

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED  
JUN 15 2020

Department of Water Resources  
Eastern 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?
29-10852 OK	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Demaris Lister / Henry Lister  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kathleen L. Wynn  
New owner(s) as listed on the conveyance document
- Mailing address: 5937 N. Rapid CR Rd City: Idaho Falls State: ID ZIP: 83405
- Telephone: 208/775-3736 Email: 208/775-3736

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: \_\_\_\_\_
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): Special ID 278781 - main use
- ☒ \$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: Kathleen L. Wynn Title, if applicable: \_\_\_\_\_ Date: 6/11/20
- Signature: \_\_\_\_\_ Title, if applicable: \_\_\_\_\_ Date: \_\_\_\_\_

**For IDWR Office Use Only:**

Received by: JB Date: 6/15/20 Receipt No. E0426010 Receipt Amt. \$25.

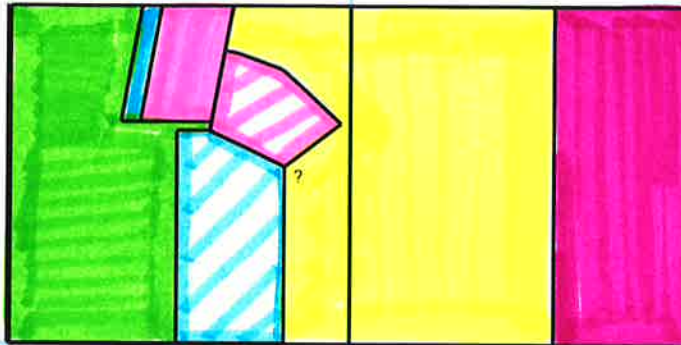
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9: \_\_\_\_\_ Approved by: \_\_\_\_\_ Processed by: \_\_\_\_\_ Date: \_\_\_\_\_

WD29D

\* Should Also File  
An Ownership Change  
for 29-10850. ☺

Included  
Exception Parcel 1  
Exception Parcel 2  
Exception Parcel 3  
Exception Parcel 4  
Exception  
Last exception page  
2.



6/29/2020

Scale: 1 inch= 750 feet

File:

Tract 1: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.  
Tract 2: 2.8525 Acres (124256 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1468 ft.  
Tract 3: 3.0749 Acres (133942 Sq. Feet), Closure: n22.0038e 0.91 ft. (1/1614), Perimeter=1462 ft.  
Tract 4: 7.4414 Acres (324148 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/487214), Perimeter=2382 ft.  
Tract 5: 0.7780 Acres (33888 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1068 ft.  
Tract 6: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.  
Tract 7: 16.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=3696 ft.  
Tract 8: 18.0791 Acres, Closure: s74.4125e 10.86 ft. (1/395), Perimeter=4292 ft.

## Tract Data and Deed Calls

Tract 01: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.  
Tract 02: 2.8525 Acres (124256 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1468 ft.  
Tract 03: 3.0749 Acres (133942 Sq. Feet), Closure: n22.0038e 0.91 ft. (1/1614), Perimeter=1462 ft.  
Tract 04: 7.4414 Acres (324148 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/487214), Perimeter=2382 ft.  
Tract 05: 0.7780 Acres (33888 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=1068 ft.  
Tract 06: 40.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=5280 ft.  
Tract 07: 16.0000 Acres, Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=3696 ft.  
Tract 08: 18.0791 Acres, Closure: s74.4125e 10.86 ft. (1/395), Perimeter=4292 ft.  
Tract 08: 18.0791 Acres, Closure: s74.4125e 10.86 ft. (1/395), Perimeter=4292 ft.

1: /ne,se,se,34,6s,36e  
2: s0w 1320.00  
3: s90w 1320.00  
4: n0e 1320.00  
5: n90e 1320.00  
6: @0  
7: /nw,se,se,34,6s,36e  
8: /n90e 588  
9: s10.19w 459.0  
10: s89.49e 275.0  
11: n10.19e 459.0  
12: n89.49w 275.0  
13: @0  
14: /nw,se,se,34,6s,36e  
15: /n90e 863  
16: /s10.19w 176.8  
17: s79.10e 45.08  
18: s69.39e 189.6  
19: s47.29e 312.18  
20: s52.45w 275.98  
21: n64.27w 321.2  
22: n10.19e 318.2  
23: @0  
24: /nw,se,se,34,6s,36e  
25: /n90e 863  
26: /s10.19w 176.8  
27: /s79.10e 45.08  
28: /s69.39e 189.6  
29: /s47.29e 312.18  
30: /s52.45w 275.98  
31: s00e 690.00  
32: n90w 415  
33: n00e 830  
34: n90e 125  
35: s64.1350e 322.02 ;?  
36: @0  
37: /nw,se,se,34,6s,36e  
38: /n90e 588  
39: s10.19w 459.00  
40: n89.49w 75  
41: n10.19e 459.00  
42: s89.49e 75.00  
43: @0  
44: /ne,sw,sw,35,6s,36e  
45: s0w 1320.00  
46: s90w 1320.00  
47: n0e 1320.00  
48: n90e 1320.00  
49: @0  
50: /sw,35,6s,36e  
51: /n90e 792  
52: n90e 528

## Tract Data and Deed Calls

53: n00e 1320  
54: n90w 528  
55: s00e 1320  
56: @0  
57: /nw,se,se,34,6s,36e  
58: n90e 513.00  
59: s10.19w 459  
60: s89.49e 350.00  
61: s10.19w 35  
62: n90w 125  
63: s00e 830  
64: n90w 660  
65: n00e 1320

M. Jay Meyers, ISB #1680

**MEYERS, THOMSEN & LARSON, PLLP**  
**ATTORNEYS-AT-LAW**  
SEVENTH AND LANDER  
P.O. BOX 4747  
POCATELLO, IDAHO 83205  
TELEPHONE: (208) 233-4121

Applicant.

ATTORNEYS FOR:

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF

THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BANNOCK

IN THE MATTER OF THE JOINT ESTATES OF: )

DAMARIS LISTER )

HENRY ALLEN LISTER, JR. )

(Formally of husband and wife) )

Deceased. )

CASE NO. CV-2002-5287-IE  
VERIFIED STATEMENT OF  
PERSONAL  
REPRESENTATIVE CLOSING  
ESTATE  
(I.C. 15-3-1003)

1. The undersigned, Kathleen Wynn, as personal representative of the estate of the above-named decedent, states and represents that:
  - (a) The undersigned has determined that the time limitation for presentation of creditors' claims has expired.
  - (b) The undersigned has fully administered the estate of the decedent by making payment, settlement or other disposition of all claims which were presented, expenses of administration, estate, inheritance and other death taxes, and the assets of the estate have been distributed to the persons entitled to receive said assets and in the amount and manner to which they were entitled.
  - (c) The undersigned has sent a copy of this statement to all distributees of the estate, and to all creditors or other claimants of whom the undersigned is aware whose claims are neither paid nor barred, and:
    - (1) any accounting required under I.C. 15-3-1003 has been waived by all of the distributees, as evidenced by the written consents attached hereto.
  - (d) There is no order of court prohibiting the closing of the estate and the estate is not being administered by a supervised personal representative.
  - (e) Each distributee has consented to the closing of the estate by the filing of this statement as evidenced by the written consents attached hereto.

3-1  
STATE OF IDAHO } ss.  
County of Bannock }

20318938

I hereby certify that the foregoing instrument is a true and correct copy of the original on file in this office.

Dated 7-17, 2003

Larry W. Ghan, Clerk of the District Court

Deputy Clerk

FILED  
LARRY W. GHAN  
CLERK OF DISTRICT COURT  
JUL 17 2003  
BANNOCK COUNTY



3-2

2. This statement is filed for the purpose of closing this estate and terminating the appointment of the undersigned as personal representative.

3. Kathleen Wynn is sole heir and all right, title and interest in the rest, residue, and remainder of the Damaris Lister and Henry Allen Lister, Jr. property, of whatsoever kind of character, and wheresoever located, including real and personal, including tangible personal property, property used in trade or business and certain assets represented by instruments and documents including, but not limited to: titles to motor vehicles, stocks, bonds mutual fund certificates, certificates of deposits and savings and check accounts, whether in banks, credit unions, stock brokerages, trust companies, etc.

DATED: 7/16/03

*M. Jay Meyers*  
M. Jay Meyers  
Attorney for Applicant

3-3  
VERIFICATION

STATE OF IDAHO )  
COUNTY OF Bannock )

: ss

The undersigned being sworn, says that the facts set forth in the foregoing statement are true, accurate, and complete to the best of undersigned's knowledge and belief.

*Kathleen Wynn*  
Kathleen Wynn

SUBSCRIBED AND SWORN to before me this 10<sup>th</sup> day of July, 2003.



*Katie J. Elison*  
NOTARY PUBLIC  
Residing at: Blackfoot  
My Commission Expires: 5/9/08

*Meyers, Thomas S. Tel*  
RECORDED AT REQUEST OF

FEE 9.00 DEPUTY *JD*

2003 JUL 17 PM 12 06

OFFICIAL RECORD BOOK 834

3-1  
PERSONAL REPRESENTATIVE'S DEED

20318999

THIS DEED, made by Kathleen Wynn, as personal representative of the estate of Henry Allen Lister and Damaris Lister, deceased, Grantors, to Kathleen Wynn, Grantee, as sole and separate property, whose current address is 5937 N. Rapid Creek Rd., Inkom, Idaho 83245.

WHEREAS, Grantor is the qualified personal representative of said estate, filed as Case No. CV-2002-5287-IE, in Bannock County, Idaho;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee that certain real property described in that certain warranty deed of August 16, 1962 and recorded as instrument number 650698 records of Bannock County, State of Idaho being:

The SE1/4 SE1/4 of Section 34, Township 6 South, Range 36 East Boise Meridian Excepting therefrom the following four parcels. . . .

PARCEL I

Beginning at a point on the South 1/16th line of said Section 34, Township 6 South, Range 36 E.B.M., 588.0 feet Easterly of the Southeast 1/16th corner of said Section 34, thence South 10°19' West 459.0 feet; thence South 89°49' East 275.0 feet; thence North 10°19' East 459.0 feet, more or less, to the South 1/16th line of said Section 34, thence North 89°49' West 275.0 feet to the point of beginning of this Exception.

PARCEL II

Beginning at a point on the South 1/16th line of said Section 34, Township 6 South, Range 36, E.B.M., 863 feet Easterly from the Southeast 1/16th corner of said Section 34, thence South 10°19' West 176.8 feet, more or less to a point on the South-westerly right of way line of Bannock County Road, which point is the true point of beginning of this Exception; thence South 79°10' East 45.08 feet along said right of way line; thence continuing along said right of way line South 69°39' East 189.6 feet; thence continuing along said right of way line South 47°29' East 312.18 feet; thence South 52°45' West 275.98 feet; thence North 64°27' West 321.2 feet; thence North 10°19' East 318.2 feet, more or less to the true point of beginning of this Exception.

PARCEL III

Beginning at a point on the South 1/16th line of said section 34, Township 6 South, Range 36 E.B.M., 863 feet Easterly from the South east 1/16th corner of said Section 34, thence South 10°19' West 176.8 feet, more or less to a point on the South-westerly right of way line of Bannock County Road, thence

South 79°10' East 45.08 feet along said right of way line; thence continuing along said right of way line South 69°39' East 189.6 feet; thence continuing along said right of way line South 47°29' East 312.18 feet; thence South 52°45' West 275.98 feet; which point is the true point of beginning of this exception, thence South 690 feet; thence at right angles to the last described line West a distance of 415 feet; thence at right angles to the last described line and in a Northerly direction a distance of 830 feet; thence at right angles to the last described line and in an Easterly direction a distance of 125 feet; thence in a Southeasterly direction a distance of 321.2 feet, more or less to the point of beginning of this exception.

PARCEL IV

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20318999

Beginning at a point on the South 1/16th line of said Section 34, Township 6 South, Range 36 E.B.M.; 588.0 feet Easterly of the Southeast 1/16th corner of said Section 34; thence South 10°19' West 459 feet; thence North 89°49' West 75 feet; thence North 10°19' East 459 feet, more or less to the South 1/16th line of said Section 34, thence South 89°49' East 75 feet, more or less to the point of beginning of this Exception.

The SW 1/4 SW 1/4 of Section 35, Township 6 South, Range 36 East Boise Meridian, EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL:

Beginning at a point 48 rods East of the Southwest corner of said Section 35, Township 6 South, Range 36 E.B.M., and running thence East 32 rods; thence North 80 rods, thence West 32 rods; thence South 80 rods to the place of beginning of this exception.

Lot 4, Section 2, Township 7 South, Range 36 East Boise Meridian, EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL:

Beginning at the Southeast corner of said Lot 4, Section 2, Township 7 South, Range 36 E.B.M., and running thence West along the South line of said Lot 4, a distance of 36 rods to a point, thence running North parallel to the East line of said Lot 4 a distance of 22 rods; thence running East parallel to the South line of said Lot 4 a distance of 36 rods to the East line of said Lot 4, thence running South along the East line of said Lot 4 a distance of 22 rods to the point of beginning of this Exception.

Lot 1, Section 3, Township 7 South, Range 36 East Boise Meridian

All in Bannock County, State of Idaho.

with the exception of the following:

A tract of land in the SE4SE4 of Section 34, Township 6 South, Range 36 E.B.M.

Beginning at the SE 1/16 corner of said Section 34, said point being the True Point of Beginning;

Thence East along the S 1/16 line 515 feet more or less to the Northwest corner of a tract of land deeded to Paul J. Michaels (Book 138 Inst. 340663);

Thence South 10° 19' West 459 feet more or less to the Southwest corner of said Paul J. Michaels property;

Thence South 89° 49' West 350 feet more or less to Southeast corner of the Richard Iwao Suenaga property (deed 95015275);

Thence South 10° 19' West 35 feet more or less to the North line of (Tax Lot 5 deed 003742 Reed M. Eck property;

Thence due West along the North property line of said Reed M. Eck property 125 feet more or less to the Northwest corner of the Eck property;

Thence South along the Eck property 830 feet more or less to the South line of the SE4SE4 of Section 34, Township 6 South, Range 36 E.B.M.

Thence West along the South line to the Southwest corner of the SE4SE4;

Thence North along the West line of the SE4SE4 1320 feet more or less to the SE corner; to the True Point of Beginning.



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20318999

with all appurtenances.

EXECUTED this 10<sup>th</sup> day of July, 2003.

Kathleen Wynn  
Personal Representative of the  
estate of Henry Allen Lister and Damaris Lister,  
deceased.

STATE OF IDAHO )

: SS

COUNTY OF BANNOCK )

On this 10<sup>th</sup> day of July, 2003 before me, the undersigned, a Notary public in and for said state, personally appeared, Kathleen Wynn, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of Henry Allen Lister and Damaris Lister, deceased, and acknowledged to me that (s)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.



Katie J. Elison  
NOTARY PUBLIC  
Residing at Blackfoot  
My Commission Expires 5/2/08

20318999  
Myra Thomas, R. Tal  
RECORDED AT THE OFFICE OF  
FEE 9.00 DEPUTY Jo

2003 JUL 17 PM 12 07

CLERK OF DISTRICT COURT  
RECORDED  
839



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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

June 30, 2020

KATHLEEN WYNN  
5937 N RAPID CREEK RD  
INKOM ID 83245-1518

Re: Change in Ownership for Water Right No(s): 29-10852

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.

\*\*\*According to the information enclosed in your deed, water right 29-10850 is also appurtenant to your property. A change in ownership for that water right is required. I have enclosed the form for your convenience.

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) 497-3779.

Sincerely,

Cher Ramos  
Technical Records Specialist

Enclosure(s)

Water District 29D

6/27/20

Re: Water Right #29-10852

Enclosed please find copy

of Personal Representative

Deed transferring ownership

of property connected to this

Water Right to me.

If you need anything  
further please advise

Kathleen L. Lynn

RECEIVED

JUN 29 2020

Department of Water Resources  
Eastern Region



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](http://www.idwr.idaho.gov)

Brad Little  
Governor

Gary Spackman  
Director

June 18, 2020

Kathleen L Wynn  
5937 N Rapid Creek Rd  
Inkom ID 83245

RE: Change in Ownership Water Right No. 29-10852

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

\*\*\*\* **Evidence of Ownership:** Please supply a copy of a 'recorded' deed or other legal document indicating your ownership in the water right and property including a legal description.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg  
Technical Records Specialist

SCANNED

JUN 18 2020