

Form 42-248/42-1409(6) Rev. 1/15

CORRECTED NOTICE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
FEB 07 2020
DEPT OF WATER RESOURCES
SOUTHERN 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?
147-1264	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
47-13303	Yes <input checked="" type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
RETURNED	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: **Brent T. Alumbaugh and Steve Glatts**

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): **Barry D. Osteen and Rebecca A. Osteen**

1447 River Road

New owner(s) as listed on the conveyance document

Name connector

☒ and☐ or☐ and/or

Buhl

ID

83316

Mailing address

City

State

ZIP

208-921-4898

revbarry53@gmail.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: **May 29, 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:

Signature of new owner/claimant

Title, if applicable

5/28/2019

Date

Signature:

Signature of new owner/claimant

Title, if applicable

5/29/2019

Date

For IDWR Office Use Only:

Received by

Date

2/7/20

Receipt No.

5037752
5037753

Receipt Amt.

175.00
125.00Active 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

JB

Date

2-25-2020

RETURNED

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
1502 Locust Street North, Bldg. 300
Twin Falls, ID 83301

TWIN FALLS COUNTY
RECORDED FOR:
FIRST AMERICAN TITLE - TWIN F/
09:42:45 AM 05-30-2019
2019008183
NO. PAGES 3 FEE: \$15.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: CT
Electronically Recorded by Simplifile

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **729644-TF (lb)**

Date: **May 10, 2019**

For Value Received, **Brent T. Alumbaugh**, a single man, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Barry D. Osteen and Rebecca A. Osteen, husband and wife**, hereinafter called the Grantee, whose current address is **1447 River Road, Buhl, ID 83316**, the following described premises, situated in **Twin Falls County, Idaho**, to-wit:

PARCEL 1

BEING A PORTION OF BLOCK 4 AS SHOWN ON THAT CERTAIN MAP ENTITLED "CLEAR LAKES ESTATES", RECORDED OCTOBER 16, 1970 AS INSTRUMENT NO. 0000-613261 IN THE OFFICE OF THE COUNTY RECORDER OF TWIN FALLS COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 1917 GLO BRASS CAP AT THE SOUTH QUARTER CORNER SECTION 1, TOWNSHIP 9 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY AS SHOWN ON THAT CERTAIN RECORD OF SURVEY RECORDED MAY 12, 2006 AS INSTRUMENT NO. 2006011465 IN SAID OFFICE OF THE COUNTY RECORDER OF TWIN FALLS COUNTY, SAID CORNER LIES SOUTH 88°45'05" EAST 2310.95 FEET FROM THE MEANDER CORNER AS SHOWN ON SAID RECORD OF SURVEY;
THENCE NORTH 65°09'12" EAST 15.24 FEET TO THE LOCATION OF THE SOUTH QUARTER CORNER OF SAID SECTION 1 AS SHOWN ON SAID MAP ENTITLED "CLEAR LAKES ESTATES";
THENCE NORTH 88°55'00" WEST 1274.97 FEET TO A POINT ON THE BOUNDARY OF SAID BLOCK 4 AND BEING THE REAL POINT OF BEGINNING;
THENCE LEAVING SAID BOUNDARY NORTH 00°00'00" WEST 201.24 FEET;
THENCE SOUTH 90°00'00" WEST 33.34 FEET;
THENCE NORTH 00°00'00" WEST 76.87 FEET;
THENCE NORTH 36°57'02" EAST 43.20 FEET;
THENCE NORTH 69°59'53" EAST 142.29 FEET;
THENCE NORTH 73°49'36" EAST 132.34 FEET TO A POINT ON THE EAST BOUNDARY OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN DEED RECORDED OCTOBER 3, 1997 AS INSTRUMENT NO. 1997016395 IN SAID OFFICE OF THE COUNTY RECORDER OF TWIN FALLS COUNTY;
THENCE SOUTH 00°00'00" EAST 402.96 FEET ALONG SAID EAST BOUNDARY TO A POINT ON SAID BOUNDARY OF BLOCK 4;
THENCE ALONG SAID BOUNDARY OF BLOCK 4, NORTH 88°55'00" WEST 253.49 FEET TO SAID REAL POINT OF BEGINNING.

PARCEL 2

RECORDING REQUESTED BY

First American Title Company

AND WHEN RECORDED MAIL TO:First American Title Company
1502 Locust Street North, Bldg. 300
Twin Falls, ID 83301

Space Above This Line for Recorder's Use Only

WARRANTY DEEDFile No.: **729644-TF (lb)**Date: **May 10, 2019**

For Value Received, **Brent T. Alumbaugh, a single man**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Barry D. Osteen and Rebecca A. Osteen, husband and wife**, hereinafter called the Grantee, whose current address is **1447 River Road, Buhl, ID 83316**, the following described premises, situated in **Twin Falls County, Idaho**, to-wit:

PARCEL 1

BEING A PORTION OF BLOCK 4 AS SHOWN ON THAT CERTAIN MAP ENTITLED "CLEAR LAKES ESTATES", RECORDED OCTOBER 16, 1970 AS INSTRUMENT NO. 0000-613261 IN THE OFFICE OF THE COUNTY RECORDER OF TWIN FALLS COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 1917 GLO BRASS CAP AT THE SOUTH QUARTER CORNER SECTION 1, TOWNSHIP 9 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY AS SHOWN ON THAT CERTAIN RECORD OF SURVEY RECORDED MAY 12, 2006 AS INSTRUMENT NO. 2006011465 IN SAID OFFICE OF THE COUNTY RECORDER OF TWIN FALLS COUNTY, SAID CORNER LIES SOUTH 88°45'05" EAST 2310.95 FEET FROM THE MEANDER CORNER AS SHOWN ON SAID RECORD OF SURVEY;

THENCE NORTH 65°09'12" EAST 15.24 FEET TO THE LOCATION OF THE SOUTH QUARTER CORNER OF SAID SECTION 1 AS SHOWN ON SAID MAP ENTITLED "CLEAR LAKES ESTATES"; THENCE NORTH 88°55'00" WEST 1274.97 FEET TO A POINT ON THE BOUNDARY OF SAID BLOCK 4 AND BEING THE REAL POINT OF BEGINNING;

THENCE LEAVING SAID BOUNDARY NORTH 00°00'00" WEST 201.24 FEET;

THENCE SOUTH 90°00'00" WEST 33.34 FEET;

THENCE NORTH 00°00'00" WEST 76.87 FEET;

THENCE NORTH 36°57'02" EAST 43.20 FEET;

THENCE NORTH 69°59'53" EAST 142.29 FEET;

THENCE NORTH 73°49'36" EAST 132.34 FEET TO A POINT ON THE EAST BOUNDARY OF THAT CERTAIN PARCEL OF LAND DESCRIBED IN DEED RECORDED OCTOBER 3, 1997 AS INSTRUMENT NO. 1997016395 IN SAID OFFICE OF THE COUNTY RECORDER OF TWIN FALLS COUNTY;

THENCE SOUTH 00°00'00" EAST 402.96 FEET ALONG SAID EAST BOUNDARY TO A POINT ON SAID BOUNDARY OF BLOCK 4;

THENCE ALONG SAID BOUNDARY OF BLOCK 4, NORTH 88°55'00" WEST 253.49 FEET TO SAID REAL POINT OF BEGINNING.

PARCEL 2

TOGETHER THEREWITH A TWENTY-FIVE (25.00) FOOT ACCESS EASEMENT, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING AT SAID 1917 GLO BRASS CAP AT THE SOUTH QUARTER CORNER SECTION 1, TOWNSHIP 9 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY;
THENCE NORTH 65°09'12" EAST 15.24 FEET TO THE LOCATION OF THE SOUTH QUARTER CORNER OF SAID SECTION 1 AS SHOWN ON SAID MAP ENTITLED "CLEAR LAKES ESTATES";
THENCE NORTH 88°55'00" WEST 1021.48 FEET TO A POINT ON THE BOUNDARY OF SAID BLOCK 4, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF SAID PARCEL OF LAND (INSTRUMENT NO. 1997016395);
THENCE NORTH 00°00'00" WEST 479.46 FEET ALONG THE EAST BOUNDARY OF SAID PARCEL OF LAND TO THE NORTHEAST CORNER THEREOF AND BEING THE REAL POINT OF BEGINNING;
THENCE SOUTH 48°16'15" WEST 170.32 FEET;
THENCE SOUTH 69°59'53" WEST 142.29 FEET;
THENCE SOUTH 36°57'02" WEST 43.20 FEET;
THENCE SOUTH 00°00'00" EAST 76.87 FEET;
THENCE SOUTH 90°00'00" WEST 25.00 FEET;
THENCE NORTH 00°00'00" WEST 85.22 FEET;
THENCE NORTH 36°57'02" EAST 58.97 FEET;
THENCE NORTH 69°59'53" EAST 144.91 FEET;
THENCE NORTH 48°16'15" EAST 139.15 FEET TO A POINT ON THE BOUNDARY OF SAID BLOCK 4;
THENCE ALONG THE ARC OF A NON-TANGENT 788.51 FOOT RADIUS CURVE TO THE RIGHT, THROUGH A CENTRAL ANGLE OF 01°22'45" AN ARC DISTANCE OF 18.98 FEET AND A CHORD DISTANCE OF 18.98 FEET THAT BEARS SOUTH 88°24'01" EAST ALONG SAID BOUNDARY;
THENCE CONTINUING ALONG SAID BOUNDARY SOUTH 88°05'09" EAST 17.35 FEET TO SAID REAL POINT OF BEGINNING.**

ALSO TOGETHER THEREWITH A FIFTEEN (15.00) FOOT UTILITY EASEMENT, THE CENTERLINE OF WHICH IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING AT SAID 1917 GLO BRASS CAP AT THE SOUTH QUARTER CORNER SECTION 1, TOWNSHIP 9 SOUTH, RANGE 14 EAST, BOISE MERIDIAN, TWIN FALLS COUNTY;
THENCE NORTH 65°09'12" EAST 15.24 FEET TO THE LOCATION OF THE SOUTH QUARTER CORNER OF SAID SECTION 1 AS SHOWN ON SAID MAP ENTITLED "CLEAR LAKES ESTATES";
THENCE NORTH 88°55'00" WEST 1021.48 FEET TO A POINT ON THE BOUNDARY OF SAID BLOCK 4, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF SAID PARCEL OF LAND (INSTRUMENT NO. 1997016395);
THENCE NORTH 00°00'00" WEST 479.46 FEET ALONG THE EAST BOUNDARY OF SAID PARCEL OF LAND TO THE NORTHEAST CORNER THEREOF, SAID CORNER ALSO BEING A POINT ON THE BOUNDARY OF SAID BLOCK 4;
THENCE NORTH 88°05'09" WEST 17.35 FEET ALONG SAID BOUNDARY;
THENCE CONTINUING ALONG SAID BOUNDARY ALONG THE ARC OF A NON-TANGENT 788.51 FOOT RADIUS CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF 16°01'40", AN ARC DISTANCE OF 220.58 FEET AND A CHORD DISTANCE OF 219.86 FEET THAT BEARS SOUTH 84°16'31" WEST;
THENCE CONTINUING ALONG SAID BOUNDARY SOUTH 76°09'29" WEST 23.84 FEET AND BEING THE REAL POINT OF BEGINNING;
THENCE LEAVING SAID BOUNDARY SOUTH 18°09'01" EAST 126.37 FEET TO THE POINT OF TERMINUS OF SAID EASEMENT.**


Date: 05/10/2019

Warranty Deed
- continued

File No.: 729644-TF (lb)

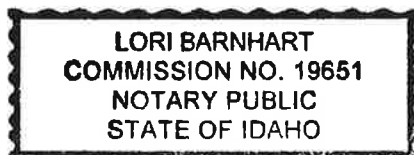
SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.


TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.


Brent T. Alumbaugh

STATE OF Idaho)
COUNTY OF Twin Falls)
ss.

On this 29th day of May, 2019, before me, a Notary Public in and for said State, personally appeared **Brent T. Alumbaugh**, known or identified to me 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.




Notary Public for the State of Idaho
Residing at: Twin Falls, ID
My Commission Expires: 11/06/2024

TWIN FALLS COUNTY
RECORDED FOR:
TITLEFACT, INC.
03:06:25 PM 04-12-2019
2019005273
NO. PAGES 4 FEE: \$15.00
KRISTINA GLASCOCK
COUNTY CLERK
DEPUTY: CA
Electronically Recorded by Simplifile

AFTER RECORDING MAIL TO:

Steve Glatts
1445 River Road
Buhl, ID 83316

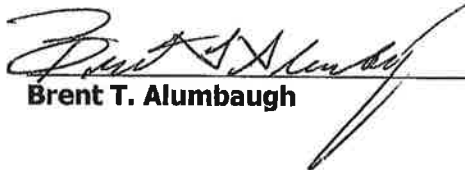
QUITCLAIM DEED

For Value Received, **Brent T. Alumbaugh, a single man**, do(es) hereby convey, release, remise, and forever quit claim unto **Steve Glatts, a single man**, whose address is **1445 River Road, Buhl, ID 83316**, herein after called the Grantee, the following described premises situated in **Twin Falls County, Idaho**, to-wit:

SEE ATTACHED LEGAL DESCRIPTION

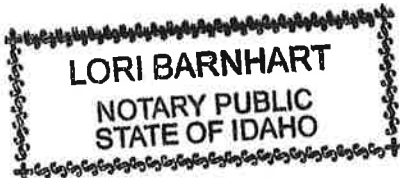
together with its appurtenances.


Dated: 5/7/18


Brent T. Alumbaugh

STATE OF Idaho)
COUNTY OF Twin Falls)
ss.

On this 7th day of May, 2018, before me, a Notary Public in and for said State, personally appeared **Brent T. Alumbaugh**, known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that he executed the same.




Notary Public of Idaho
Residing at: Twin Falls, ID
Commission Expires: 11-06-2018

Legal Description
PARCEL 1
Twin Falls County, Idaho

Being a portion of Block 4 as shown on that certain map entitled "CLEAR LAKES ESTATES", recorded October 16, 1970 as Instrument No. 0000-613261 in the office of the County Recorder of Twin Falls County, more particularly described as follows:

Commencing at a 1917 GLO Brass Cap at the South quarter corner Section 1, Township 9 South, Range 14 East, Boise Meridian, Twin Falls County as shown on that certain Record of Survey recorded May 12, 2006 as Instrument No. 2006-011465 in said office of the County Recorder of Twin Falls County, said corner lies South 88°45'05" East 2310.95 feet from the Meander corner as shown on said Record of Survey;

Thence, North 65°09'12" East 15.24 feet to the location of the South quarter corner of said Section 1 as shown on said map entitled "CLEAR LAKES ESTATES";

Thence, North 88°55'00" West 1274.97 feet to a point on the Boundary of said Block 4 and being the REAL POINT OF BEGINNING;

Thence, North 88°55'00" West 541.64 feet along said Boundary;

Thence, continuing along said Boundary, North 32°26'02" West 110.43 feet;

Thence, continuing along said Boundary, North 57°39'13" East 200.00 feet;

Thence, continuing along said Boundary, North 32°26'02" West 50.00 feet;

Thence, continuing along said Boundary, North 57°39'13" East 125.76 feet;

Thence, continuing along said Boundary, along the arc of a non-tangent 788.51 foot radius curve to the right, through a central angle of 18°31'49", an arc distance of 255.02 feet and a chord distance of 253.91 feet that bears North 66°51'11" East;

Thence, continuing along said Boundary, North 76°09'29" East 140.32 feet;

Thence, continuing along said Boundary, along the arc of a non-tangent 788.51 foot radius curve to the right, through a central angle of 16°01'40", an arc distance of 220.58 feet and a chord distance of 219.85 feet that bears North 84°16'31" East;

Thence, continuing along said Boundary, South 88°05'09" East 17.35 feet to the Northeast corner of that certain parcel of land described in deed recorded October 3, 1997 as Instrument No. 1997-016395 in said office of the County Recorder of Twin Falls County;

Thence, South 00°00'00" East 76.50 feet along the East Boundary of said parcel of land;

Thence, leaving said East Boundary, South 73°49'36" West 132.34 feet;

Thence, South 69°59'53" West 142.29 feet;

Thence, South 36°57'02" West 43.20 feet;

Thence, South 00°00'00" East 76.87 feet;

Thence, North 90°00'00" East 33.34 feet;

Thence, South 00°00'00" East 201.24 feet to said REAL POINT OF BEGINNING.

Containing approximately 4.79 acres.

Subject to a twenty-five (25.00) foot Access Easement, more particularly described as follows:

Commencing at said 1917 GLO Brass Cap at the South quarter corner Section 1, Township 9 South, Range 14 East, Boise Meridian, Twin Falls County;

Thence, North 65°09'12" East 15.24 feet to the location of the South quarter corner of said Section 1 as shown on said map entitled "CLEAR LAKES ESTATES";

Thence, North 88°55'00" West 1021.48 feet to a point on the Boundary of said Block 4, said point also being the Southeast corner of said parcel of land (Instrument No. 1997-016395);

Thence, North 00°00'00" West 479.46 feet along the East Boundary of said parcel of land to the Northeast corner thereof and being the REAL POINT OF BEGINNING;

Thence, South 48°16'15" West 170.32 feet;

Thence, South 69°59'53" West 142.29 feet;

Thence, South 35°57'02" West 43.20 feet;

Thence, South 00°00'00" East 76.87 feet;

Thence, South 90°00'00" West 25.00 feet;

Thence, North 00°00'00" West 85.22 feet;

Thence, North 35°57'02" East 58.97 feet;

Thence, North 69°59'53" East 144.91 feet;

Thence, North 48°16'15" East 139.15 feet to a point on the Boundary of said Block 4;

Thence, along the arc of a non-tangent 788.51 foot radius curve to the right, through a central angle of 01°22'45", an arc distance of 18.98 feet and a chord distance of 18.98 feet that bears South 88°24'01" East along said Boundary;

Thence, continuing along said Boundary, South 88°05'09" East 17.35 feet to said REAL POINT OF BEGINNING.

Also Subject thereto a fifteen (15.00) foot Utility Easement, the centerline of which is more particularly described as follows:

Commencing at said 1917 GLO Brass Cap at the South quarter corner Section 1, Township 9 South, Range 14 East, Boise Meridian, Twin Falls County;

Thence, North 65°09'12" East 15.24 feet to the location of the South quarter corner of said Section 1 as shown on said map entitled "CLEAR LAKES ESTATES";

Thence, North 88°55'00" West 1021.48 feet to a point on the Boundary of said Block 4, said point also being the Southeast corner of said parcel of land (Instrument No. 1997-016395);

Thence, North 00°00'00" West 479.46 feet along the East Boundary of said parcel of land to the Northeast corner thereof, said corner also being a point on the Boundary of said Block 4;

Thence, North 88°05'09" West 17.35 feet along said Boundary;

Thence, continuing along said Boundary along the arc of a non-tangent 788.51 foot radius curve to the left, through a central angle of 16°01'40", an arc distance of 220.58 feet and a chord distance of 219.86 feet that bears South 84°16'31" West;

Thence, continuing along said Boundary, South 76°09'29" West 23.84 feet and being the REAL POINT OF BEGINNING;

Thence, leaving said Boundary, South 18°09'01" East 126.37 feet to the point of terminus of said Easement.

End of Description





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

February 25, 2020

BARRY D OSTEEN
REBECCA A OSTEEN
1447 RIVER RD
BUHL ID 83316-5201

RE: Water Right No. 47-13303 - Change in Ownership

Dear Mr. and Mrs. Osteen:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) in your name from First American Title Company in Twin Falls on February 7, 2020 for the above referenced water right (with the intention to split the right). The Notice was not processed because, in the meeting in our office on January 24, 2020, you decided not to pursue the ownership change, but instead, chose to operate under the 42-111 domestic exemption.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$100.00 has been requested and will be mailed to First American Title Company in Twin Falls under separate cover from the Idaho State Controller's Office. I will also call them to let them know what you have decided to do in regards to the ownership change.

If you have any questions regarding this matter, please contact me at (208) 293-9909.

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent

Enclosure(s)

CC: First American Title Company, Twin Falls- File #729644

Bitzenburg, James

From: Bitzenburg, James
Sent: Tuesday, February 25, 2020 9:08 AM
To: Marston, Sascha
Subject: Refund of fees for returned Notice of Change in Ownership for right 47-13303

Sascha-

I am returning a Notice of Change in Water Right Ownership to Barry and Rebecca Osteen. First American Title of Twin Falls submitted the Notice on February 7, 2020, however, I had met with the Osteens in late January, where they decided not to pursue the change in ownership, but instead operate under the 42-111 domestic exemption. The notice was for a split of right 47-13303, and they paid with two checks. Check #79800 was for \$25.00 and the IDWR receipt number is S037753. The second check was #18595 for \$75.00 and the IDWR receipt number is S037752. Both checks were issued by First American Title Company in Twin Falls. The address for First American Title in Twin Falls is:

**FIRST AMERICAN TITLE CO
1502 LOCUST ST N BLDG 300
TWIN FALLS ID 83301**

Let me know if you need anything more and thank you for your assistance.

Jim

**Jim Bitzenburg
Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-736-3033
james.bitzenburg@idwr.idaho.gov**

Bitzenburg, James

From: Southern Info
Sent: Tuesday, February 25, 2020 8:01 AM
To: Bitzenburg, James
Subject: FW: Attn. Jim Bitzenburg/ Osteen Water Rights

-----Original Message-----

From: Barry Osteen [mailto:revbarry53@gmail.com]
Sent: Monday, February 24, 2020 5:46 PM
To: Southern Info <southerninfo@idwr.idaho.gov>
Subject: Attn. Jim Bitzenburg/ Osteen Water Rights

Jim,
Please forgive my tardiness getting back to you regarding the change of ownership, etc.. We still want to operate under the domestic exemption. After our discussion with you (which we enjoyed), it was clear to us that this is the best course for us. We do not want to pursue the ownership change for 47-13303. Thanks again for your diligence.

Sincerely,

Barry & Rebecca Osteen
1447 River Rd.
Buhl, ID 83316
208-921-4898



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

February 14, 2020

BARRY D OSTEEN
REBECCA A OSTEEN
1447 RIVER RD
BUHL ID 83316-5201

RE: Water Right No: 47-7264 - Change in Ownership

Dear Mr. and Mrs. Osteen:

On February 7, 2020 our office received a Notice of Change in Water Right Ownership (with a split) in your name for water right 47-13303 from First American Title Company in Twin Falls (see attached). As you may recall, the original Notice that was sent in was for right 47-7264, which was not appurtenant to your property. When you came into our office to discuss the situation, you said you had your own well, and with that information, it was decided that you would not pursue the change of ownership for right 47-13303, but would operate under the 42-111 domestic exemption, because it would allow you the full 13,000 gallons/day volume as well as up to ½ acre of irrigation. Splitting right 47-13303 would require sharing those amounts with the owners of the adjacent parcel to which right 47-13303 was appurtenant.

After our meeting, I returned the original Notice to you, and initiated a refund of the original \$25.00 to First American Title. I was remiss in not contacting them directly and informing them of your decision not to pursue the change of ownership for right 47-13303, because they had been CC'd on all of the letters that I sent out to you. If you still want to operate under the domestic exemption and not pursue the ownership change for 47-13303, could you email or write back to me confirming that? If that is the case, I will return the Notice to you (because it is in your names, but I will CC First American) and contact our State office to refund the fees that were submitted with the Notice to First American Title.

If you have any questions regarding this matter, please contact me at (208) 293-9909.

Sincerely,

Jim Bitzenburg
Senior Water Resource Agent

Enclosure(s)

CC: First American Title Co., Twin Falls- File #729644-TF

Bitzenburg, James

From: Bitzenburg, James
Sent: Wednesday, February 12, 2020 11:19 AM
To: 'revbarry53@gmail.com'
Subject: Change of ownership for right 47-13303
Attachments: 47-13303 OC.pdf

Barry and Rebecca-

On February 7, 2020 our office received a Notice of Change in Water Right Ownership (with a split) in your name for water right 47-13303 from First American Title Company in Twin Falls (see attached). As you may recall, the original Notice that was sent in was for right 47-7264, which was not appurtenant to your property. When you came into our office to discuss the situation, you said you had your own well, and with that information, it was decided that you would not pursue the change of ownership for right 47-13303, but would operate under the 42-111 domestic exemption, because it would allow you the full 13,000 gallons/day volume as well as up to ½ acre of irrigation. Splitting right 47-13303 would require sharing those amounts with the owners of the adjacent parcel that right 47-13303 was appurtenant to.

After our meeting, I returned the original Notice to you, and initiated a refund of the original \$25.00 to First American Title. I was remiss in not contacting them directly and informing them of your decision not to pursue the change of ownership for right 47-13303, because they had been CC'd on all of the letters that I sent out to you. If you still want to operate under the domestic exemption and not pursue the ownership change for 47-13303, could you email back to me confirming that? If that is the case, I will return the Notice to you (because it is in your names, but I will CC First American) and contact our State office to refund the fees that were submitted with the Notice to First American Title.

I never say never, but I have confidence that once we get this wrapped up, the entire ownership change issue with your new property will be behind you.

Thanks for your assistance,

Jim

Jim Bitzenburg
Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-736-3033
james.bitzenburg@idwr.idaho.gov



First American Title Company
1502 Locust Street North, Bldg. 300, Twin Falls, ID 83301
Phone (208)734-2905 Fax (208)734-2945

RECEIVED
FEB 07 2020
DEPT OF WATER RESOURCES
SOUTHERN REGION

IDWR
650 Addison Ave W Ste 500
Twin Falls, ID 83301-5858

February 04, 2020
File No.: 729644-TF (lb)

Attn:

Re: **47-13303**

Property: **1447 River Road Buhl, ID 83316**

Buyer: **Barry D. Osteen and Rebecca A. Osteen**

Seller: **Brent T. Alumbaugh**

Dear Sirs,

Enclosed are the following documents:

Corrected Notice of water right ownership

Check 79800 in the amount of \$25.00

Check 18595 in the amount of \$75.00

Warranty Deed #2019008183

Warranty Deed #2019005273

If there is anything else you may need please contact the undersigned.

Sincerely,

Lori Barnhart, Escrow Officer

/lb