



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 26, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

CHARLOTTE ARMACOST
PO BOX 219
NEW MEADOWS ID 83654

RE: Water Right No. 78-267, 78-268, 78-10773, 78-4275 & 78-4006A

Dear Ms. Armacost:

The Department has received your letter concerning the above referenced claims, and the Notice of Change of Water Right Ownership received in January of 2002 (copy enclosed). I have enclosed copies of claim numbers 78-267, 78-268 and 78-10773 in which are currently in your name.

In reference to claim numbers 78-4006A and 78-4275, our records indicate that the Ownership Change was returned due to questions the Department had concerning the Warranty Deed and chain of title. A copy of this letter, dated September 18, 2002 is also enclosed. These files have been submitted for another review of the documentation, by one of our Water Resource Agents. This office will be in contact with you in the future if any further information is needed.

Thank you for your patience and cooperation, as we have several water right changes to process. If you have any questions regarding this letter, feel free to contact this office at (208) 334-2190.

Sincerely,

Adjudication Section
Western Region

DB: db

Enclosures

MEMEORANDUM

Date: March 13, 2002

From: Craig L. Saxton

Subject: Request for C/O for 78-02037, 78-04006A, 78-04006B, 78-04072C, 78-04288, 78-04275, and 78-10235

Action taken regarding C/O for the above referenced rights:

✓ 78-02037, 78-04288, 78-10235

Instead of splitting right – Just add C.H. Properties LLC to the current owner list. Leave Donald or Sotera Branstetter as claimants.

78-04006A and 78-04006B:

Cannot change ownership on right – No chain of title. However, notes made to show that portion of this right delivered previously to Donald or Sotera Branstetter is now owned by C.H. Properties LLC.

*Letter needs to be sent to C.H. Properties LLC indicating that the change of ownership is recorded in the file.

✓ 78-04072C:

Split right giving C.H. Properties LLC: 54 acres, 0.46 cfs, 0.02 for stock totaling 0.46 cfs.
Donald or Sotera Branstetter: 5 acres, 0.04 cfs, 0.02 cfs for stock totaling 0.04 cfs.

* Needs split.

✓ 78-04275:

Supplied deed indicates that C.H. Properties LLC retained 4.5 inches from Donald or Sotera Branstetter's original 1.6%. I don't know what the original 1.6% amounted to in inches.

Memo goes in file to indicate partial ownership of the right, but cannot change the name on the SRBA claim since there is no chain of title from Granite Twin Lake Water Users to C.H. Properties LLC.

*No further action needs taken at this time.



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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 18, 2002

CH PROPERTIES LLC
PO BOX 2036
MC CALL ID 83638

Re: Notice of Claim to a Water Right No. 78-2037, 78-4288 & 78-10235

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflects the necessary name changes for the land and appurtenant water rights, covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

At this time, we are unable to change the ownership on claim numbers 78-4006A and 78-04006B. The Warranty Deed submitted indicates a property transfer from Donald Leroy and Sotera Branstetter into your names. However, these particular claims, are in the name of Goose Lake Reservoir Co. We are also not able to change claim number 78-4275 at this time, due to the same reason. This claim is still in the name of Granite Twin Lakes Water Users.

If you have additional information for this property transfer, such as a chain of title, or tax notice in your name(s) which includes a description of the property by $\frac{1}{4}$ Section, Township and Range covered on these claims, we may be able to complete these ownership changes.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Adjudication Section
Western Region Office

DH: dh

Enclosure

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

RECEIVED
JAN 28 2002
WATER RESOURCES
WESTERN REGION

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

- i. 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
<u>A78-4072C</u>	<u> </u>	<u>no</u>	<u> </u>	<u> </u>	<u> </u>
<u>A78-2037</u>	<u> </u>	<u>no</u>	<u> </u>	<u> </u>	<u> </u>
<u>A78-4006</u>	<u> </u>	<u>no</u>	<u> </u>	<u> </u>	<u> </u>
<u>A78-4288</u>	<u> </u>	<u>no</u>	<u> </u>	<u> </u>	<u> </u>
<u>A78-4275</u>	<u> </u>	<u>no</u>	<u> </u>	<u> </u>	<u> </u>
<u>A78-10235</u>	<u> </u>	<u>no</u>	<u> </u>	<u> </u>	<u> </u>

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) Donald L. or Sotera Branstetter
P.O. Box 322, New Meadows, ID 83654
4. New Owner/Claimant(s) CH Properties, LLC
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address P.O. Box 2036
- City, State and ZIP Code McCall, ID 83638
- New Telephone Number (208) 634-4614
5. Date you acquired the property January 18, 2002

ownership affects the entire water right for each water right or adjudication claim number listed in this section. If the change in ownership divides the water right(s) among two or more persons, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as many times as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show proof for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication 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)
(include title if applicable)

CH PROPERTIES, LLC

Robert D. Crawford
Robert D. Crawford, Member

Cindy C. Crawford
Cindy C. Crawford, Member

David G. Hanson
David G. Hanson, Member

Alma M. Hanson
Alma M. Hanson, Member

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 _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

Value Received, DONALD LEROY BRANSTETTER and SOTERA BRANSTETTER, husband and wife
 grantors, do hereby grant, bargain, sell and convey unto
 PROPERTIES, L.L.C., an Idaho limited liability company
 the grantee, whose current address is P.O. Box 2036, McCall, ID 83638
 the following described premises, in Adams County, Idaho, to-wit:

SEE ATTACHED EXHIBIT 'A' MADE A PART HEREOF

TOGETHER WITH 50 shares in Goose Lake Reservoir Company; adjudicated water
 as appurtenant to said land; total of 28.5" available water from Goose Lake
 Reservoir (21"), Twin Lake Reservoir (4.5") and Goose Creek (3"); and any
 interest in the hydropower plant, whether existing or yet to be
 constructed.

SUBJECT TO water ditches and waterways as they now exist.

TO HAVE AND TO HOLD THE said premises, with their appurtenances unto the said Grantee,
 its heirs and assigns forever. And the said Grantors do hereby covenant to and with the
 said Grantee, that they are the owners in fee simple of said premises; that they are free
 from all encumbrances excepting for all easements of record, rights of way, matters
 visible, and all matters of record and title and that they will warrant and defend the
 same from all lawful claims whatsoever.

Date: January 18, 2002

Donald Leroy Branstetter
 DONALD LEROY BRANSTETTER

Sotera Branstetter
 SOTERA BRANSTETTER

Instrument # 101027

COUNCIL, ADAMS, IDAHO

2002-01-22

02:19:30 No. of Pages: 2

Recorded for: TIMBERLINE TITLE & ESCROW

MICHAEL FISK

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: DEED

STATE OF Idaho)
) : SS
 COUNTY OF Adams)

On this 18 day of January, in the year of 2002, before me, a Notary Public in and for said State, personally
 appeared

DONALD LEORY BRANSTETTER & SOTERA BRANSTETTER

known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged
 to me that they executed the same.



Notary Public

Residing at: Indian Valley

Commission expires: 9-17-04

A parcel of land situate in the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ and the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 8, T. 19 N., R. 2 E., B.M., Adams County, Idaho, more particularly described as follows:

Commencing at the southwest corner of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 8, T. 19 N., R. 2 E., B.M., Adams County, Idaho; thence, N. 00° 12' 33" E., 495.00 feet along the west boundary of said SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the REAL POINT OF BEGINNING;

Thence, continuing N. 00° 12' 33" E., 833.48 feet to the north west corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$,

Thence, S. 89° 12' 02" E., 2,626.84 feet to the north east corner of said S $\frac{1}{2}$ NW $\frac{1}{4}$,

Thence, S. 89° 12' 00" E., 1,371.43 feet along the north boundary of said S $\frac{1}{2}$ NE $\frac{1}{4}$ to the boundary of Timber Ridge Subdivision as shown on the official plat thereof on file in the office of the Recorder of Adams County, Idaho,

Thence, S. 26° 25' 51" W., 78.98 feet along said Timber Ridge Subdivision boundary,

Thence, S. 04° 56' 37" W., 297.35 feet along said Timber Ridge Subdivision boundary,

Thence, S. 01° 03' 41" W., 973.50 feet along said Timber Ridge Subdivision boundary,

Thence, N. 88° 40' 54" W., 1,100.00 feet along said Timber Ridge Subdivision boundary,

Thence, N. 89° 23' 54" W., 1,039.20 feet along said Timber Ridge Subdivision boundary,

Thence, N. 00° 17' 39" E., 504.80 feet,

Thence, N. 89° 16' 55" W., 474.07 feet,

Thence, N. 89° 18' 56" W., 1,311.91 feet to the Point of Beginning, containing 100.062 acres, more or less.

Bearings are based on surveys of record.