

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 21 2016

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?
35-13944 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
35-13946 OK	Yes ☒	Yes ☐		Yes ☐	Yes ☐
35-13948 OK	Yes ☒	Yes ☐	35-13944 (Split into 35-13944 & 35-14527) 35-13946 (Split into 35-13946 & 35-14528) 35-13948 (Split into 35-13948 & 35-14529)		Yes ☐
	Yes ☐	Yes ☐			Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Foster Land & Cattle
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Kinney Ranch, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 21 East 100 North Blackfoot ID 83221
Mailing address City State ZIP
- _____
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: March 14, 2016
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 Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 10/21/2016 Receipt No. E042544 Receipt Amt. \$300.-
 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 3/10/2017

SUPPORT DATA

IN FILE # 35-13944

Instrument # 673624

BINGHAM COUNTY

1-22-2016 03:44:02 PM No. of Pages: 4

Recorded for: FOSTER LAND AND CATTLE

PAMELA W. ECKHARDT

Fee: 18.00

Ex-Officio Recorder Deputy

QUITCLAIM DEED

THIS INDENTURE is made this 14th day of January, 2016, by Foster Land and Cattle, an Idaho general partnership, the "Grantor," and Century Holdings, LLC, an Idaho limited liability company, whose mailing address is c/o David Chapple 400 Market Street, Ririe, Idaho 83443, the "Grantee."

WITNESSETH:

That the Grantor, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these presents remise, release, and forever quitclaim unto the Grantee, and to Grantee's assigns forever, all of right, title, and interest now owned or hereafter acquired by the Grantor in all the following described real estate in the County of Bingham, State of Idaho, to-wit:

See Attached Exhibit A

TOGETHER, with the water rights, tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, and rents, issues, and profits therefrom.

TO HAVE AND TO HOLD the said premises and the appurtenances unto the Grantee, and to Grantee's assigns forever.

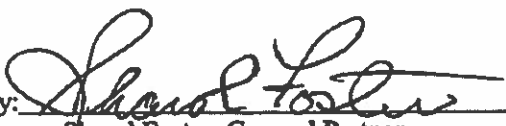
In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:

FOSTER LAND AND CATTLE

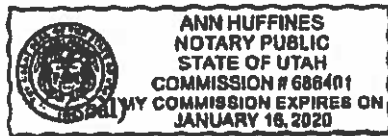
By: 
Brad Foster, General Partner

By: 
Sharol Foster, General Partner

STATE OF Utah)
)ss.
County of Salt Lake)

On the 14th day of January, 2016, before me the undersigned, a notary public in and for said State, personally appeared Brad Foster, known or identified to me to be a general partner in the partnership of Foster Land and Cattle, and the partner who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

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

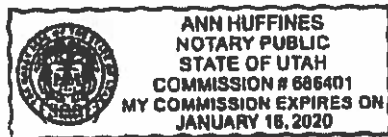


Ann Huffines
Notary Public for the state of Utah
Residing at Salt Lake City, Utah
My Commission Expires: Jan 16, 2020

STATE OF Utah)
)ss.
County of Salt Lake)

On the 14th day of January, 2016, before me the undersigned, a notary public in and for said State, personally appeared Sharol Foster, known or identified to me to be a general partner in the partnership of Foster Land and Cattle, and the partner who subscribed said partnership name to the foregoing instrument, and acknowledged to me that she executed the same in said partnership name.

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



Ann Huffines
Notary Public for the state of Utah
Residing at Salt Lake City, Utah
My Commission Expires: Jan 16, 2020

G:\WPDATA\RBMI18697 (Century Holdings)\Sale to Kinney\Quitclaim Deed_FLC to Century.docx

EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY

**Township 1 South, Range 34, East, Boise Meridian, Bingham County, Idaho
Section 24: N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$,**

**EXCEPTING THEREFROM: Part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, Township 1 South,
Range 34, East, Boise Meridian, Bingham County, Idaho, described as:
Beginning at a Point that is South 89°29'06" East 17.93 feet along the North line of
said Section 24 from the Northwest corner of said Section 24 to the True Point of**

**Beginning, and running thence South 89°29'06" East 512.00 feet along the North line
of said Section 24; thence South 00°08'20" West 242.16 feet; thence South 52°44'09"
West 79.45 feet; thence South 47°00'20" West 133.72 feet; thence South 41°16'32"
West 133.72 feet; thence South 35°32'43" West 33.96 feet; thence North 89°29'06"
West 243.65 feet; thence North 00°08'20" East 512.00 feet along the East side of a
County Road to the Point of Beginning.**

Commonly known as: Farm Ground, ID

EXHIBIT A

Foster Land and Cattle 2014 RE Term

AFFIDAVIT OF IDENTITY

Legal Description of Real Estate

Bingham County, Idaho

**Township 1 South, Range 34, East, Boise Meridian, Bingham County, Idaho
Section 24: N $\frac{1}{2}$ NW $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ SW $\frac{1}{4}$; W $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$; S $\frac{1}{2}$ SW $\frac{1}{4}$,**

**EXCEPTING THEREFROM: Part of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 24, Township 1 South,
Range 34, East, Boise Meridian, Bingham County, Idaho, described as:
Beginning at a Point that is South 89°29'06" East 17.93 feet along the North line of
said Section 24 from the Northwest corner of said Section 24 to the True Point of**

**Beginning, and running thence South 89°29'06" East 512.00 feet along the North line
of said Section 24; thence South 00°08'20" West 242.16 feet, thence South 52°44'09"
West 79.45 feet; thence South 47°00'20" West 133.72 feet; thence South 41°16'32"
West 133.72 feet, thence South 35°32'43" West 33.96 feet; thence North 89°29'06"
West 243.65 feet; thence North 00°08'20" East 512.00 feet along the East side of a
County Road to the Point of Beginning.**

Commonly known as: Farm Ground, ID



1655 Elk Creek Drive, Suite 100
Idaho Falls, ID 83404

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

File No. 587551 /

Instrument # 674779

BINGHAM COUNTY IDAHO
2016-03-16 01:19:20 PM No. of Pages: 2
Recorded for: PIONEER TITLE CO OF BONNEVILLE
PAMELA W. ECKHARDT Fee: \$13.00
Ex-Officio Recorder Deputy JPulley
Index To: WARRANTY DEED
Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received

CENTURY HOLDINGS, LLC, an Idaho Limited Liability Company

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Kinney Ranch LLC, an Idaho Limited Liability Company

hereinafter referred to as Grantee, whose current address is 21 East 100 North, Blackfoot, Idaho 83221

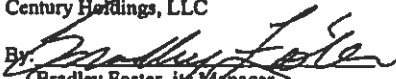
The following described premises, to-wit:

See Exhibit A attached hereto and made a part hereof.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies, and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: March 9, 2016

Century Holdings, LLC

By: 

Bradley Foster, its Manager

BY: 

David Chapple, its Manager

State of IDAHO, County of BONNEVILLE

On this 14th day of MARCH in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared BRADLEY FOSTER and DAVID CHAPPLE, known or identified to me to be the Managers of the Limited Liability Company that executed the foregoing instrument, and acknowledged to me that such Limited Liability Company executed the same.



Residing at: residing at Idaho Falls, ID
Commission Expires 4-7-2021

TERESA RIGBY
NOTARY PUBLIC
STATE OF IDAHO

EXHIBIT A:

Part of the Southwest Quarter (SW 1/4), the Northwest Quarter of the Southeast Quarter (NW 1/4 SE 1/4) and the South Half of the Southeast Quarter (S 1/2 SE 1/4) of Section 24, Township 1 South, Range 34 East of the Boise Meridian, Bingham County, Idaho described as follows:

Beginning at the Southwest corner of said Section 24 and running thence North 00°06'29" West 1728.54 feet along the section line to a point on a non-tangent curve; thence 1265.59 feet along said curve to the right, Curve Data: Delta = 52°12'18", Radius = 1389.00 feet, Chord bearing = North 42°06'03" East 1222.26 feet to the east-west centerline through the section; thence South 89°43'06" East 1087.86 feet along said east-west centerline to a point on a non-tangent curve; thence 1095.00 feet along said curve to the right, Curve Data: Delta = 44°37'20", Radius = 1406.00 feet, Chord bearing = South 43°40'45" East 1067.53 feet to a point on a non-tangent curve; thence 1095.07 feet along said curve to the right, Curve Data: Delta = 44°33'43", Radius = 1408.00 feet, Chord bearing = North 44°15'03" East 1067.68 feet to the east-west centerline through the section; thence South 89°43'06" East 581.28 feet along said east-west centerline to the Northwest corner of the Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) of said Section 24; thence along the boundary of said Northeast Quarter of the Southeast Quarter (NE 1/4 SE 1/4) the following two (2) courses: (1) South 00°05'27" East 1317.49 feet; thence (2) South 89°45'00" East 1321.78 feet to the east line of said Section 24; thence South 00°11'05" East 379.84 feet along said east line to a point on a non-tangent curve; thence 1377.67 feet along said curve to the right, Curve Data: Delta = 56°03'42", Radius = 1408.00 feet, Chord bearing = South 45°08'54" West 1323.37 feet to the south line of said Section 24; thence North 89°46'55" West 1706.67 feet to the South Quarter corner of said Section 24; thence North 89°47'00" West 2647.86 feet to the point of beginning.

EXHIBIT C

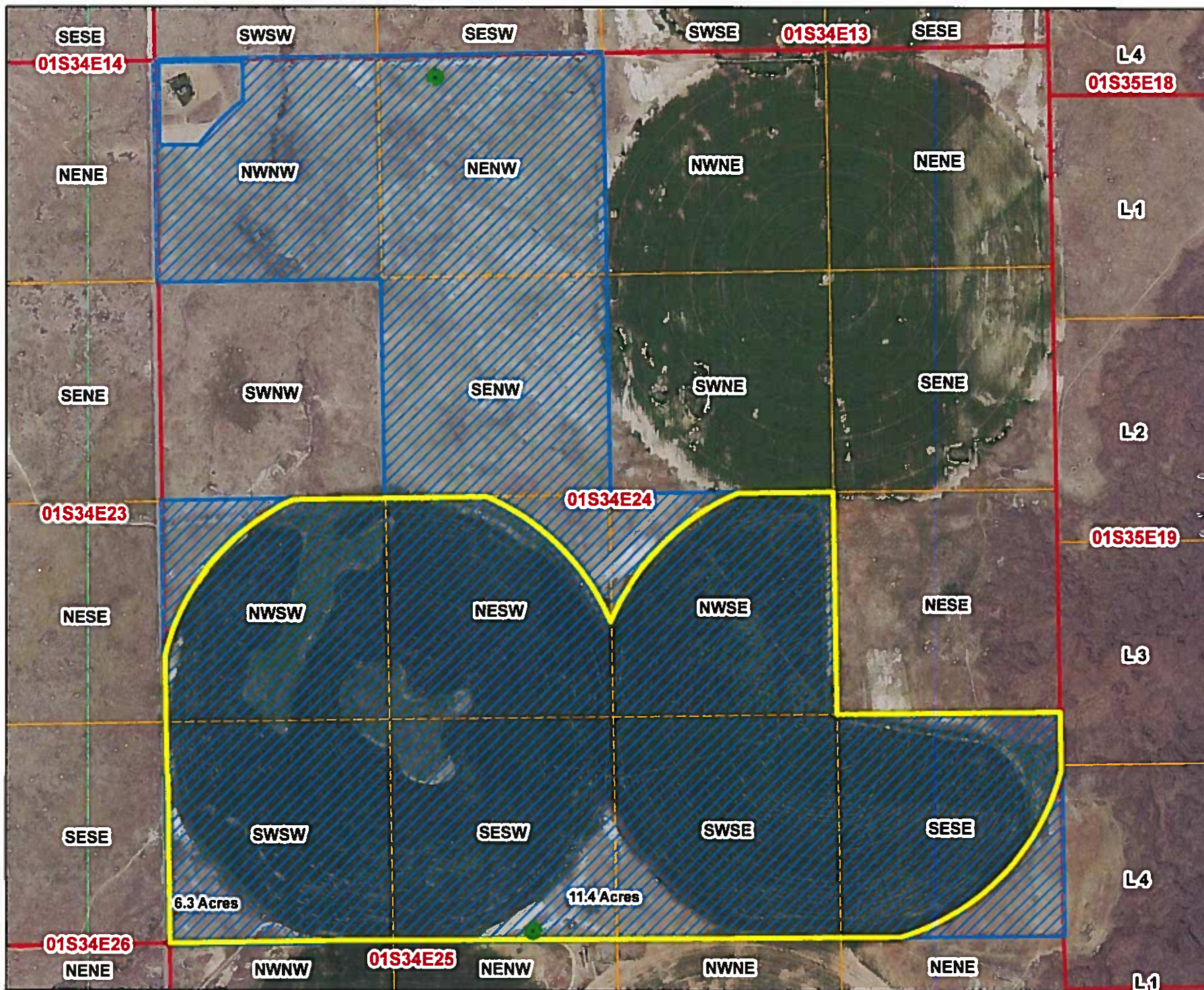
WR No.	CFS	Acre-Feet	Total Ac-ft	Acres of water right	CREP Acres	Total Acres of Water Right
35-13944	2.16	NA	1032.9	258.2	Approx. 17.7	258.2
35-13946	1.86	412.6		103.2		
35-13948	0.93	185.0		46.3		

CENTURY HOLDINGS & KINNEY RANCH WR SPLIT



Legend

- PODs
- Kinney Portion
- Current POU
- Section Lines
- Quarter Quarters



2015 NAIP Photo



Prepared by:
Luke H. Marchant
10/13/2016