

**T06N R01W
S08**

**Claims: 65-01941
Prepared by:
RON HOWERTON**

 **Place of use**

 **POD**

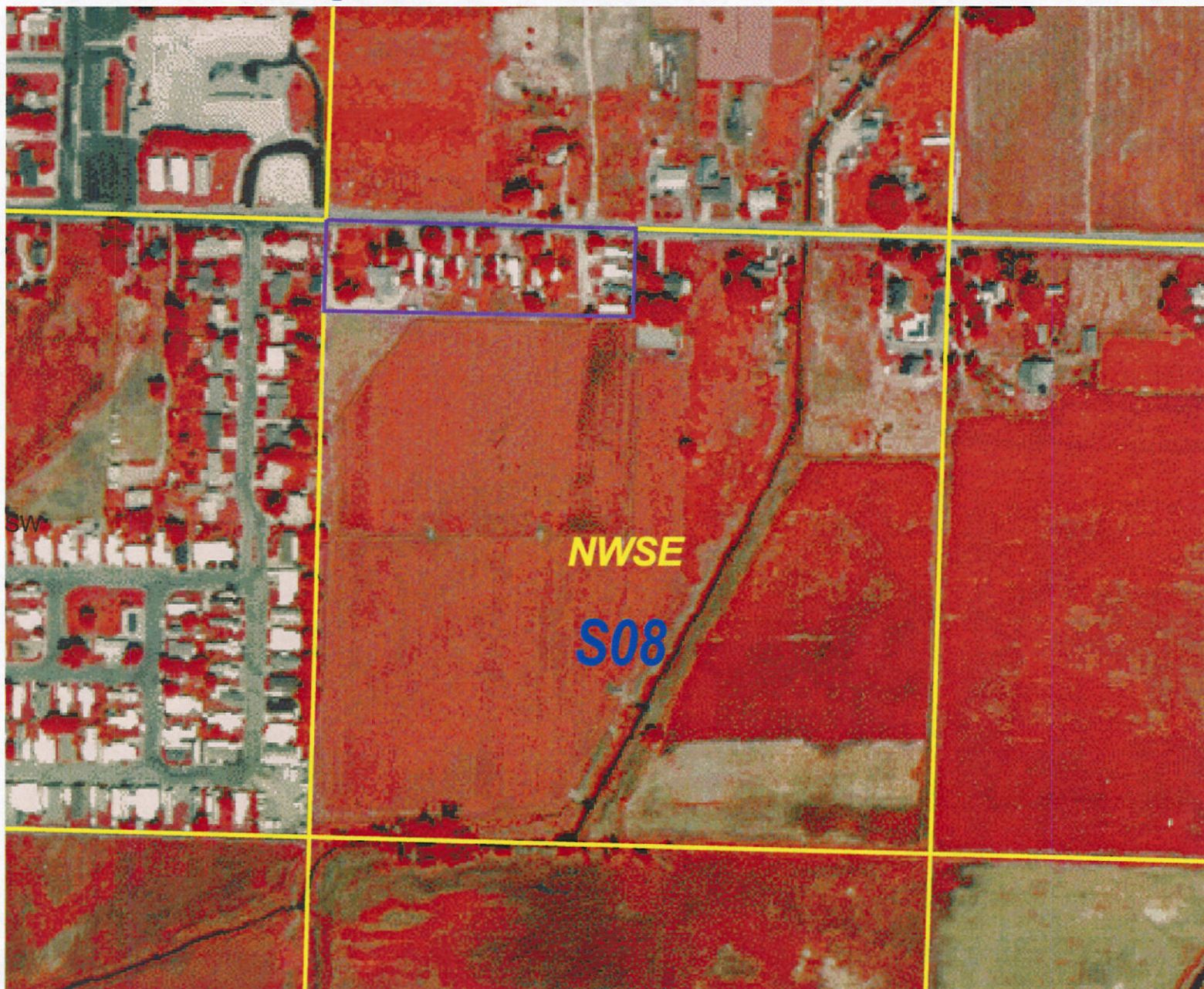
 **SECTION**

 **1/4 1/4**



1997 NAPP

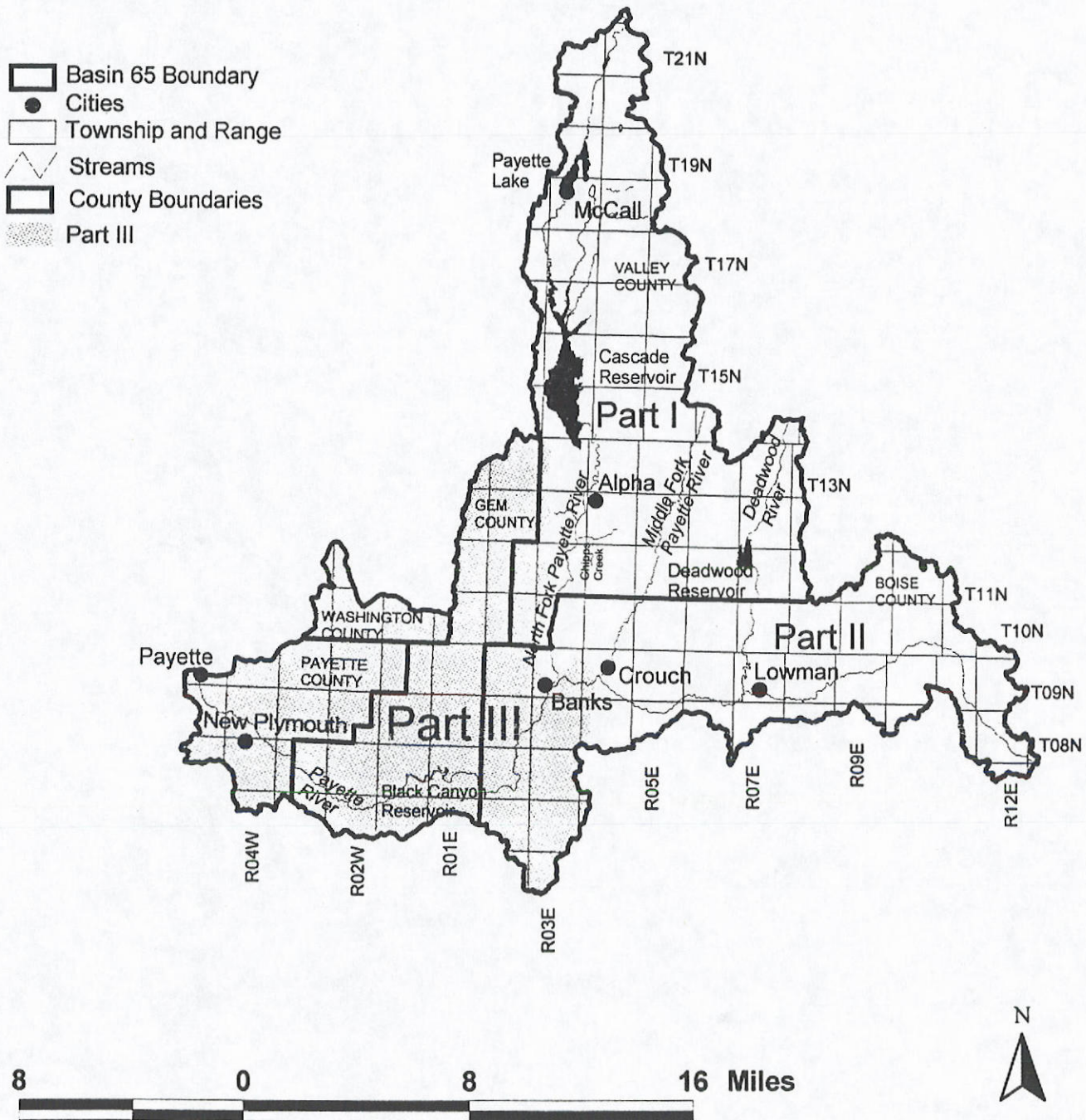
Idaho Department of Water Resources



0 0.1 0.2 0.3 0.4 Miles

Basin 65

Part III



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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A65-01941
Date Received: 2/05/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLANCY B. MUSTAIN 208-365-4237
Address: 1419 E. 4TH
EMMETT, ID 83617

Name: JOSIE F. MUSTAIN 208-365-4237
Address: 1419 E. 4TH
EMMETT, ID 83617

2. Date of Priority: APR 01, 1910

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01W	8	NW	SE			GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.320		9.60

7. Total Quantity Appropriated is:
0.320 C.F.S. (and/or) 9.60 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	01W	8	NW	SE		DOMEST	

A65-01941

Page 1

Date: 05/31/90

MICROFILMED
SEP 18 1992

03/30/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-1941

NAME AND ADDRESS: MICHELLE LANIER
PO BOX 235
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.32 CFS
9.6 AFY

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION: T06N R01W S8 NWSE Within GEM County

2 POINTS OF DIVERSION LOCATED IN T06N, R01W, S08, NWSE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1-01 12-31	0.32 CFS 9.60 AFY

DOMESTIC USE IS FOR TRAILER COURT (12 UNITS) AND 1
HOME.

PLACE OF USE:

DOMESTIC Within GEM County
T06N R01W S8 NWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 2, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

MICHELLE LANIER
PO BOX 235
EMMETT ID 83617

Re: Notice of Claim to a Water Right No. 65-01941

Dear Claimant:

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of 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 this claim for final court decree.

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

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure

01/05/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-1941

NAME AND ADDRESS: CLANCY B MUSTAIN
JOSIE F MUSTAIN
1419 E 4TH
EMMETT, ID 83617

SOURCE: GROUND WATER

QUANTITY: 0.32 CFS
9.6 AFY

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION: T06N R01W S8 NWSE Within GEM County

2 POINTS OF DIVERSION LOCATED IN T06N, R01W, S08, NWSE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1-01 12-31	0.32 CFS 9.60 AFY

DOMESTIC USE IS FOR TRAILER COURT (12 UNITS) AND 1 HOME.

PLACE OF USE:

DOMESTIC Within GEM County
T06N R01W S8 NWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

**T06N R01W
S08**

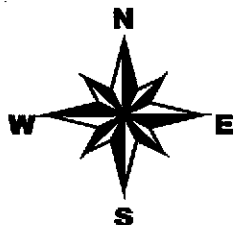
**Claims: 65-01941
Prepared by:
RON HOWERTON**

 **Place of use**

 **POD**

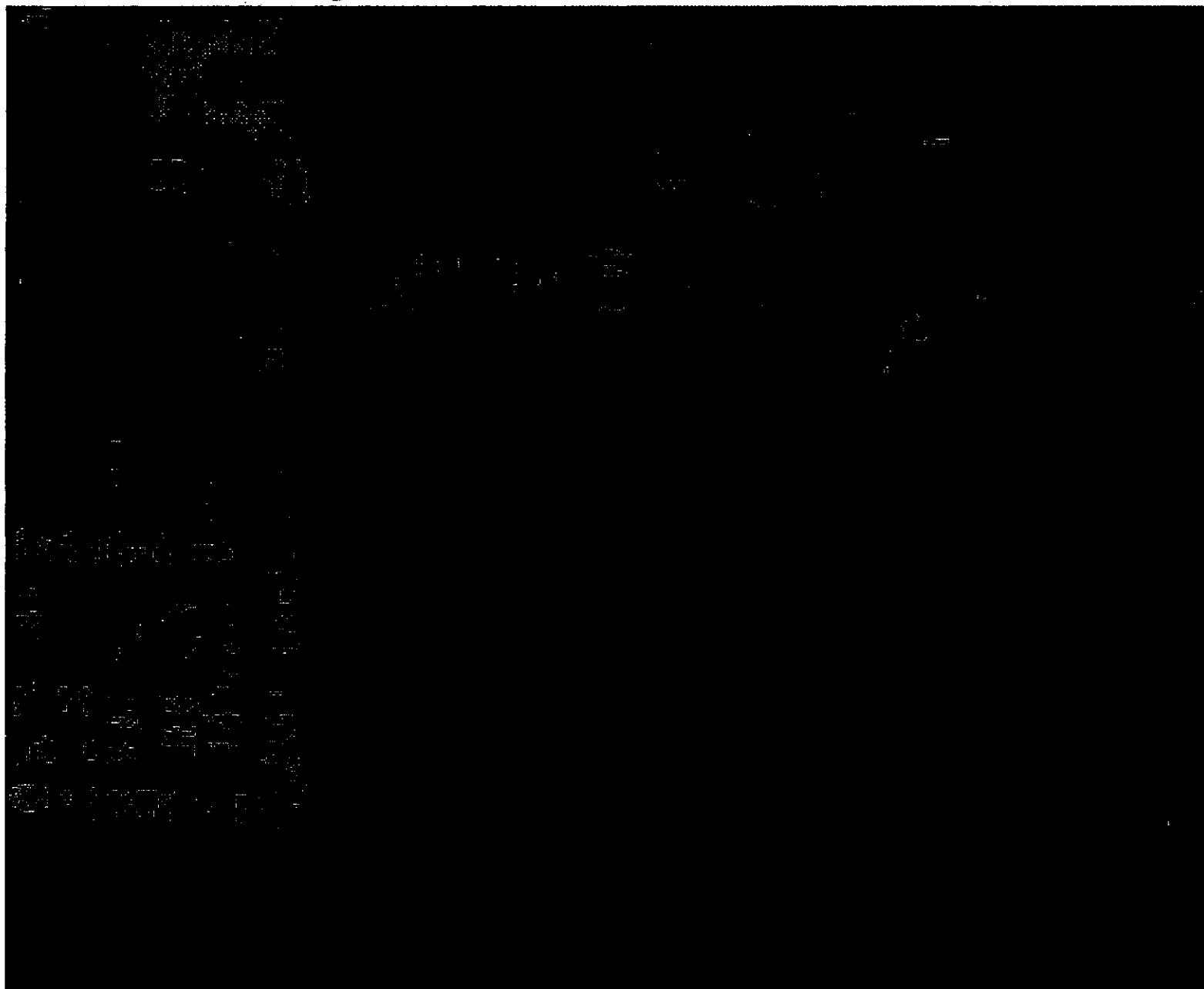
 **SECTION**

 **1/4 1/4**



1997 NAPP

Idaho Department of Water Resources



0 0.1 0.2 0.3 0.4 Miles



ADJUDICATION DIVISION
REPORT OF EXAMINERS

Claim No. 65-1941

- Name of Applicant... E. L. Gandy Mustain
- Priority... 1/1/1910
- Source of Water... Groundwater

4. Determine Purpose and Quantity of Water Found Used:

(Quantity) (Dom., Irr., Stk. water, etc.) (Mo., -Day) (Mo., -Day)
 ... 6.5 cfs Use Mun. Period of Use From 1/1/1 To 12/31
 ... Use ... Period of Use From ... To ...
 ... Use ... Period of Use From ... To ...

5. Location of Point of Diversion: NW 5 E of Section 8

Twp. 6N, Rge. 1W County of 60M

6. Describe Diversion Works: well w/ pump

7. Describe Location of Use:

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>6N</u>	<u>1W</u>	<u>8</u>										X			

TWP. 6N RGE. 1W COUNTY 60M SCALE: 1" = 1 MILE

8. Purpose Other Than Irrigation: Domestic use house
2 trailers

9. Remarks: well located at house white house
brick front 2 trailers at oil pump and one
oil pump house 2 wells see claim 65-1943
claims for 12 trailer only has 2

This examination was made on the 5 day of Jan, 19 71.

(Signed) George J. Hoyer
 Examiner.

LP 12-16-77

AJ0749NP
No. R65-01941

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/14/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLANCY B MUSTAIN	04/01/1910	DOMESTIC	01-01 12-31	0.320 CFS	9.60 AFA
C	JOSIE F MUSTAIN 1419 E 4TH EMMETT ID 83617 (208) 365-4237					
TOTAL DIVERSION:					0.320 CFS	9.60 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T06N R01W S08

NWSE

GEM County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE									
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
06N	01W	8	:					:					:					:						:	

POU County: GEM

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- ~~N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.~~
- 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.

.32 is more than decreed

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

USE Rank:
DOMESTIC USE IS FOR TRACER COURT (12 units)
& 1 Home
POD, F02 Rank

WR0749NP
No. 65-01941

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/14/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLANCY B. MUSTAIN	04/01/1910	DOMESTIC	01/01 12/31	0.320 CFS	9.60 AFA
C	JOSIE F. MUSTAIN					
	1419 E. 4TH			TOTAL DIVERSION:	0.320 CFS	9.60 AFA
	EMMETT ID 83617					

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T06N R01W S08 NWSE GEM County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE																			
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
06N	01W	8	:		:		:		:		:		:		:		:		:		:		:		:		:		:		:
			:		:		:		:		:		:		:		:		:		:		:		:		:		:		:

Pou County: GEM

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

65-01098 65-01110 65-01438

Other Water Rights Listing Overlapping Place(s) of use:

65-00054X 65-01438 65-13609

Remarks: GEN TWO WELLS.

Dates:	App. Received:	Priority Date:	04/01/1910
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

INDICATES TOTAL

SOURCE: GROUNDWATER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
65-3644	MORGAN, CORA E. ROUTE 1, BOX 94-A, FRUITLAND, IDAHO 83619	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SENE S26 T 8N R 5W	SENE S26 T 8N R 5W	BENEFICIAL USE
65-1719	MORROW, GLENN DEE & MORROW, MARY L. 1106 EAST 2ND, EMMETT, IDAHO 83617	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SENW S 6 T 6N R 1W	SENW S 6 T 6N R 1W	BENEFICIAL USE
65-1941	MUSTAIN, CLANCY B. & MUSTAIN, JOSIE F. ROUTE 3, BOX 160, EMMETT, IDAHO 83617 REMARKS: TWO WELLS.	4/ 1/1910	DOMESTIC	1/ 1 12/31	9.60 AFA .32 CFS	NWSE S 8 T 6N R 1W	NWSE S 8 T 6N R 1W	BENEFICIAL USE
65-5448	NAEGLE, LEONARD ROUTE 1, BOX 166, EMMETT, IDAHO 83617	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SESE S20 T 7N R 3W	SESE S20 T 7N R 3W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	1.40 AFA .03 CFS *2.60*AFA *.04*CFS		SAME AS OTHER USE	
65-3319	NICHOLS, RALPH A. & NICHOLS, HAZEL H. ROUTE 2, BOX 65, EMMETT, IDAHO 83617	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NENE S 4 T 6N R 2W	NENE S 4 T 6N R 2W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	1.40 AFA .02 CFS *2.60*AFA *.04*CFS		SAME AS OTHER USE	
65-1692	OSBORN, VIOLET D. ROUTE 3, BOX 156, EMMETT, IDAHO 83617	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWNE S 8 T 6N R 1W	SWNE S 8 T 6N R 1W	BENEFICIAL USE
65-6250	OSGOOD, EVERETT H. ROUTE 1, FRUITLAND, IDAHO 83619	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NENE S26 T 8N R 5W	NENE S26 T 8N R 5W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	4.10 AFA .07 CFS *5.30*AFA *.11*CFS		SAME AS OTHER USE	
65-6259	OSGOOD, EVERETT H. ROUTE 1, FRUITLAND, IDAHO 83619	4/ 1/1910	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SENW S26 T 8N R 5W	SENW S26 T 8N R 5W	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS *1.90*AFA *.06*CFS		SAME AS OTHER USE	

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 65-1941
Date Received: 2/5/90
Receipt No: X999999
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s): MICHELLE LANIER
PO BOX 235
EMMETT ID USA 83617

Phone: (208) 398-8251

2. Date of Priority: 04/01/1910

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	01W	8	NW SE	GEM	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A.
DOMESTIC	1/01	12/31	0.32	9.6

7. Total Quantity Appropriated is:
0.32 C.F.S. and/or 9.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	01W	8	NW SE		DOMESTIC	

11. Place of use in counties: GEM

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

TWO WELLS
Ownership changed by DB 3/30/2001.

15. Basis of Claim: Decreed

RECEIVED

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

MAR 22 2001

MAR 23 2001 NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Department of Water Resources

WATER RESOURCES
WESTERN REGIONPlease 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, 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
65-1941					

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) are 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) *(my father decedent)* Clancy B. Mustain / Josie F. Mustain
1419 E. 4th Street, Emmett, ID 83617
4. New Owner/Claimant(s) Michelle G. Lanier
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 235 (1419 E. 4th Street)
- City, State and ZIP Code Emmett, Idaho 83617
- New Telephone Number (208) 398-8251
5. Date you acquired the property May 1995
Property passed through Estate of father Clancy B. Mustain to daughter Michelle G. Lanier

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) Michelle S. Loner
(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 _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
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.

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

MAR 23 2001

WATER RESOURCES
WESTERN REGION

WARRANTY DEED

For Value Received

Ronald Davis and Marlene Davis, husband and wife,

The grantors, do hereby grant, bargain, sell and convey unto

Michelle Lanier, an unmarried individual

the grantee, whose current address is 1111 Opal Street, #16, Redondo Beach, CA 90277

the following described premises, in GEM County Idaho, to-wit:

A tract of land in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 8, Township 6 North, Range 1 West, B.M., Gem County, Idaho, more particularly described as follows:

BEGINNING at the Northwest corner of the SE $\frac{1}{4}$ of Section 8, THE REAL POINT OF BEGINNING; thence South on the North and South center line of said Section 198 feet; thence East parallel to the East and West center line of said Section, 660 feet to the East line of the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ SE $\frac{1}{4}$; thence North on the said East line of the W $\frac{1}{2}$ of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, 198 feet to the East and West center line of said Section; thence West on the said East and West center line of said Section 660 feet to the said REAL POINT OF BEGINNING.

EXCEPT a strip of land 25 feet wide off the North side for highway.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee her heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; that they are free from all incumbrances EXCEPT: current year taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: September 15, 1995

Ronald Davis
Ronald Davis

Marlene Davis
Marlene Davis

Oregon
STATE OF IDAHO, COUNTY OF Crook
On this 15th day of September, 1995,
before me, a notary public in and for the said State, personally
appeared

Ronald Davis and Marlene Davis

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

Jessica McLean
Notary Public
Residing at Bremerton Oregon
Comm. Expires 5-26-99

STATE OF IDAHO, COUNTY OF GEM

I hereby certify that this instrument was filed for record at the
request of Security Title Co.

at 10 minutes past 11 o'clock A.M.,
this 22nd day of September
1995 in my office, and duly recorded in BOOK as a Deed
of Record at Page under Instr. #186597.

Thelma R. Kolodziej
Ex-Officio Recorder

By Judy Begham Deputy.
Fees \$ 3.00
Mail to: Michelle Lanier

1111 Opal Street, #16
Redondo Beach, CA 90277



INSTRUMENT NO.

186597

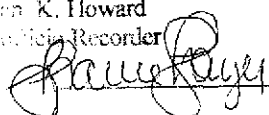
STATE OF IDAHO)
County of Gem) SS.

I certify that the foregoing is a true
and correct copy of the instrument of
record as Instrument No. 180597.

DATED 3/19/01.

Susan K. Howard

Public Recorder

 Deputy

03/08/2001

RECEIVED

MAR 23 2001

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 13, 2001

Water right number: 65-1941

~~JOSIE F MUSTAIN~~

~~1419 E 4TH~~

~~EMMETT ID 83617~~

~~Telephone Number: (208)365-4237~~

~~CLANCY B MUSTAIN~~

~~1419 E 4TH~~

~~EMMETT ID 83617~~

~~Telephone Number: (208)365-4237~~

Michelle G. Lanier

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: ^{change Ownership} ~~no changes~~ need to be made.

DATE: 3-16-2001

SIGNATURE: Michelle G. Lanier

Please print your name: Michelle G. Lanier

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

03/08/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-1941
NAME AND ADDRESS: ~~JOSIE F MUSTAIN~~
1419 E 4TH
EMMETT ID 83617

RECEIVED

MAR 23 2001

WATER RESOURCES
WESTERN REGION

Author deceased
property passed through
Estate 5/95

CLANCY B MUSTAIN → Michelle G. Lanier
1419 E 4TH
EMMETT ID 83617
PO Box 235
Emmett, ID 83617

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.320 CFS
9.60 AFY

PRIORITY DATE: 04/01/1910

POINT OF DIVERSION:

T06N R01W S8 NWSE Within GEM County
2 POINTS OF DIVERSION LOCATED IN T06N, R01W, S08, NWSE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.320 CFS 9.60 AFY
DOMESTIC USE IS FOR TRAILER COURT (12 UNITS) AND 1 HOME.		

PLACE OF USE:

DOMESTIC Within GEM County
T06N R01W S08 NWSE

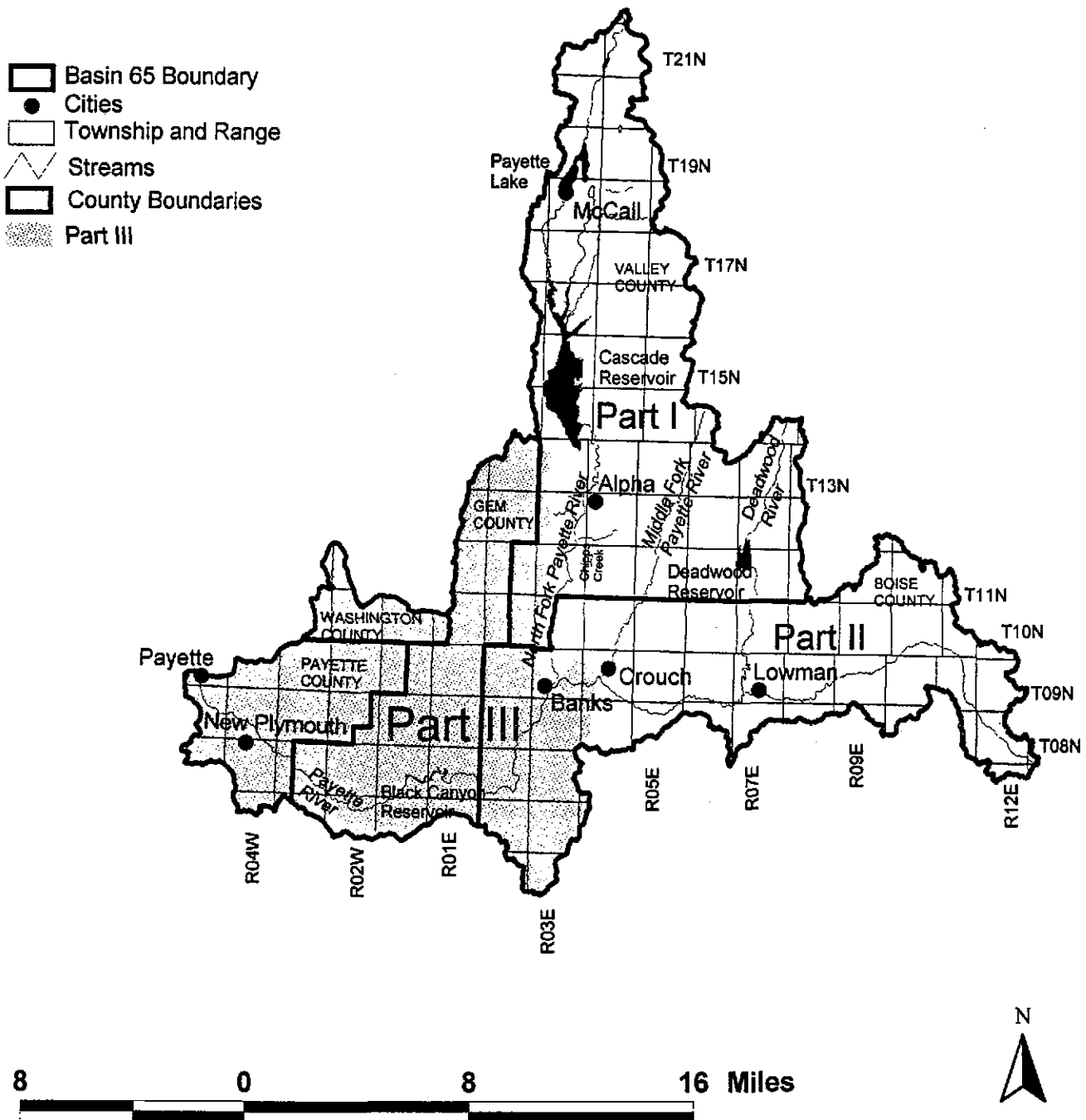
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Basin 65

Part III



RECEIVED

MAY 15 1990

Department of Water Resources

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576
Ident. No. AGS-01941

ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly:

Name of Claimant(s) CLANCY-B-MUSTAIN

Mailing Address
(include Zip Code) 1419 E 4th EMMETT 83617

Phone Number () 365-4237

MICROFILMED
SEP 18 1992

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

IDENT. NUMBER: 65-01941
DATE RECEIVED: 2/5/90
RECEIPT NO: 199699
RECEIVED BY: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. NAME: CLANCY B. MUSTAIN
ADDRESS: 1419 E. 4TH
EMMETT, ID

83617

NAME: JOSIE F. MUSTAIN
ADDRESS: 1419 E. 4TH
EMMETT, ID

83617

RECEIVED
FEB 5 1990

2. DATE OF PRIORITY: APR 01, 1910

Department of Water Resources

3. SOURCE: GROUNDWATER

TRIB. TO:

4. POINT OF DIVERSION:

TOWNSHIP	RANGE	SECTION	1/4 OF	1/4 OF	1/4	LOT	COUNTY
06N	01W	8	NW	SE			GEM

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

PURPOSE	FROM	TO	C.F.S.	(OR)	A.F.A.
DOMESTIC	01/01	12/31	0.320		9.60

7. TOTAL QUANTITY APPROPRIATED IS:
0.320 C.F.S. (AND/OR)

9.60 A.F.A.

8. TOTAL CONSUMPTIVE USE IS

ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

TOWNSHIP	RANGE	SECTION	1/4 OF 1/4	LOT	USE	ACRES
06N.	01W	8	NW SE		DOMEST	

11. PLACE OF USE IN COUNTIES: GEM, GEM

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

TWO WELLS.

15. BASIS OF CLAIM: DECREED

CASE NUMBER:

COURT :

DECREE DATE: 1/21/1986

STATE OF IDAHO
DECREE PLAINTIFF

A & C CORP., ET AL.
VS
DECREE DEFENDANT

16. SIGNATURE(S)

(A.) BY SIGNING BELOW, I/WE ACKNOWLEDGE THAT I/WE HAVE RECEIVED, READ AND UNDERSTAND THE FORM ENTITLED "HOW YOU WILL RECEIVE NOTICE IN THE SNAKE RIVER BASIN ADJUDICATION." (B.) I/WE DO ____ DO NOT ____ WISH TO RECEIVE AND PAY A SMALL ANNUAL FEE FOR MONTHLY COPIES OF THE DOCKET SHEET.

NUMBER OF ATTACHMENTS: _____

FOR INDIVIDUALS:

I/WE DO SOLEMNLY SWEAR OR AFFIRM THAT THE STATEMENTS CONTAINED IN THE FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF CLAIMANT(S): Clancy B. Mustain DATE: 2-5-90

DATE: _____

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM _____ OF

TITLE
_____, THAT I HAVE SIGNED THE FOREGOING
ORGANIZATION
DOCUMENT IN THE SPACE BELOW AS _____ OF

TITLE
_____ AND THAT THE STATEMENTS CONTAINED IN THE
ORGANIZATION
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

SIGNATURE OF AUTHORIZED AGENT

TITLE AND ORGANIZATION

DATE

STATE OF IDAHO)
COUNTY OF Ada) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 5th DAY
OF Feb 19 90

NOTARY PUBLIC

SEAL

RESIDING AT SALLY FRAZEE, Notary Public
Residing at Boise, Idaho
MY COMMISSION EXPIRES My Commission Expires November 14, 1992
DATE: 10/28/89 4448

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Mustain

CLAIM IDENT. NO.

A65-01941

DATE RECEIVED

3/5/90

CK #

AMOUNT \$

0 -

YES

NO

Require
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ *
2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☐ YES ☐ NO ☐ *
3. (a) Is a source entered? ☐ YES ☐ NO ☐ *
- (b) Is a tributary to entered? (if required) ☐ YES ☐ NO ☐ *
4. Is the legal description of the p.d. sufficient? ☐ YES ☐ NO ☐ *
5. Is there a description of the diverting works? ☐ YES ☐ NO ☐ *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☐ YES ☐ NO ☐ *
- Is the period of use included? ☐ YES ☐ NO ☐ *
- Is a quantity claimed for each use? ☐ YES ☐ NO ☐ *
7. Is a total quantity claimed entered? ☐ YES ☐ NO ☐ *
8. If required is a consumptive use entered? ☐ YES ☐ NO ☐ *
- Is the consumptive use correct? ☐ YES ☐ NO ☐ *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☐ YES ☐ NO ☐ *
10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☐ NO ☐ *
11. Is (are) the county(ies) entered? ☐ YES ☐ NO ☐ *
12. Is the ownership of p.u. checked? ☐ YES ☐ NO ☐ *
13. Are other water rights listed or "none" indicated? ☐ YES ☐ NO ☐ *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☐ NO ☐ *
15. Is the basis of the claim indicated? ☐ YES ☐ NO ☐ *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO ☐ *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ *
20. Is the fee enclosed correct? ☐ YES ☐ NO ☐ *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☐ NO ☐ *
22. Should this claim be data entered? ☒ YES ☐ NO ☐ *

Claim checked by:

RME

Date:

5/15/90

Claim must be returned to claimant:

☐ (Yes) ☒ (No)

Claimant must be notified of modifications:

☐ (Yes) ☒ (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

MICROFILMED

SEP 18 1992