appeal any assessments or determinations of tax against me which my Attorney-in-Fact deems to have been made without proper warrant.
- (E) Power with Respect to Documents. To sign, acknowledge, record, and deliver agreements, affidavits, bills of sale, stock powers, deeds, leases, mortgages, notes, receipts, releases,

satisfactions, journal entries, certificates, and such other documents which may be necessary or convenient in execution of the powers hereinbefore expressly conferred upon my Attorney-in-Fact, to execute and deliver applications for automobile license plates and certificates of title and to endorse for transfer and to deliver certificates of title and deliver applications for insurance (including without limitation, insurance on my life) and to cancel and select the amounts thereof.

- (F) Power to Engage Services. To engage the services of and compensate attorneys-at-law, appraisers, accountants, brokers, real estate managers, investment counsel and such persons as may be proper or convenient to advise and assist in the management, maintenance, and disposition of my property.
- (G) Power to Incur Obligations. To incur obligations for the maintenance, support, health, care, well-being, comfort and welfare of me and my family and to satisfy such obligations out of my money or property; and to consent on my behalf to medical and surgical procedures.

I further give and grant to my said Attorney-in-Fact full power and authority to do and perform every act necessary to be done in the exercise of any of the foregoing powers as fully as I might or could do if personally present with full power of substitution and revocation, hereby ratifying and confirming all that my said Attorney-in-Fact shall lawfully do, or cause to be done by virtue hereof.

This instrument may not be changed orally. This power of attorney is durable and shall not be affected by the subsequent disability or incompetence of the principal or by any lapse of time.

TO INDUCE ANY THIRD PARTY TO ACT HEREUNDER, I HEREBY AGREE THAT ANY THIRD PARTY RECEIVING A DULY EXECUTED COPY OR FACSIMILE OF THIS INSTRUMENT MAY ACT HEREUNDER, AND THAT REVOCATION OR TERMINATION HEREOF SHALL BE INEFFECTIVE AS TO SUCH THIRD PARTY UNLESS AND UNTIL ACTUAL NOTICE OR KNOWLEDGE OF SUCH REVOCATION OR TERMINATION SHALL HAVE BEEN RECEIVED BY SUCH THIRD PARTY AND I FOR MYSELF AND FOR MY HEIRS, EXECUTORS LEGAL REPRESENTATIVES AND ASSIGNS, HEREBY AGREE TO INDEMNIFY AND HOLD HARMLESS ANY SUCH THIRD PARTY FROM AND AGAINST ANY AND ALL CLAIMS THAT MAY ARISE AGAINST SUCH THRID PARTY BY REASON OF SUCH THIRD PARTY HAVING RELIED ON THE PROVISIONS OF THIS INSTRUMENT.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 20th day of February, 2019.

Ruth M. Foster m.w.m.
Ruth Maughan Foster
Alice J. [Signature]
witness

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 20th day of February, 2019, before me the undersigned, a Notary Public in and for

said State, personally appeared Ruth Maughan Foster, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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

Michelle W. Meikle
Notary Public for Idaho *Roberts, Id*
Residing in: *July 5, 2022*
Commission expires:

(SEAL)





State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 26, 2021

BLAINE TANNER
TORI TANNER
3572 E 500 N
LEWISVILLE ID 83431-5014

Re: Change in Ownership for Water Right No(s): 25-10634

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. 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) 497-3787.

Sincerely,

Jonie Barg
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 120