

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

RECEIVED

SEP 16 2005

DEPARTMENT OF WATER RESOURCES

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
63-21048		N			
2-2436A	2-2436A	Y			

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)

Quentin E and Shirley K Howard
 18039 Fish Road, Wilder ID 83676

4. New Owner/Claimant(s)

The Kloster Family Trust *

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

New Mailing Address

PO Box 2347

City, State and ZIP Code

Elk Grove CA 95759

New Telephone Number

(208) 899-7890

5. Date you acquired the property

June 20, 2005

PAUL KLOSTER TTEE

BONNIE L KLOSTER TTEE

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 <u>2-2436A</u>		
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	<u>0.063 cfs</u>	<u>3.15 acres</u>
Stock		
Domestic		
Other		
Total	<u>0.063</u>	

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) The Montezuma Trust and Red Bluff Trust
(include title if applicable) a Bonnie L. Klatow, Trustee

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 <u>P. M. Klatow</u>	Date <u>9-16-05</u>	Fee <u>25.00</u>
Receipted by <u>P. M. Klatow</u>	Date <u>9-16-05</u>	Receipt No. <u>C079127</u>
Processed by _____	AJ Date _____	WR _____ Date _____

WATER RIGHT ASSIGNMENT

For Value Received, Quentin E. Howard, Jr. and Shirley K. Howard, husband and wife ("Grantors"), hereby assign to the Kloster Family Trust, dated May 13, 1996 ("Grantee"), Grantors' interest in and to license for Water Right No. 63-21048 issued by the Idaho Department of Water Resources, together with any claim for said license filed in Snake River Basin Adjudication, Fifth Judicial District, in the State of Idaho, in and for the County of Twin Falls ("SRBA"). Grantor also fully assigns to Grantee a portion (.063 cfs) of SRBA claim 2-2436A. The interests conveyed by this Assignment are subject to all conditions and limitations specified on the licenses and/or claims, or that may be imposed by the Idaho Department of Water Resources or SRBA Court.

Grantor makes no guarantees or warranties as to the above-referenced license or claim, their transferability, yield, sufficiency, volume, or status in the SRBA. In accepting this Assignment, Grantee agrees that Grantee is relying wholly upon Grantee's own investigation and judgment with respect to the license and claim for water rights referred to herein, and is not relying on any representation or promise by Grantors.

GRANTORS:

Quentin E. Howard, Jr.

Date 6/2/05

Shirley K. Howard
Shirley K. Howard

6-21-05
Date

GRANTEES:

Karl Kautz

Date 08/22/05

Bonnie L. Foster

6-22-05

PC 64, 86

AFTER RECORDING MAIL TO:

Paul Kloster and Bonnie L. Kloster,
PO Box 2347
Elk Grove, CA 95759

Hand
qn

RECEIVED

NOEL MALES
CANYON COUNTY RECORDER
JUNE 22 2005

JUN 22 PM 4 17

RECORDED

200535209

WARRANTY DEED

File No.: **4101-582658 (NR)**

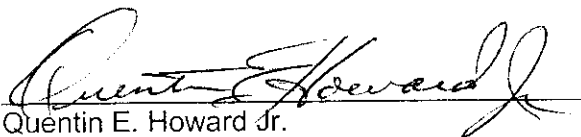
Date: **June 20, 2005**

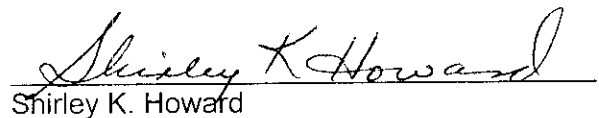
For Value Received, **Quentin E. Howard, Jr. and Shirley K. Howard, husband and wife**, hereinafter referred to as Grantor, does hereby grant, bargain, sell and convey unto **Paul Kloster and Bonnie L. Kloster, Trustees of the The Kloster Family Trust, dated May 13, 1996**, hereinafter referred to as Grantee, whose current address is **PO Box 2347, Elk Grove, CA 95759**, the following described premises, situated in **Canyon County, Idaho**, to wit:

See Exhibit "A" attached hereto and made a part hereof

APN: **R37218 -000**

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto 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.


Quentin E. Howard Jr.


Shirley K. Howard

APN:

Warranty Deed
- continued

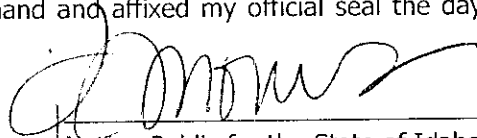
File No.: **4101-582658 (NR)**
Date: **06/20/2005**

STATE OF Idaho)
SS.

COUNTY OF Ada)

On this 21st day of June, 2005, before me, a Notary Public in and for said State, personally appeared **Quentin E. Howard, Jr. and Shirley K. Howard**, 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.

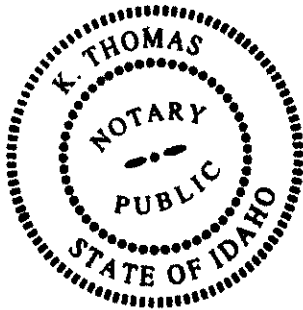
In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for the State of Idaho

Residing at: Boise, ID

My Commission Expires: 4/14/11



PC 64786

Exhibit "A"

A parcel of land being a portion of Government Lot 3 of Section 32, Township 4 North, Range 5 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

COMMENCING at the Northeast corner of said Government Lot 3 (East Quarter corner, Section 32) monumented with a 3-inch diameter brass disk; thence

South 00° 22' 50" West, a distance of 1,228.97 feet along the Easterly boundary of said Government Lot 3 to the POINT OF BEGINNING, said point monumented with a 1/2 inch diameter iron pin; thence continuing

South 00° 22' 50" West, a distance of 472.62 feet along the Easterly boundary of said Government Lot 3 to a point on the meander line, said point monumented with a 5/8 inch diameter iron pin; thence along said meander line the following courses and distances; thence

North 66° 21' 03" West, a distance of 256.24 feet to a point monumented with a 1/2 inch diameter iron pin; thence

North 40° 21' 04" West, a distance of 360.00 feet to a point monumented with a 1/2 inch diameter iron pin; thence leaving said meander line,

North 37° 02' 11" East, a distance of 122.91 feet to a point monumented with a 1/2 inch diameter iron pin; thence

South 89° 37' 06" East, a distance of 396.93 feet to the POINT OF BEGINNING.

