

RECEIVED

MAR 08 2018

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESDEPT 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? |
|-----------------------|------------------------------|------------------------------|-----------------------|------------------------------|------------------------------|
| 47-2467               | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 47-17261              | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |                       | Yes <input type="checkbox"/> | Yes <input type="checkbox"/> |
| 47-12180              | 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: Richard A Foster and Lynne V Foster  
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Richard A Foster  
New owner(s) as listed on the conveyance document

5100 N Lakemont Lane, Garden City Name connector ☐ and ☐ or ☐ and/or  
Mailing address ID 83714  
702-524-1710 dick@lvfosterosa.com State ZIP  
Telephone dick@lvfosterosa.com 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: April 12, 2007
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.

SUPPORT DATA

IN FILE # 47-2467

8. Signature: [Signature] Title, if applicable MARCH 7, 2018  
Signature of new owner/claimant Date
- Signature: \_\_\_\_\_ Title, if applicable \_\_\_\_\_ Date \_\_\_\_\_  
Signature of new owner/claimant

## For IDWR Office Use Only:

Received by \_\_\_\_\_ Date \_\_\_\_\_ 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 \_\_\_\_\_

STEPHAN, KVANVIG, STONE & TRAINOR  
Russell G. Kvanvig  
P. O. Box 83  
Twin Falls, Idaho 83303-0083  
Telephone: 208-733-2721  
Facsimile: 208-733-3619  
E-Mail: sks&t@idaho-law.com  
ISB #1847  
20794/LT/lh  
Of Counsel for Personal Representative

DISTRICT COURT  
TWIN FALLS CO. IDAHO  
FILED

2010 JAN 15 PM 3:03

BY \_\_\_\_\_ CLERK

DEPUTY

TWIN FALLS COUNTY  
RECORDED FOR  
F A T C  
01:39:34 PM 02-05-2010  
2010-002385  
NO. PAGES 1 FEE \$3.00  
KRISTINA GLASCOCK  
COUNTY CLERK  
DEPUTY: Liz  
Electronically Recorded by Smp1file

324216

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS  
MAGISTRATE DIVISION

In the Matter of the Estate )

Case No. CV-2010-203

of VIRGINIA LYNNE FOSTER  
aka LYNNE V. FOSTER,

LETTERS TESTAMENTARY

DECEASED. )

I.C. § 15-3-702

1. Richard A. Foster was duly appointed and qualified  
as General Personal Representative of the estate of the above-named  
decedent by the Court with all authority pertaining thereto.

2. Administration of the estate is unsupervised.

These letters are issued to evidence the appointment,  
qualification, and authority of the personal representative.

WITNESS, my signature and the Seal of this Court, this

15 day of January, 2010.

State of Idaho  
County of Twin Falls  
I hereby certify the foregoing to be a full, true  
and correct copy of the original on file in the  
above entitled action.

KRISTINA GLASCOCK  
CLERK OF THE DISTRICT COURT

By [Signature]  
LETTERS TESTAMENTARY - 1

15 **ROGER HARRIS**  
MAGISTRATE JUDGE

Na/lo

TitleFact, Inc.  
163 Fourth Avenue North  
P.O. Box 486  
Twin Falls, Idaho 83303

\*\*\*SPACE ABOVE FOR RECORDER\*\*\*

TWIN FALLS COUNTY  
RECORDED FOR  
TITLEFACT, INC.  
09:53:59 AM 02-11-2016  
2016002165  
NO. PAGES 3 FEE \$18.00  
KRISTINA GLASCOCK  
COUNTY CLERK  
DEPUTY: DJW  
Electronically Recorded by Simplifile

### QUITCLAIM DEED

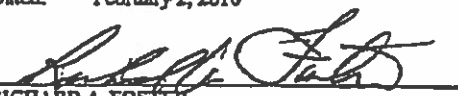
For Value Received RICHARD A. FOSTER and THE ESTATE OF VIRGINIA LYNNE FOSTER, also shown of record as LYNNE V. FOSTER, deceased, hereinafter called the grantor, by and through RICHARD A. FOSTER, Personal Representative, does hereby convey, remise and forever-quit-claim unto RICHARD A. FOSTER, ~~also shown of record as~~ whose address is: 5100 N LAKE MONT LANE, GARDEN CITY, ID 83714 the following described premises, to-wit:

SEE ATTACHED LEGAL DESCRIPTION

together with their appurtenances.

Dated: February 2, 2016

THIS INSTRUMENT FILED FOR  
RECORD BY TITLEFACT, INC. AS  
AN ACCOMMODATION ONLY. IT  
HAS NOT BEEN EXAMINED AS TO  
ITS EXECUTION OR AS TO ITS  
EFFECT UPON THE TITLE.

  
RICHARD A. FOSTER

THE ESTATE OF VIRGINIA LYNNE FOSTER, ALSO SHOWN OF RECORD AS LYNNE V. FOSTER, DECEASED

BY:   
RICHARD A. FOSTER, Personal Representative

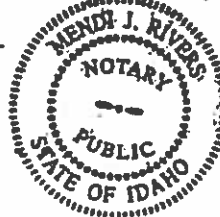
.....

STATE OF Idaho  
County of Ada

On this 8 day of February, 2016, before me, a Notary Public in and for said State, personally appeared RICHARD A. FOSTER, known or identified to me to be the Personal Representative of the Estate of VIRGINIA LYNNE FOSTER, also shown of record as LYNNE V. FOSTER, deceased, and whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same as said Personal Representative.

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

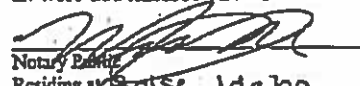
  
Notary Public  
Residing at Boise, Idaho  
Commission expires: 8-15-17



STATE OF Idaho  
County of Ada

On this 8 day of February, 2016, before me, a Notary Public in and for said State, personally appeared RICHARD A. FOSTER, known or identified to me to be the person whose name subscribed to the foregoing instrument and acknowledged to me that he executed the same.

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

  
Notary Public  
Residing at Boise, Idaho  
Commission expires: 8-15-17



**Legal Description  
85.71 Acre Parcel  
Twin Falls County, Idaho**

Being a portion of the SE  $\frac{1}{4}$  of Section 20, Township 11 South, Range 18 East, Boise Meridian, Twin Falls County, Idaho, more particularly described as follows:

Beginning at the Southeast corner of said Section 20;

Thence, North 89°22'01" West 604.59 feet along the South boundary of said Section 20 to the Southeast corner of that certain map entitled "NANNINI ESTATES SUBDIVISION", recorded August 21, 2007, as Instrument no. 2007-020924, of official records, in the office of the county recorder of Twin Falls County;

Thence, North 00°41'08" West 390.00 feet along the East boundary of said "NANNINI ESTATES SUBDIVISION" to the Northeast corner thereof;

Thence, North 89°22'01" West 711.01 feet along the North boundary of said "NANNINI ESTATES SUBDIVISION" to the Northwest corner thereof, said corner also being a point on the East boundary of the W  $\frac{1}{2}$  SE  $\frac{1}{4}$  of said Section 20;

Thence, South 00°41'40" East 390.00 feet along said East boundary to a point on said South boundary of Section 20;

Thence, North 89°22'01" West 387.29 feet along said South boundary;

Thence, leaving said South boundary, North 00°37'59" East for 631.86 feet;

Thence, North 60°54'03" West 282.49 feet;

Thence, North 16°00'36" West 1265.87 feet;

Thence, North 24°18'27" East 434.08 feet;

Thence, South 89°19'13" East 768.82 feet along a line parallel with the North boundary of the NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  of said Section 20 to a point on said East boundary of the W  $\frac{1}{2}$  SE  $\frac{1}{4}$ ;

Thence, leaving said East boundary, South 89°19'13" East 717.81 feet along a line parallel with said North boundary of the NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  of said Section 20;

Thence, leaving said parallel line, South 00°38'11" East 1204.19 feet along a line parallel with the East boundary of the SE ¼ of said Section 20;

Thence, leaving said parallel line, North 89°24'24" East 600.00 feet to a point on said East boundary of the SE ¼ of Section 20;

Thence, South 00°38'11" East 1184.92 feet along said East boundary to said REAL POINT OF BEGINNING.

Containing approximately 85.71 acres.

Subject to a 25.00 foot wide county roadway easement being parallel with and adjoining said South boundary and East boundary of Section 20.

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

C.L. "Butch" Otter  
Governor

Gary Spackman  
Director

March 14, 2018

RICHARD A FOSTER  
5100 N LAKEMONT LN  
GARDEN CITY ID 83714-1768

Re: Change in Ownership for Water Right No(s): 47-2467, 47-12180 and 47-17261

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 of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Water right forms are available from any office of the Department, or at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Trish Fawcett  
Technical Records Specialist

Enclosure(s)