

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
1301 North Orchard Street, P.O. Box 83720  
Boise, Idaho 83720-0098

Return Service Requested

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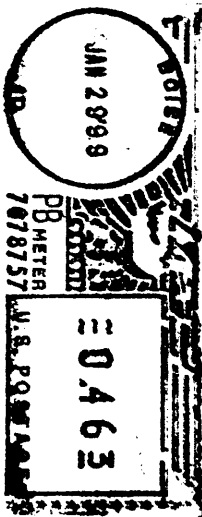
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Department of Water Resources



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Dir Res

35-10276  
LYNN H ERICKSON  
712 S 35 E  
IDAHO FALLS ID 83402

83720-0098



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

July 31, 1998

LYNN ERICKSON  
712 S 35 E  
IDAHO FALLS ID 83402

RE: Notice of Change of Water Right Ownership (NCO) for 35-10276  
and Notice of Completed Administrative Proceeding (NCAP)

Dear Ms. Erickson:

On July 17, 1998, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland  
Technical Records Specialist

Enclosure

cc: Lloyd & Dorris Erickson

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA )  
 )  
Case No. 39576 )  
 )  
\_\_\_\_\_) SUB CASE NO. 35-10276

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

**FROM: Claimant/Seller(s):**

Name and Address of Claimant/Seller(s):

LLOYD & DORIS ERICKSON  
694 S 35 W  
IDAHO FALLS ID 83402

Phone:

**TO: Claimant/Purchaser(s):**

Name and Address of Claimant/Purchaser(s):

LYNN ERICKSON  
712 S 35 E  
IDAHO FALLS ID 83402

Phone: (208) 522-4207

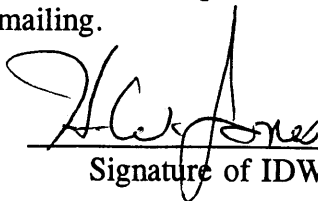
The Claimant has filed Objections or Responses to the following water rights:

NO OBJECTIONS

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

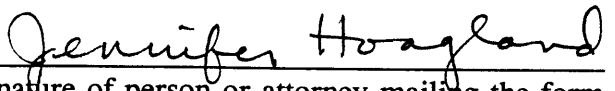
DATED: 7-28-1998

  
\_\_\_\_\_  
Signature of IDWR Representative

## CERTIFICATE OF MAILING

I certify that on 7/31, 1998, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:  
Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
PO Box 2707  
Twin Falls ID 83303-2707
2. One Copy to:  
Claimant/Seller for Substitution of Party or attorney of record:  
LLOYD & DORIS ERICKSON  
694 S 35 W  
IDAHO FALLS ID 83402
3. One Copy to:  
Claimant/Purchaser for Substitution of Party or attorney of record:  
LYNN ERICKSON  
712 S 35 E  
IDAHO FALLS ID 83402
4. One Copy to:  
Each party in the subcase or attorney of record:  
N/A
5. One Copy to:  
Chief Natural Resources Division  
Office of the Attorney General  
PO Box 44449  
Boise ID 83711-4449
6. One Copy to:  
United States Dept Of Justice  
Environment & Natural Resource Div  
550 West Fort Street MSC 033  
Boise ID 83724

  
\_\_\_\_\_  
Signature of person or attorney mailing the form

*Anderson Nelson Hall Smith*

A PROFESSIONAL ASSOCIATION  
**ATTORNEYS AT LAW**

490 MEMORIAL DRIVE  
POST OFFICE BOX 51630  
IDAHO FALLS, IDAHO 83405-1630  
TELEPHONE (208) 522-3001  
FAX (208) 523-7254

W. Joe Anderson  
Douglas R. Nelson  
Blake G. Hall  
Marvin M. Smith\*  
Scott R. Hall  
Joel E. Tingey  
Steven R. Parry\*  
Brian T. Tucker  
Allison C. Rich

of counsel  
John M. Sharp\*

\*Also member of Utah bar

Eugene L. Bush  
(1928-1986)  
Arthur L. Smith  
(1916-1988)

July 16, 1998

Idaho Department of Water Resources  
Eastern Region  
900 North Skyline Drive, Suite A  
Idaho Falls, ID 83402-1718

**RECEIVED**

**JUL 17 1998**

Department of Water Resources  
Eastern Region

RE: Lloyd K. Erickson and Doris W. Erickson Transfer to Lynn H. Erickson  
Water Rights 35-10277 and 35-10276

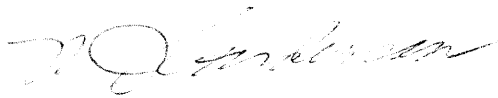
Dear Sirs:

Please find enclosed herewith a Notice of Change of Water Right Ownership wherein Lloyd K. Erickson and Doris W. Erickson are transferring a portion of their water right to Lynn H. Erickson as a result of having deeded to him a portion of the property for which the water right was appurtenant.

Attached to the Notice of Change which is signed by Lynn H. Erickson, is a notice and statement of the change signed by both the transferring owners, Lloyd and Doris Erickson and the new owner, Lynn Erickson. Also attached is a copy of the recorded deed wherein the property has been deeded and transferred to the new owner, Lynn Erickson.

If there is anything further needed, please advise.

Sincerely,



W. J. Anderson

Enclosures

cc: Lloyd and Doris Erickson  
Lynn Erickson

L:\WJA\2300\IDWR.LTR

DE LOG SVH 7/17/98  
OK SVH 7/22/98

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

1. Water Right Number(s) 35-10277; 35-10276  
Adjudication Claim Number(s) \_\_\_\_\_

2. The following **REQUIRED** information must be submitted with this form.

☒ A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

☒ B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)  
OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Lloyd K. Erickson and Dorris W. Erickson  
694 S. 35 W.  
Idaho Falls, Idaho 83402

4. New Owner/Claimant(s) Lynn H. Erickson  
Name connector (Check one): [ ] AND, [ ] OR, [ ] AND/OR  
New Mailing Address 712 S. 35 E.  
City, State and ZIP Code Idaho Falls, Idaho 83402  
New Telephone Number (208) 522-4207

5. Date you acquired the property August 1997

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. **PLEASE SEE ATTACHED STATEMENT**

Number of acres actually irrigated \_\_\_\_\_ Number and type of stock \_\_\_\_\_

Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Lynn H. Erickson Date 3-11-98  
\_\_\_\_\_  
Date \_\_\_\_\_

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)  
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney

**STATEMENT**  
**ATTACHED TO NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**  
**LYNN H. ERICKSON**

Water Right 35-10276, as referred to in SRBA Case 39576 as 35-10277 owned by Lloyd K. Erickson and Doris W. Erickson applies to the dwelling home located on Section 21, Township 2 North, Range 37 E.B.M. The well was drilled in 1925 and served as culinary and domestic water supply for the dwelling home and stock water. In 1944 a tenant house was built adjacent thereto and the well served culinary and domestic water for the tenant house as well as the original house and furnished stock water for both.

The new owner Lynn H. Erickson has resided in the tenant house and rebuilt and constructed improvements thereon. The property on which it is located is being deeded to him by gift from Lloyd K. Erickson and Doris H. Erickson.

The Water Right of .06 CFS should be divided to have .0375 CFS retained by Lloyd K. Erickson and Doris W. Erickson and .0225 CFS transferred to Lynn H. Erickson, as appurtenant to the property described in the deed which is attached herewith.

DATED the 11<sup>th</sup> day of March, 1998.

*"Transferring Owners"*

Lloyd K. Erickson  
Lloyd K. Erickson

Doris W. Erickson  
Doris W. Erickson

*"New Owner"*

Lynn H. Erickson  
Lynn H. Erickson

STATE OF IDAHO           )  
                                      :  
County of Bonneville       )

On this 11<sup>th</sup> day of March, 1998, before me the undersigned, a Notary Public for Idaho, personally appeared LLOYD K. ERICKSON and DORIS W. ERICKSON, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

*W. J. Anderson*  
Notary Public for the State of Idaho  
Residing at *Idaho Falls*  
My Commission Expires: *11-24-98*

STATE OF IDAHO           )  
                                      :  
County of Bonneville       )

On this 11<sup>th</sup> day of March, 1998, before me the undersigned, a Notary Public for Idaho, personally appeared LYNN H. ERICKSON, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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

*W. J. Anderson*  
Notary Public for the State of Idaho  
Residing at *Idaho Falls*  
My Commission Expires: *11-24-98*

L:\WJA\2300\STATEMEN.LYN

## DEED OF GIFT

The GRANTORS, LLOYD K. ERICKSON and DORIS W. ERICKSON, husband and wife, of 694 South 35th West, Idaho Falls, Idaho, 83402, for and in consideration of the love and affection they hold for GRANTEE, the son of Grantors and in consideration of the Grantee having rebuilt and constructed the dwelling home and improvements thereon, do hereby give, grant and convey to Grantee, LYNN H. ERICKSON, whose current address is 712 South 35th West, Idaho Falls, Idaho 83402, the following described real estate in Bonneville County, Idaho to-wit:

Beginning at a point that is South along the Section line 1996.30 feet and S.89°57'02"W. 26.66 feet from the Northeast corner of Section 21, Township 2 North, Range 37 East of the Boise Meridian, said POINT OF BEGINNING being on the West Right-of-Way line of a County road as described in Instrument No. 353251 as recorded in Bonneville County, Idaho; running thence S.89°57'02"W. 187.76 feet; thence S.02°36'20"E. 64.33 feet; thence N.87°47'30"E. 58.94 feet; line; thence N.00°01'26"W. 35.64 feet to the POINT OF BEGINNING.

SUBJECT TO: existing easements of record.

CONTAINING: 9,421 Sq. Feet or 0.22 acres.

TOGETHER with all improvements, water, water rights, ditches, ditch rights, easements and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof;

SUBJECT TO accruing taxes and to such rights, easements, covenants, restrictions and zoning regulations as appear of record or to be used upon the premises.

TO HAVE AND TO HOLD, all and singular, the said premises, together with the appurtenances, unto the said Grantee and to his heirs and assigns forever.

IN WITNESS WHEREOF, Grantors have hereunto set their hands this 22<sup>nd</sup> day of August, 1997.

949088

BONNEVILLE COUNTY  
RECORDER

'97 AUG 22 PM 4 26

|                                                           |          |                            |
|-----------------------------------------------------------|----------|----------------------------|
| INSTRUMENT NO.                                            | 949088   | Lloyd K. Erickson          |
| DATE                                                      | 8-22-97  | LLOYD K. ERICKSON, Grantor |
| INST. CODE                                                | 201      |                            |
| FICHE NO.                                                 | 12525-31 | Doris W. Erickson          |
| FEE                                                       | 6.00     | DORIS W. ERICKSON, Grantor |
| STATE OF IDAHO )<br>COUNTY OF BONNEVILLE ) ss             |          |                            |
| I hereby certify that the within instrument was recorded. |          |                            |
| Ronald Longmore,<br>County Recorder                       |          |                            |
| - 1 -                                                     |          |                            |
| By <u>Anderson Nelson</u> Deputy                          |          |                            |

Nell

STATE OF IDAHO                    )  
                                              :SS.  
County of Bonneville            )

On this 22<sup>nd</sup> day of April, <sup>1977</sup>1977, before me the undersigned, a Notary Public for Idaho, personally appeared LLOYD K. ERICKSON and DORIS W. ERICKSON, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

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

*[Signature]*  
Notary Public for Idaho  
Residing at Idaho Falls, Idaho  
My Commission Expires: 11-21-85

