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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 division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
35-7445					

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 usually attached to your deed or on file with the county).

OR

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 **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)

Suzanne Buff
 P.O. Box 592

4. New Owner/Claimant(s)

Aberdeen Id 83210
 Name Connector (Check one: [] and, [] or, [] and/or

New Mailing Address

Marc & Terri Foster

City, State and ZIP Code

3018 W. 1700 S, Aberdeen ID

New Telephone Number

(208) 397 5232

5. Date you acquired the property

Oct 25, 2007

RECEIVED

FEB 19 2009

Department of Water Resources
 Eastern Region

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

7. Signature of New Owner(s) or Claimant(s) Marc Foster 2-19-09
(include title if applicable) _____

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.

For Office Use Only

Received by _____ Date 2/19/09 Fee \$25.00
 Receipted by _____ Date _____ Receipt No. E034798
 Processed by _____ AJ Date _____ WR _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Item 8, below, to determine if fees are required for your filing.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter the number(s) at Item 1. Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner/claimant(s) of the water right(s) at Item 3.
4. The name, mailing address, and telephone numbers of the new owner/claimant(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or", or "and/or." If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign; however, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

02/08/2008

WATER RIGHT NO. 35-7445

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SUZANNE RUFF PO BOX 592 ABERDEEN, ID 83210-0592 (208)397-4337
Directors Report Owner	MARVIN L RUFF PO BOX 592 ABERDEEN, ID 83210-0592 (208)397-4337

Priority Date: 10/03/1974

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	2.34 CFS	624 AFA
Total Diversion			2.34 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSENE	Sec. 26	Township 05S	Range 30E	BINGHAM County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05S	30E	26		NENE	38		NWNE	39		SWNE	40		SENE	39

Total Acres: 156

Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
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Dates:

Licensed Date:

Decreed Date: 02/15/2002

Permit Proof Due Date: 11/11/1979

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 11/5/1974

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close



Marvin's

Mortgage?

First American Title Company

P.O. Box 868 • 168 West Pacific • Blackfoot, Id 83221

Phone: (208) 785-0320 • Fax: (208) 785-6276

Property Profile

October 25, 2007

Prepared Exclusively for:

***** *Cameron Foster* *****

First American Title, Pocatello office

Phone:

E-mail: cfoster@firstam.com

Apparent Owner: **See Attachments**

Property Address:

Legal Description: **Arb 1, 3 , Sec 26, T5S, R30 E**

ATTACHMENTS:

- ☒ Deed
- ☐ Encumbrances
- ☒ Tax Information
- ☒ Plat
- ☐ Restrictions

6 Pages Total

For Tax Information:

Bingham County (208) 782-3017

Butte County (208) 527-8288

Custer County (208) 879-2325

For Zoning Information:

Bingham County (208) 782-3177

Butte County (208) 527-3060

Custer County (208) 879-2325

*This information is obtained through various public sources. Although care has been taken in the preparation of this report, and the contents are believed to be correct, First American Title Company assumes no liability, and makes no guarantee as to the accuracy of the information contained herein.

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
2240 East Center
Pocatello, ID 83201

561351

BLACKFOOT, IDAHO
FEE 12 DEP 2

2005 DEC -9 PM 4: 32

RECORDED AT THE REQUEST OF
FIRST AMERICAN TITLE COMPANY

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: 140379-P (ts)

Date: December 09, 2005

For Value Received, **Gregory W. Knittel and Jennecca S. Knittel, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Marc B. Foster and Terri L. Foster, husband and wife**, hereinafter called the Grantee, whose current address is **3018 West 1700 South, Aberdeen, ID 83210**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

**TOWNSHIP 5 SOUTH, RANGE 30 E.B.M., BINGHAM COUNTY, IDAHO
SECTION 26: NE 1/4**

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.

By: Gregory W Knittel
Gregory W. Knittel

By: Jennecca S Knittel
Jennecca S. Knittel

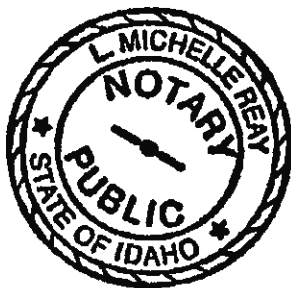
Date: 12/09/2005

Warranty Deed
- continued

File No.: 140379-P (ts)

STATE OF Idaho)
SS.
COUNTY OF Bingham)

On this **Eighth day of December, 2005**, before me, a Notary Public in and for said State, personally appeared **Gregory W. Knittel and Jennecca S. Knittel**, 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.



L. Michelle Reay

Notary Public for the State of Idaho
Residing at: Blackfoot
My Commission Expires: 08/23/06

561351



PROPERTY MASTER

10/22/2007

Year 2007 Parcel # RP0009100 Parcel Status Active Property Type Real Reappraisal Year 2005
 Location Code Code Area 019000 Parcel Type Appraiser Physical Inspection 01/01/2005

Physical Location

Address ID
 Group Type SECT
 Group # 043674
 Description T5S R30E SEC 26
 Zoning A
 Township/Range/Section 5S 30E 26

Primary Owner/Contact Information

Name FOSTER MARC B
 3018 W 1700 S
 ABERDEEN ID 83210-1629

Legal T5S R30E SEC 26
 NE4

Deed Reference No: 561351 12/09/2005

Additional Owners/Contacts

FOSTER TERRIL

Photo & Map

Photo: PHOTO #0315
 Map:

Solid Waste

Unit Type

Property Values

Status	State Cat. Code	Acres	Assessed Value	Assessment Roll	Property Occupancy	Valuation Method
Active	1	122.000	15,628	Primary	Non-Occupancy	LAND BASE
Active	3	18.000	3,690	Primary	Non-Occupancy	LAND BASE
Active	5	17.000	221	Primary	Non-Occupancy	LAND BASE
Active	19	3.000	0	Primary	Non-Occupancy	LAND BASE
Active	32		2,202	Primary	Non-Occupancy	LAND BASE
Totals		160.000	21,741	Total Values		COST
			0	Less Homeowner's Exemption		
			21,741	Taxable Value		

Land Base Cost

Value Classification			Sq. Ft. / Acres	Value Per Acre	Market Value
Cat	Loc	Class/Type			
1	3A	S109	32,500	233.00	7,573.00
1	4A	S109	89,500	90.00	8,055.00
3	1A		18,000	205.00	3,690.00
5	6F		7,000	23.00	161.00
5	7Z		10,000	6.00	60.00
19	A		3,000	0.00	0.00
Totals			160,000	557.00	19,539.00

10/22/2007
7:41:24

TAX MASTER INQUIRY

JANICE LAWES, TAX COLLECTOR

501 N MAPLE #210
BLACKFOOT, ID 83221
(208) 782-3092

Bill Number: 2529965

Interest Date: 10/22/2007

Parcel Number: RP0009100

Year: 2006

Legal Description:

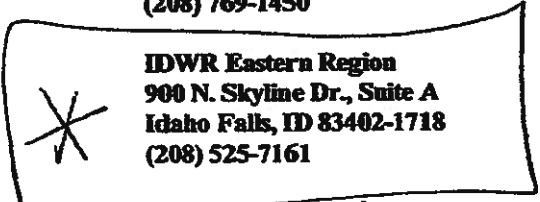
Owner(s): FOSTER, MARC B
FOSTER, TERRI L
FOSTER MARC B
3018 W 1700 S
ABERDEEN, ID 83210-1629

T5S R30E SEC 26
NE4

	1st Half	2ndHalf	Full Year		
Tax/Cert Charge	140.06	140.06	280.12	Assessed	21,741
Late Charge	0.00	0.00	0.00	Hardship	0
Fees	0.00	0.00	0.00	Homeowner	0
Tax/Cert Adjustment	0.00	0.00	0.00	Taxable Amount	21,741
Tax/Cert Payment	-140.06	-140.06	-280.12		
Interest	0.00	0.00	0.00	Dist Exempt	0.00
Amount Due	0.00	0.00	0.00	Cert/Fees	0.00
				Circuit Breaker	0.00

6. You may have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at Item 6. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). If the water right(s) will not be split, skip Item 6 and go to Item 7.
7. The new owner(s) must sign the form in the space(s) provided at Item 7. If an "and" connector is used at Item 4, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original form to the IDWR office nearest you:

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

 IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

*Send to this
office*

