

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
25-4000	OK				

RECEIVED

JUL 08 2009

Department of Water Resources
 Eastern Region

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
 - B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
 - C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
 - OR**
 - D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Farm Credit Bank of Spokane

2225 W Broadway Ste A

Idaho Falls, ID 83402

4. New Owner/Claimant(s) Foster Company

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address PO Box 626

City, State and ZIP Code Ririe, ID 83443

New Telephone Number (208) 538-5170 Email: vistavalleyag@gmail.com

5. Date you acquired the property _____
6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s) B. J. [Signature] (title if applicable)
- _____ (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____
 Received by [Signature]
 Processed by _____ AJ

Date _____
 Date 7/8/05
 Date _____

Receipt Amt. \$2500
 Receipt No. E035194
 WR _____ Date _____



ID T3N R40E S2, QQ NWSW, SWSW, SESW

RERECORDED TO ADD LEGAL DESCRIPTION

MWT 2007111365

WARRANTY DEED

BONNEVILLE COUNTY RECORDER
1284721 DEC 7 07 PM 3 06
Instrument # 1285330
IDAHO FALLS, BONNEVILLE, IDAHO
2007-12-14 09:16:48 No. of Pages: 4
Recorded for: MWT
RONALD LONGMORE
Ex-Officio Recorder Deputy
Index to: DEED, WARRANTY
Fee: 12.00

THIS INDENTURE is made this 7th day of December, 2007, by The Sesto Calende Alaska Trust, the Grantor, and The Foster Company, the Grantee, whose mailing address is P. O. Box 626, Ririe, Idaho, 83443.

WITNESSETH, that the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's heirs and assigns forever, all of the following described property in the County of Bonneville, State of Idaho, to-wit:

See Attached Exhibit "A"

SUBJECT to all existing easements or claims of easements, patent reservations, rights of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, encroachments, overlaps, boundary line disputes and other matters which would be disclosed by an accurate survey or inspection of the premises.

TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

TO HAVE AND TO HOLD the premises and the appurtenances unto the Grantee, and to the Grantee's heirs and assigns forever. The Grantor and the Grantor's heirs shall warrant and defend the premises in the quiet and peaceable possession of the Grantee and the Grantee's heirs and assigns, against the Grantor and the Grantor's heirs, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the premises as of the date hereof.

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

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

Instrument No.	1284721
DATE	12-7-07
INST. CODE	205
IMAGED PGS	2
FEE	12.00
STATE OF IDAHO	1 11
COUNTY OF BONNEVILLE	1
I hereby certify that the within instrument was recorded.	
Ronald Longmore, County Recorder	
By	J. Jacobs
Deputy	
Request of	MWT

THE SESTO CALENDE ALASKA TRUST

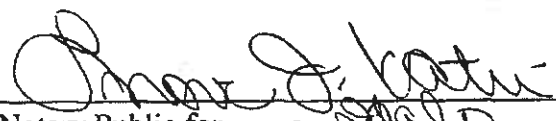
By: 
John Andary, Trustee

STATE OF Idaho
County of Blaine ss.

On the 7th day of December, 2007, before me, the undersigned, a notary public in and for said State, personally appeared John Andary, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of The Sesto Calende Alaska Trust and acknowledged to me that he executed the same as such Trustee.

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

(seal)


Notary Public for Idaho
Residing at Idaho Falls
My Commission Expires: Residing at Idaho Falls, Idaho
My Commission Expires: 01/30/09

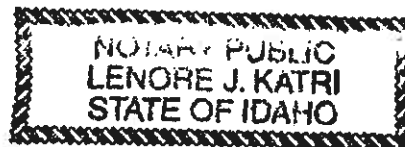


EXHIBIT "A"

TRACT 1

Part of the Southwest Quarter of Section 2, Township 3 North, Range 40 East, of the Boise Meridian, Bonneville County, Idaho described as:

Beginning at a point on the North right-of-way of U.S. Highway No. 26 (F.A.P. No. F-6501 (7)) that is North 146.07 feet along the section line from the Southwest Corner of said Section 2, and running thence North 2089.00 feet along said Section line to the Southline of Birch Creek; thence along the South line of said Birch Creek the following eleven courses; S27°12'06"E 116.23 feet; thence S48°24'03"E 69.58 feet; thence S53°45'26"E 113.61 feet; thence S49°09'21"E 154.47 feet; thence S49°37'09"E 419.36 feet; thence S48°33'09"E 297.53 feet; thence S39°15'11"E 83.54 feet; thence S43°00'22"E 75.25 feet; thence S47°52'07"E 82.71 feet; thence S46°52'14"E 211.97 feet; thence S49°08'49"E 44.58 feet; thence S3°40'24"W 1044.37 feet to the North right-of-way of said U.S. Highway No. 26; thence along said right-of-way the following two courses: thence N74°08'58"W 61.10 feet to a point of a non-tangent curve; thence along said curve to the left 1087.17 feet (Curve Data Delta = 5°23'37" R= 11,549.16 feet) Chord Bears N86°11'25" W 1086.77 feet to the point of beginning.

TRACT 2

Part of the Southwest Quarter of Section 2, Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho, described as follows:

Beginning at a point on the North right-of-way of U.S. Highway No. 26 [FAP No. F-6501 (7)] that is S89°49'58"E 1143.15 feet along the Section line and North 60.51 feet from the Southwest Corner of said Section 2 and running thence N 3°40'24"E 1044.37 feet to the South line of Birch Creek; thence along said South line the following eight courses: S49°08'49"E 75.39 feet; thence S59°12'38"E 98.19 feet; thence S51°14'42"E 112.39 feet; thence S57°45'25"E 56.56 feet; thence S33°34'34"E 19.88 feet; thence S8°31'24"E 108.36 feet; thence S2°47'14"W 103.12 feet; thence S6°22'14"W 109.92 feet; thence N89°50'23"E 20.13 feet to the East line of Birch Creek; thence S6°22'14"W 2.72 feet along said East line; thence S4°27'30"W 563.15 feet to the North right-of-way line of U.S. Highway 26; thence N83°28'35"W 211.74 feet along said right-of-way line; thence N74°08'58"W 124.01 feet along said right-of-way line to the point of beginning

LESS AND EXCEPTING THE FOLLOWING DESCRIBED PROPERTY:

Part of the Southwest Quarter of the Southwest Quarter of Section 2, Township 3 North, Range 40 East of the Boise Meridian, Bonneville County, Idaho, described as follows:

Beginning at a point on the North right-of-way line of U.S. Highway No. 26 that is S89°49'58"E 1148.78 feet along the Section line and North 58.92 feet from the Southwest Corner of said Section 2; and running thence N05°19'30" East 222.96 feet along an existing fence line; thence S84°15'49"E 293.02 feet along an existing fence line extended to the center of Birch Creek; thence along said center line the following three courses: S06°26'32"W 96.56 feet; thence S01°24'52"W 27.43 feet; thence S16°43'01"W 124.17 feet to the North right-of-way line of said U.S. Highway No. 26; thence N83°28'36"W 152.36 feet along said right-of-way line; thence N74°08'58"W 118.16 feet along said right-of-way line to the point of beginning.

TRACT 3

Part of the Southwest Quarter of Section 2, Township 3 North, Range 40 East, of the Boise Meridian, Bonneville County, Idaho, described as follows:

Commencing at the South Quarter Corner of said Section 2 and running thence N89°49'58"W 1148.36 feet along the Section line to the North right-of-way line of U.S. Highway No. 26; thence N83°28'35"W 31.98 feet along said North right-of-way line to the East line of Birch Creek; thence N4°27'30"E 563.15 feet along said East line; thence N6°22'14"E 2.72 feet along said East line; thence N89°50'23"E 1134.45 feet to the North South center line of said Section 2, thence S0°09'37"E 574.30 feet along said center line to the point of beginning.