

RECEIVED

SEP 26 1997

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

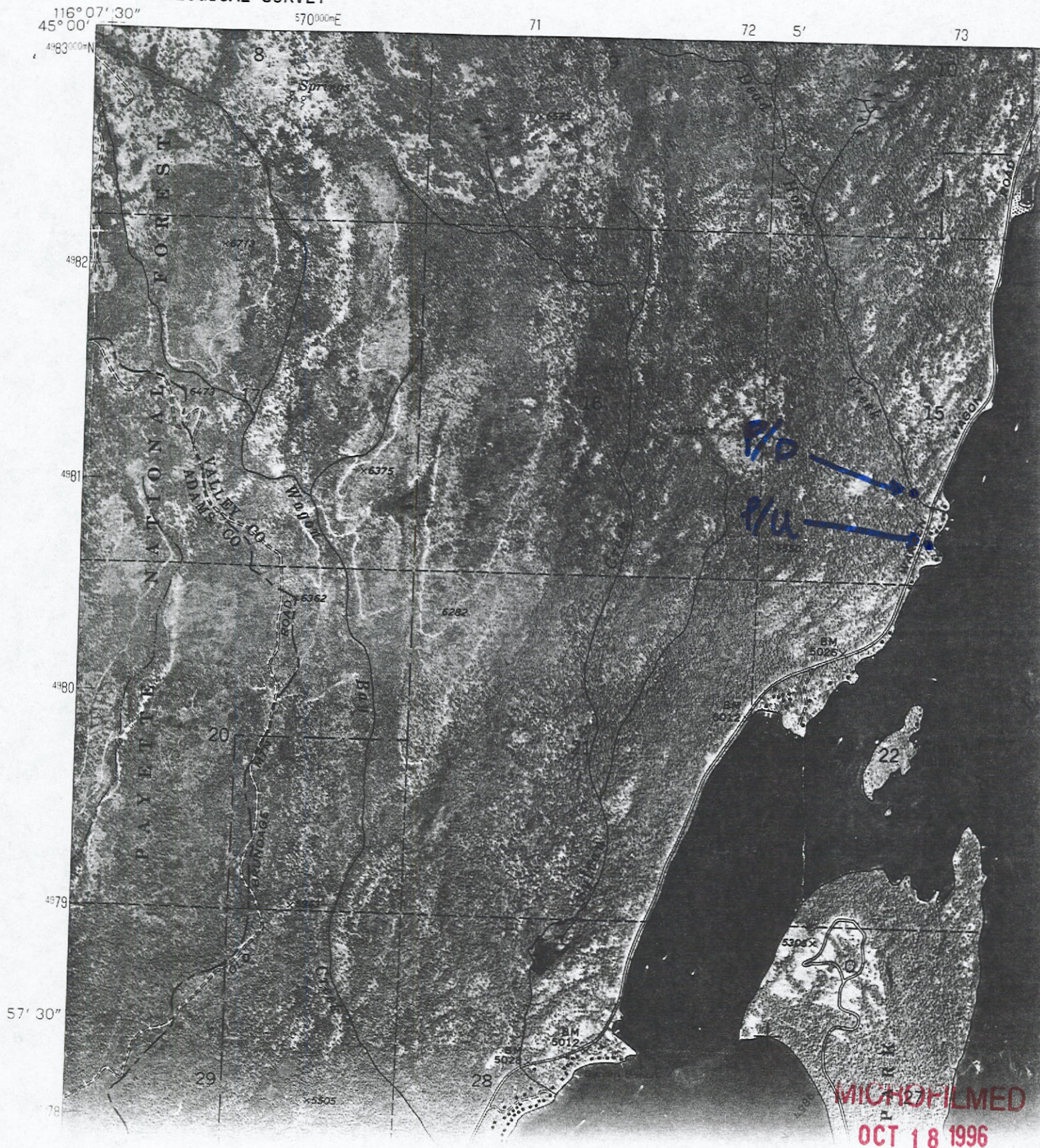
Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 65-02416 & 65-12911
Adjudication Claim No(s).: A65-02416 (N/A for 65-12911)
 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 attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
 3. Name and Address of Former Owner/Claimant Joseph Saltzer
624 Dooley Lane, Nampa, ID 83651
 4. New Owner/Claimant(s) Lance F. Bospflug, Judy A. Bospflug
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address 2700 Lovers Lane
Ruston, Louisiana 71270
City, State and ZIP Code
New Telephone Number (318) 254-1189
 5. Date you acquired the property September 26, 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.
Number of acres you irrigate N/A Number and type of stock N/A
Diversion rate in CFS :828 Number of homes 1 Other uses _____
- 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 or Claimant(s) Lance F. Bospflug
Judy A. Bospflug
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
 8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

ORIGINAL PRODUCED FOR
IDAHO DEPARTMENT OF LANDS
BY
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

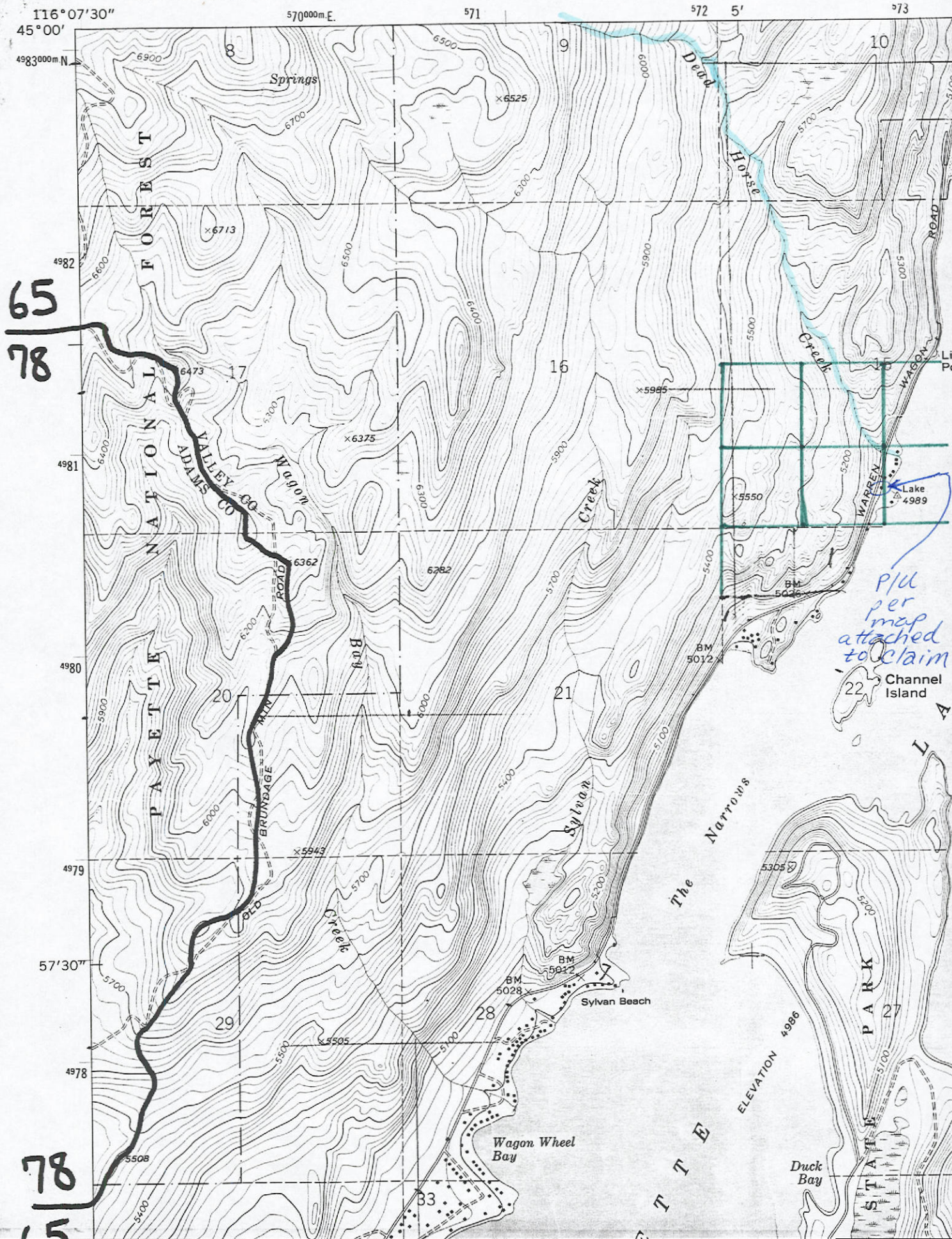
POOR ORIGINAL

ALS-02416



UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

5-10



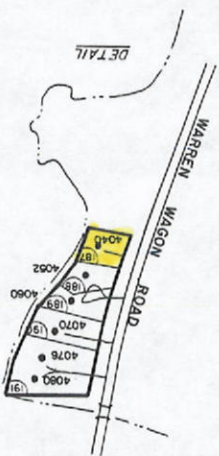
plu
per
map
attached
to claim

1814	1800	1813	1800
1800	PAGE	1800	1800
1800	1813	1800	1800

SCALE IN FEET
0 250 500 1000



A. REMAP ROADS IN DEADHORSE CREEK COTTAGE SITES



DEADHORSE CREEK COTTAGE SITES
(See detail this page)

PALETTE
LAKE

SWSE
GLH

SESW
GLH

4005

4020

4098

WARREN WAGON ROAD

Dead Horse Cr.

9 10 15 16

10 11 14 15

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 19031

This report is for Completion & Beneficial Use In Water District No. _____

1. Name of applicant Dr. Joseph Saltzer, Box 456, Homedale, Idaho
 2. Source of water supply: unnamed spring
 3. Location of point of diversion: Is in the SE 1/4 of Section 15
 T. 19 N. R. 3 E. County of Valley

4. Describe works as they exist, giving dimensions and capacities of same: Diversion is by pipe line of 1 1/2 inch diameter for the first 40 ft. and thence by 300 ft. of 5/8" galvanized pipe leading to a summer cottage and point of use. The static head is 15 ft. (approx.) and the capacity of the works does not exceed one mineral inch.

5. Water is used for: domestic purposes

6. State whether or not water has been turned into works of diversion: Yes

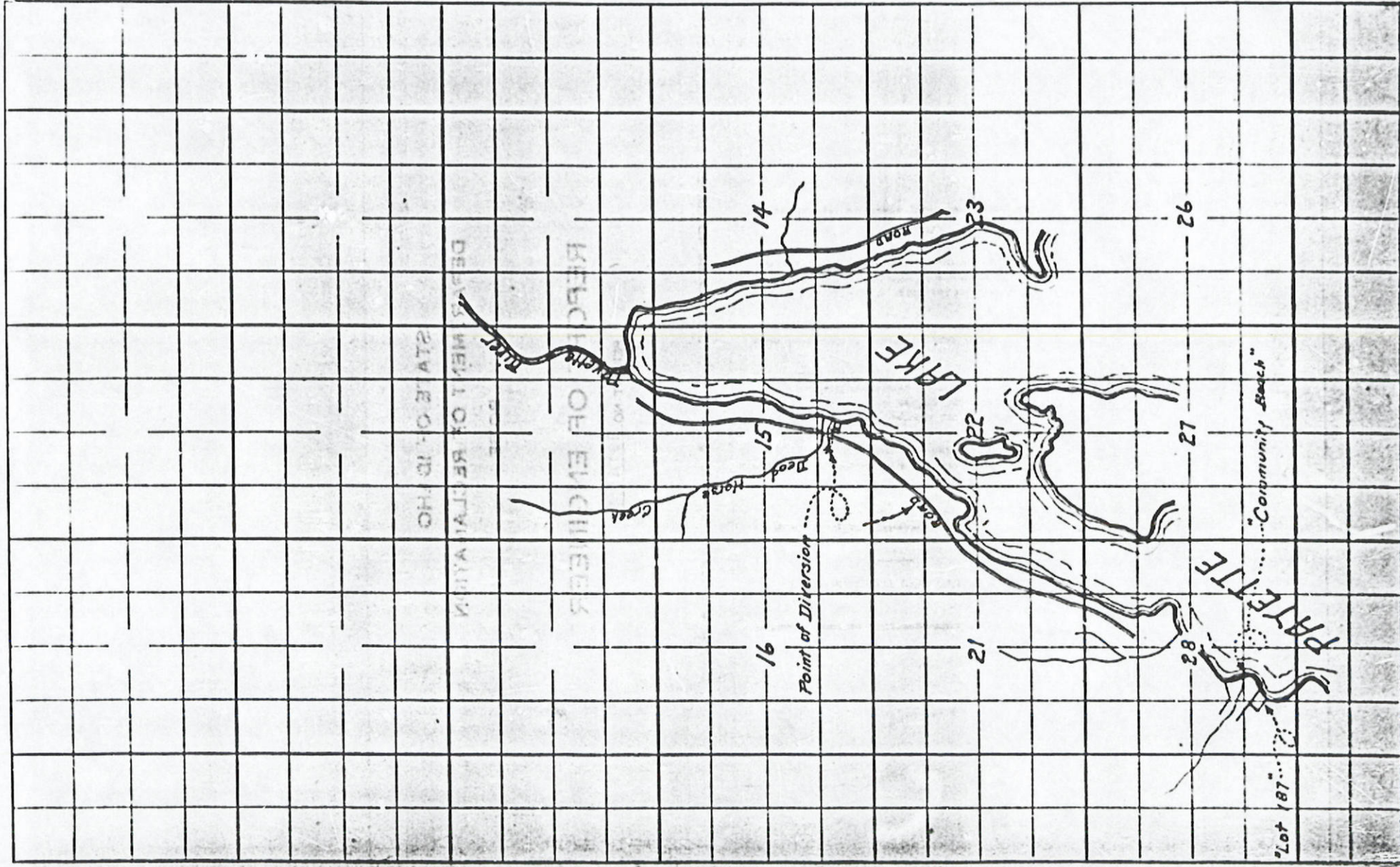
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): State Land Lease No. 5019 or Lot #187, Payette-Lakes subdivision

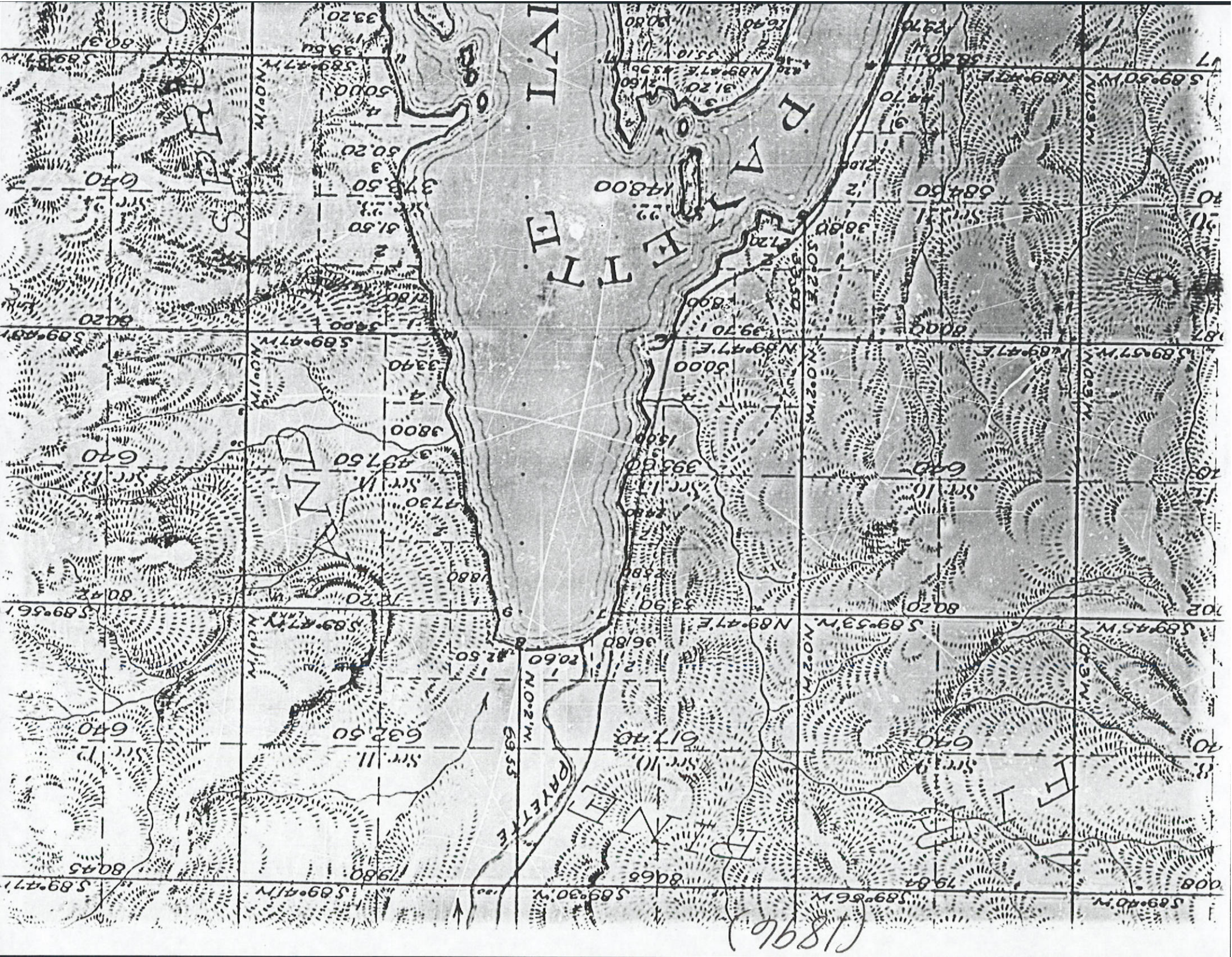
(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Payette River
 Remarks: The estimated total flow of the spring is 0.1 Sec. Ft. and the balance not hereby appropriated should be devoted to use of the public upon the adjacent "Community Beach" and picnic ground.

78 State Land Board Lot #187 (area 0.42 acre) is located in Sec. 28 as per plat, but this water diversion and point of use are located in Sec. 15 same township and range.

This examination was made on the 25th day of August, 1941
 (Signed) *W. H. Kean*





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: **A65-02416**
Date Received: / /
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: LANCE F BOSPFUG 318-254-1189
Address: 2700 LOVERS LN
RUSTON LA 71270

AND/OR

Name: JUDY A BOSPFUG 318-254-1189
Address: 2700 LOVERS LN
RUSTON LA 71270

2. Date of Priority: NOV 25, 1940

3. Source: UNNAMED STREAM Trib. to: BIG PAYETTE LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	03E	15		NE	SW		VALLEY
				SE	SW		VALLEY

5. Description of diverting works:
CEMENT COLLECTION, PIPELINE AND TAP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		1.20

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
19N	03E	15	SE	SW	4	DOMEST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
63-12911

14. Remarks:

WATER UNDER THIS CLAIM HAS BEEN USED FOR DRINKING WATER ONLY.
WATER UNDER 65-12911 (BIG PAYETTE LAKE) IS PIPED INTO HOME FOR
OTHER DOMESTIC USES.
SINGLE POINT OF DIVERSION ON OR NEAR TRACT LINE BETWEEN NESW
AND SESW.
P/U AKA LOT 187, DEADHORSE CREEK COTTAGE SITES. STREET ADDRESS
IS 4040 WARREN WAGON RD, MCCALL.
OWNERSHIP CHANGE BY DB 11/20/97.

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

RECEIVED

SEP 26 1997

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

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 4. New Owner/Claimant(s) Lance F. Bospflug, Judy A. Bospflug
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Judy A. Bospflug
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
 8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

WARRANTY DEED

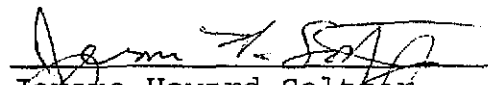
For value received, Jerome Howard Saltzer, aka Jerome H. Saltzer, and Marlys Anne Saltzer, husband and wife, and Brian Edward Saltzer, aka Brian E. Saltzer, and Brenda Saltzer, husband and wife, and Sandra Lee Saltzer Capri, aka Sandra Lee Saltzer, and Roger Capri, wife and husband, Grantors, do hereby grant, bargain, sell and convey unto Lance F. Bospflug and Judy A. Bospflug, husband and wife, whose address is 2700 Lovers Lane, Ruston, Louisiana 71270, Grantees, the following described premises, to wit:

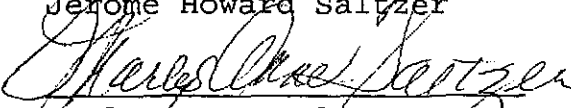
All that certain lot, piece or parcel of land situated in Valley County, Idaho, and shown as Lot 187, Dead Horse Creek Cottage Sites in Government Lot 4 of Section 15, Township 19 North, Range 3 East, B.M., Valley County, Idaho.

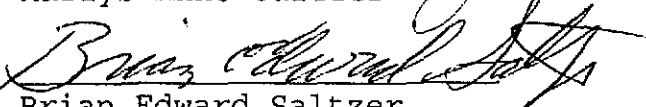
SUBJECT TO: Mining claims, reservations or exceptions in patents, water rights, claims or title to water, discrepancies, conflicts in boundary lines, shortage in area, encroachments, any facts which a correct survey and inspection of the premises would disclose, easements or rights of way, either of record or upon the ground, all taxes and assessments, rights or claims arising by reason of the land bordering Payette Lake, State of Idaho statutory rights and matters shown of record. To have and hold the premises with their appurtenances unto the said Grantees and their assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises and that said premises are free from all encumbrances

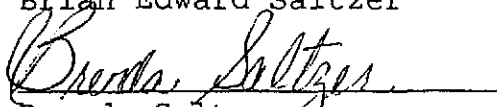
except as set forth herein and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 19 day of September, 1997.


Jerome Howard Saltzer


Marlys Anne Saltzer


Brian Edward Saltzer

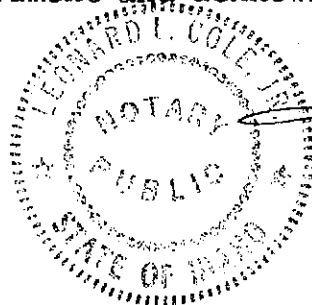

Brenda Saltzer

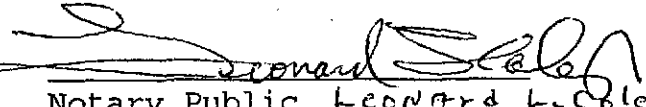

Sandra Lee Saltzer Capri

Roger Capri

State of Idaho)
) ss.
County of Valley)

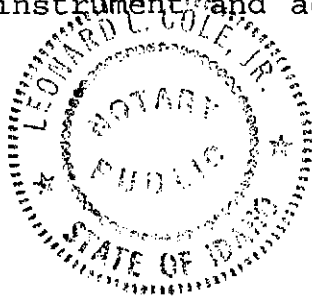
On this 19 day of September, 1997, before me, the undersigned Notary Public in and for said state, personally appeared Jerome Howard Saltzer and Marlys Anne Saltzer, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

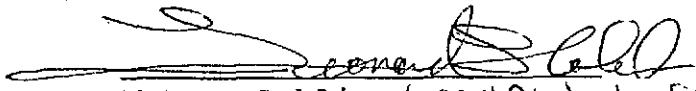



Notary Public Leonard L. Cole Jr.
Residing at: CAESAR
My Commission Expires: 1-13-99

State of Idaho,)
) ss.
County of Valley.)

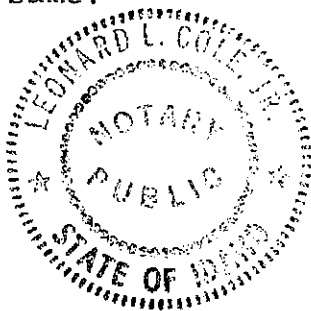
On this 19 day of September, 1997, before me, the undersigned Notary Public in and for said state, personally appeared Brian Edward Saltzer and Brenda Saltzer, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.




Notary Public LEONARD L. Cole Jr.
Residing at: CASCADE
My Commission Expires: 1-13-99

State of Idaho)
) ss.
County of Valley)

On this 19 day of September, 1997, before me, the undersigned Notary Public in and for said state, personally appeared Sandra Lee Saltzer Capri and ~~Roger Capri~~, wife and ~~husband~~, known 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 LEONARD L. Cole Jr.
Residing at: CASCADE
My Commission Expires: 1-13-99

except as set forth herein and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 22nd day of September, 1997.

Jerome Howard Saltzer

Marlys Anne Saltzer

Brian Edward Saltzer

Brenda Saltzer

Sandra Lee Saltzer Capri

Roger W. Capri
Roger Capri

State of Idaho)
) ss.
County of Valley)

On this _____ day of September, 1997, before me, the undersigned Notary Public in and for said state, personally appeared Jerome Howard Saltzer and Marlys Anne Saltzer, 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.

Notary Public
Residing at:
My Commission Expires:

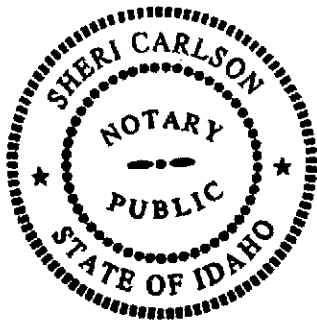
State of Idaho,)
) ss.
County of Valley.)

On this _____ day of September, 1997, before me, the undersigned Notary Public in and for said state, personally appeared Brian Edward Saltzer and Brenda Saltzer, 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.

Notary Public
Residing at:
My Commission Expires:

State of Idaho)
) ss.
County of Ada Valley)

On this 22nd day of September, 1997, before me, the undersigned Notary Public in and for said state, personally appeared ~~Sandra Lee Saltzer Capri and Roger Capri, wife and husband~~, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.



Sheri Carlson

Notary Public
Residing at: Meridian
My Commission Expires: 2/12/02

97 SEP 25 PM 2:26
MOUNTAIN TITLE & ESCROW
REQUESTED BY
RECORDED

FILED
L. L. REINHOLD
VALLEY COUNTY RECORDER
BY: Jay L. Smith
FEE: \$15.00

228418
Arch #10

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: A65-02416
Date Received: 12/28/1994
Receipt No: X777777
Received By: *Cyt*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JEROME HOWARD SALTZER 617-527-0718
Address: 54 GAMMONS
WABAN MA 02168
AND/OR
Name: BRIAN E SALTZER 503-549-2264
Address: PO BOX 1164
SISTERS OR 97757
AND/OR
Name: SANDRA L CAPRI 208-286-9544
Address: 1830 N PALMER
EAGLE ID 83616

2. Date of Priority: NOV 25, 1940

3. Source: UNNAMED STREAM Trib. to: BIG PAYETTE LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
19N	03E	15	NE	SW			VALLEY
			SE	SW			VALLEY

5. Description of diverting works:
CEMENT COLLECTION, PIPELINE AND TAP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		1.20

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
19N	03E	15	SE SW	4	DOMEST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
63-12911

14. Remarks:

Water under this claim has been used for drinking water only.
Water under 65-12911 (Big Payette Lake) is piped into home for other domestic uses.
Single point of diversion on or near tract line between NESW and SESW.
P/U aka Lot 187, Deadhorse Creek Cottage Sites. Street address is 4040 Warren Wagon Rd, McCall.

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): see original Date: _____

Date: _____

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

Identification No. #65-02416
Date Received _____
Receipt Number _____

**NOTICE OF CLAIM
TO A
WATER RIGHT**
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant(s) (See attached sheet for owners) Phone () _____
Mailing Address _____ Zip _____

2. Date of Priority (Only one per claim) 11/25/1940 Month/Day/Year

3. Source of water supply (Check one) () Groundwater or Other (X) (a) Unnamed stream
Name or kind of source
which is tributary to (b) Big Payette Lake

4. Location of point of diversion is: Township 19N Range 03E
Section 15, 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____, BM.,
County of _____

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. _____

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For Domestic purposes from 1/1 to 12/31 amount _____ (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-Irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 Summer Home

MICROFILMED

OCT 18 1996

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

✓ All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 19N Range 03E
Section 15, SE 1/4 of SW 1/4, Govt. Lot 4, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? _____
12. Do you own the property listed above as place of use? Yes _____ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
(x) None or _____
14. Remarks: Lot 04-D

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____
If applicable provide IDWR Water Right Number _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Andrea Copi Date 28-Dec-94

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____
Organization _____ that I have signed the foregoing
document in the space below as _____ of _____
Title _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Ada) SS. **NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 28th day of December 19 94

SEAL

Notary Public Beryl Wilson

Residing at Boise, Idaho

My Commission Expires April 9, 1998

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

OCT 18 1996

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

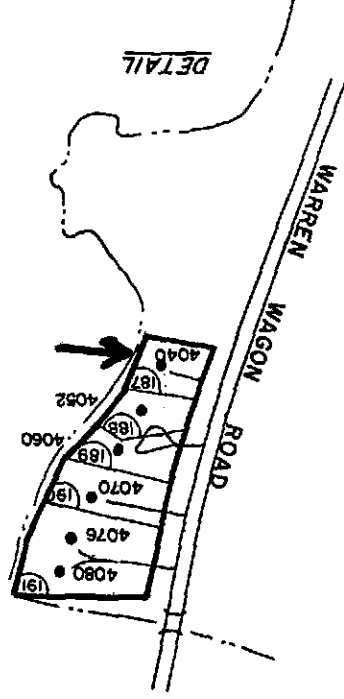
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10 11
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△ REMAP ROADS IN DEADHORSE CREEK COTTAGE SITES



AUG-02416



POOR ORIGINAL

ORIGINAL PRODUCED FOR
IDAHO DEPARTMENT OF LANDS
BY
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

ALS-02416

116° 07' 30"
45° 00' 00"
498300mN

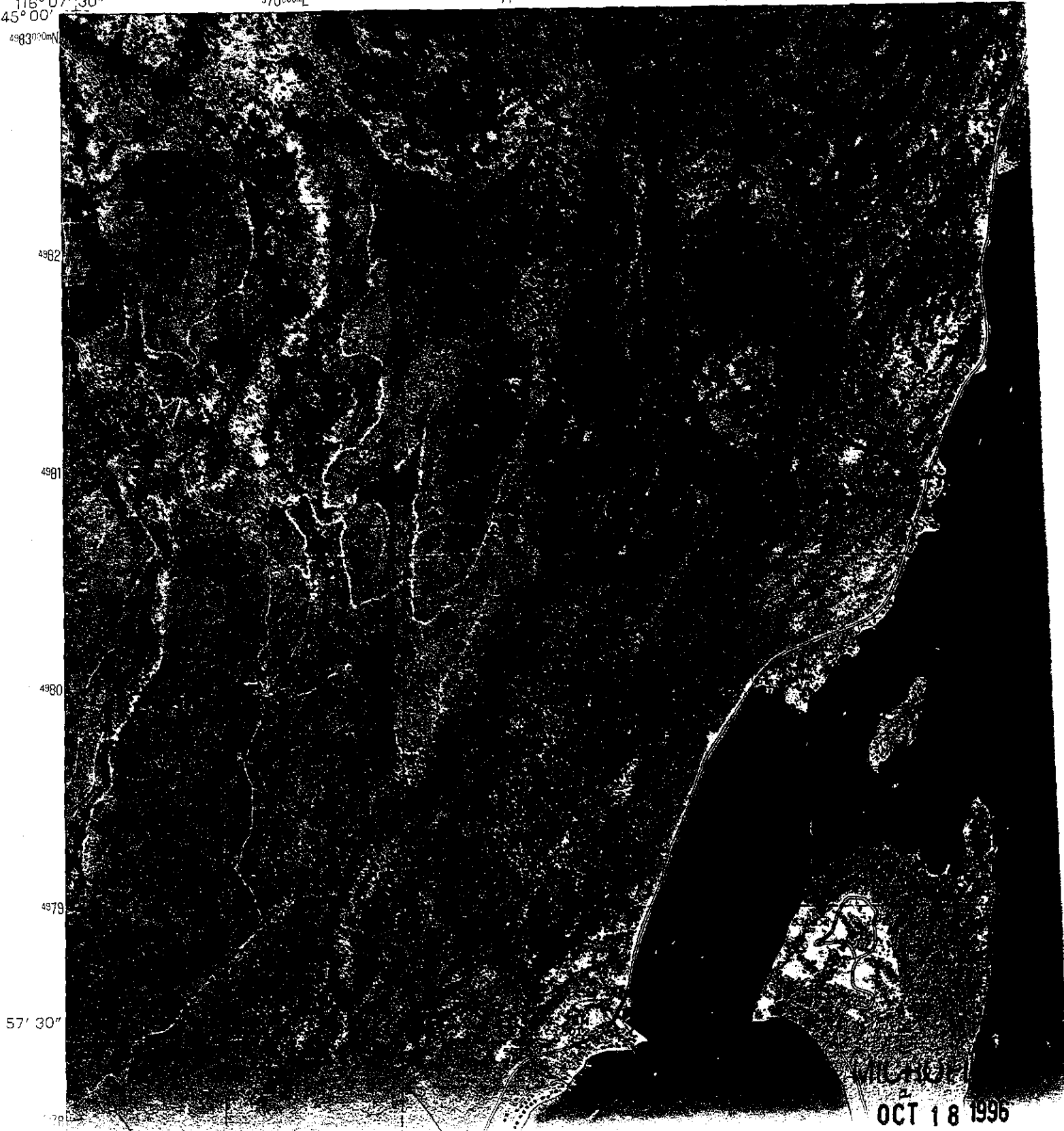
570000mE

71

72

5'

73



OCT 18 1996

ADJUDICATION CLAIM #65-02416

Name of Claimant Attachment

Name of Claimant: Jerome Howard Saltzer
Address: 54 Gammons WABAN Mass 02168
Phone: 617-527-0718

a/or

Name of Claimant: Brian E. Saltzer
Address: P.O. Box 1164 Sisters, Ore 97759
Phone: 503-549-2264

a/or

Name of Claimant: Sandra L. Capri
Address: 1830 N. Palmer, Eagle 83618
Phone: 286-9544

MICROFILMED
OCT 18 1996

September 29, 1999

NOTICE OF ERROR
REPLY

RECEIVED

OCT 20 1999

WATER RESOURCES
WESTERN REGION

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: October 29, 1999

Water right number: 65-02416

JUDY A BOSPFUG
LANCE F BOSPFUG
2700 LOVERS LN
RUSTON LA 71270

Daytime Telephone Number:	<u>RUSTON</u> 318-255-7912	<u>Mc CALL</u> 208-634-0538
Evening Telephone Number:	318-254-1189	

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; no changes need to be made.

DATE: 10-13-99 SIGNATURE: Lance F. Bospfug Judy A. Bospfug
Please print your name: LANCE F. BOSPFUG JUDY A. BOSPFUG

LANCE F. BOSPFLUG
P.O. Box 1260
RUSTON, LOUISIANA 71273-1260

RECEIVED

OCT 20 1999

WATER RESOURCES
WESTERN REGION

Dear IDWR:

Enclosed is our reply. The package you sent
was very well prepared and self explanatory.

Thank You,

Lance F. Bospflug

AJ0749NP
No. R65-02416

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

DATE: 08/03/99
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LANCE F BOSPFLUG	11/25/1940	DOMESTIC	01-01 12-31	0.020 CFS	1.20 AFA
C	JUDY A BOSPFLUG					
	2700 LOVERS LN			TOTAL DIVERSION:	0.020 CFS	1.20 AFA
	RUSTON LA 71270					
	(318) 254-1189					

Water Source: UNNAMED STREAM

Tributary to: BIG PAYETTE LAKE

Stage: DECREED

Point(s) of Diversion: T19N R03E S15 Lot03(NESW) Lot04(SESW)

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE							
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NENE		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	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac
---	---	---	:	---	---	---	---	:	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:
19N	03E	15	:					:						:									:

POU County: VALLEY

Non-Irrigation Uses: 1 HOME

Other Rights: 63-12911

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

65-00786 65-11227 65-18070 A65-00786 A65-02416 A65-10423 A65-10426 A65-10428 A65-11227 A65-18070

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

A65-10423

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.

Remarks: POD POINT OF DIVERSION IS ON LINE DIVIDING T19N, R03E, S15, NESW AND SESW.

EXP PROPERTY ALSO KNOWN AS LOT 187, DEADHORSE CREEK COTTAGE SITES.

Dates: Exam Made Date: Verified Date: 08/03/1999 Objection Filed Date:

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

AJ0749NP
No. R65-02416

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

DATE: 08/03/99
PAGE: 2

=====

Comments: Date: 08/03/1999 User-ID: KWALKER Subject: COPIED FROM REMARKS
WATER UNDER THIS CLAIM HAS BEEN USED FOR DRINKING WATER ONLY.
WATER UNDER 65-12911 (BIG PAYETTE LAKE) IS PIPED INTO HOME FOR
OTHER DOMESTIC USES.
SINGLE POINT OF DIVERSION ON OR NEAR TRACT LINE BETWEEN NESW
AND SESW.
P/U AKA LOT 187, DEADHORSE CREEK COTTAGE SITES. STREET ADDRESS
IS 4040 WARREN WAGON RD, MCCALL.
OWNERSHIP CHANGE BY DB 11/20/97.

Date: 08/03/1999 User-ID: KWALKER Subject: RECOMMENDATIONS
RECOMMENDING AS PREVIOUSLY DECREED.

Audit: 08/03/99 KWALKER

WR5809NP
No. 65-02416

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/10/99
PAGE: 15

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH SALTZER	11/25/1940	DOMESTIC ✓	01/01 12/31 ✓	0.020 CFS ✓	1.20 AFA ✓
TOTAL DIVERSION:					0.020 CFS ✓	1.20 AFA ✓

Water Source: UNNAMED STREAM ✓

Tributary to: BIG PAYETTE LAKE ✓

Stage: DECREED

Point(s) of Diversion:

T19N R03E S15

Lots Without 1/4 1/4 Description: DOMESTIC
19N 03E 15 04-D

Pou County:

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date: 11/25/1940
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: 65

Field Exam Fee:

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

VALLEY County

SUM

1 home

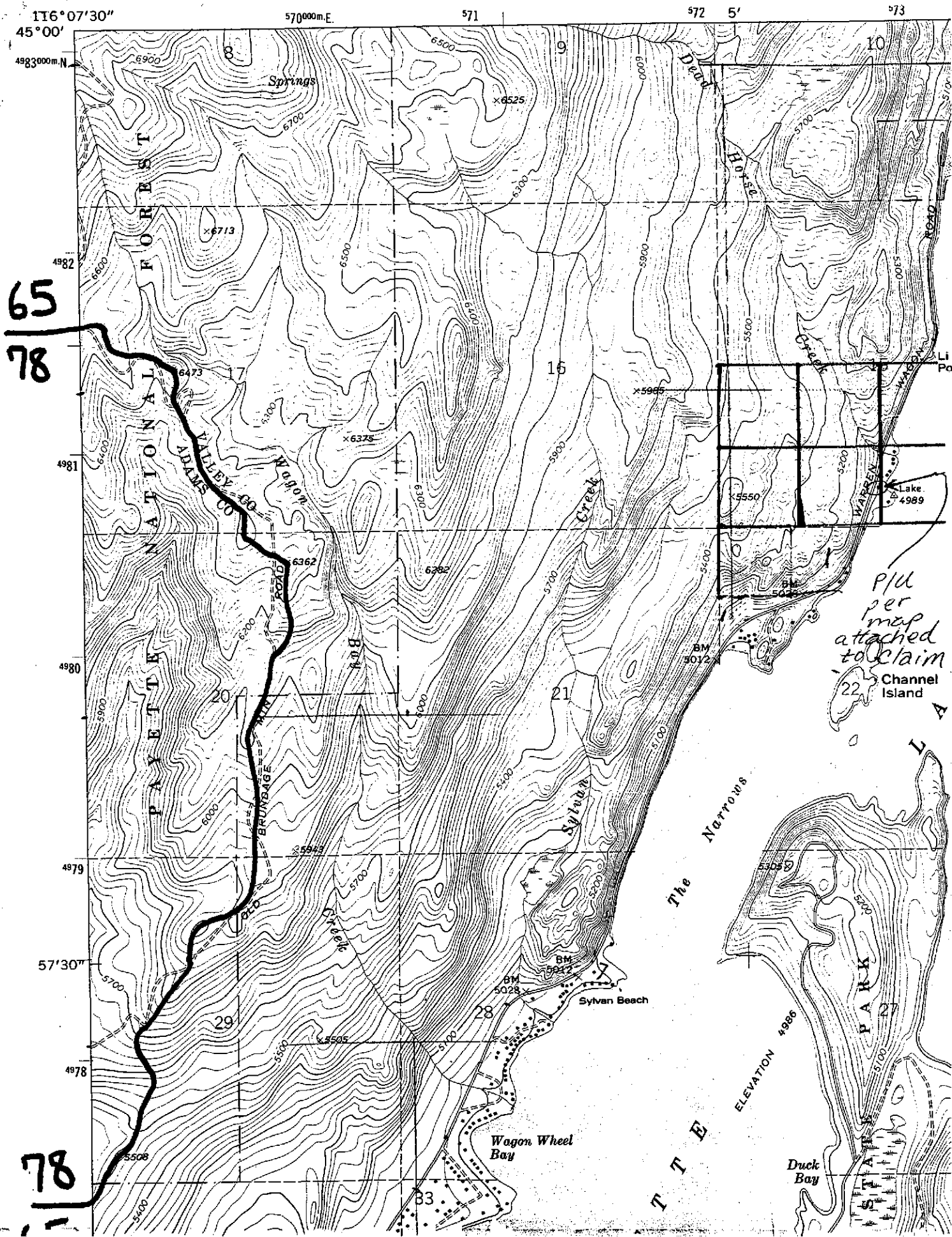
POD-F04

same as decreed

N11, N13

per Valley Co.
rural address
book - P/U is in
SWSE S15 - GL4
map shows
SESW - use
SESW as
claimed. FW
8/3/99

S-10

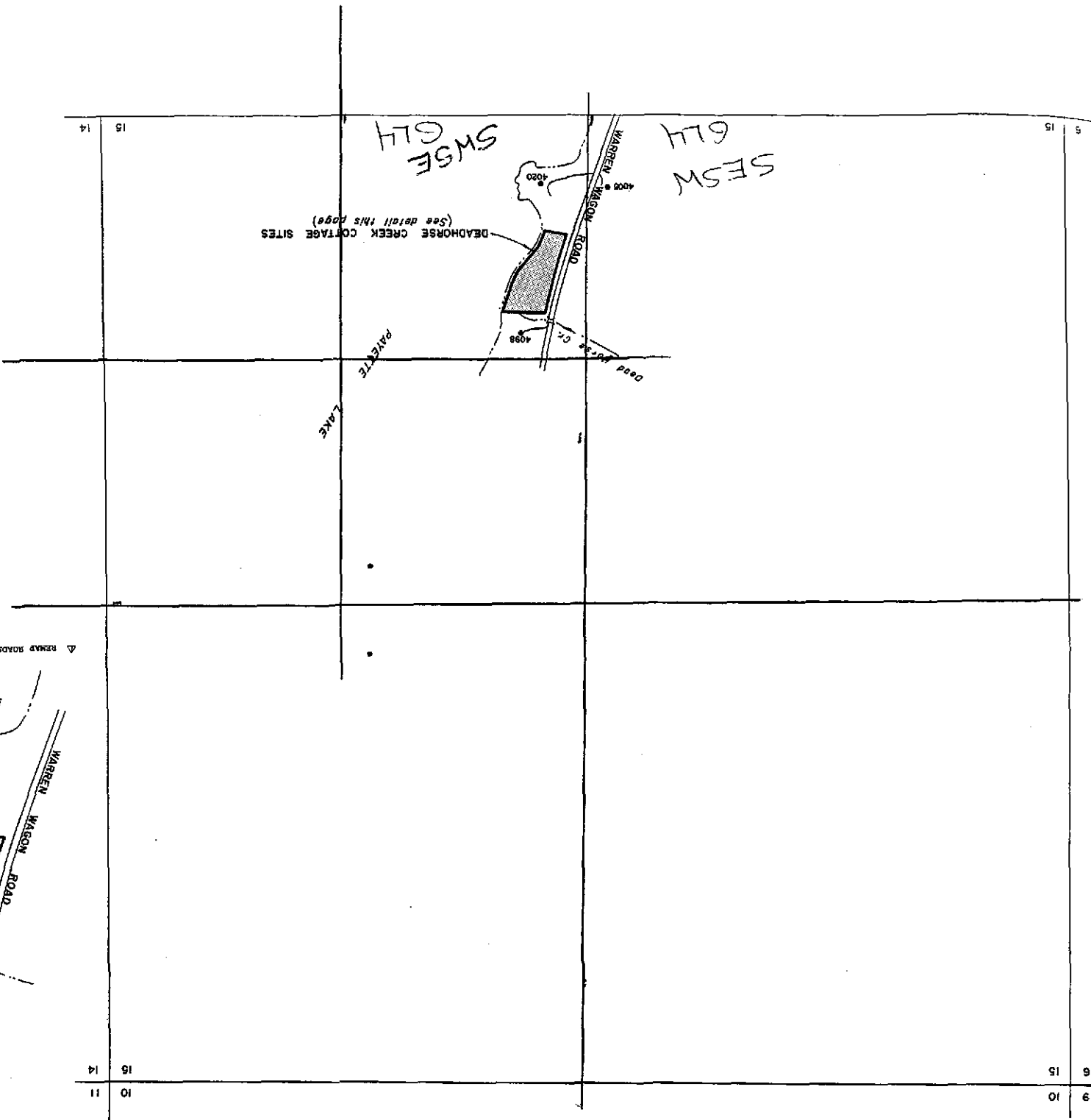
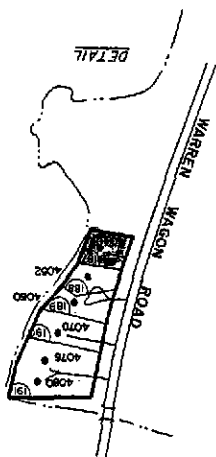


1814		1800
1800	PAGE 1813	1800
	1800	

SCALE IN FEET
0 250 500 1000



△ REMAP ROADS IN DEADHORSE CREEK COTTAGE SITES



MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 539

INDICATES TOTAL

SOURCE: UNNAMED STREAM

TRIBUTARY TO: BIG PAYETTE LAKE

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
65-8030	KNIGHTS OF PYTHIAS-IVANHOE LODGE #3 BOX 186, BOISE, IDAHO 83701	4/ 1/1932	DOMESTIC	1/ 1 12/31	7.20 AFA .24 CFS	LOT 2 S22 T19N R 3E	LOT2 S22 T19N R 3E	BENEFICIAL USE
65-2416	SALIZER, JOSEPH 215 EAST HAWAII STREET, NAPPAL, IDAHO 83651	11/25/1940	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	SESW S15 T19N R 3E	LOT4 S15 T19N R 3E	LICENSE
65-9720	SCHAEFER, FORREST R. 4601 MOUNTAIN VIEW DRIVE, BOISE, IDAHO 83704 REMARKS: LOT 29, HARRIS COVE SUBDIVISION.	6/ 1/1948	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	LOT 2 S 2 T18N R 3E	LOT2 S 2 T18N R 3E	BENEFICIAL USE
65-2537A	FORD JR., EDWIN D. 3033 EAST 6TH STREET, TUSCON, ARIZONA 85716	9/19/1950	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	NENW S35 T19N R 3E	NENW S35 T19N R 3E	LICENSE
65-2537X	WARREN, CLINTON C. & WARREN, NOVA M. 9606 PETTICCAT HILL ROAD, VANCOUVER, WASHINGTON 98664	9/19/1950	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NENW S35 T19N R 3E	NENW S35 T19N R 3E	LICENSE
65-0661	STATE OF IDAHO & ANDERSON, JAMES A., LESSEE DEPARTMENT OF LANDS, STATEHOUSE, BOISE, IDAHO 83720 REMARKS: LOT 8, BLOCK 6, CEDAR KNOLL.	10/13/1952	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	LOT 1 S33 T19N R 3E	LOT1 S33 T19N R 3E	BENEFICIAL USE
65-0662	STATE OF IDAHO & DUNN, A. KENNETH, LESSEE DEPARTMENT OF LANDS, STATEHOUSE, BOISE, IDAHO 83720 REMARKS: LOT 7, BLOCK 6, CEDAR KNOLLS.	10/13/1952	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	LOT 1 S33 T19N R 3E	LOT1 S33 T19N R 3E	BENEFICIAL USE
65-0667	STATE OF IDAHO & WELLS, E. G., LESSEE DEPARTMENT OF LANDS, STATEHOUSE, BOISE, IDAHO 83720 REMARKS: LOT 2, BLOCK 6, CEDAR KNOLLS SUBDIVISION.	10/13/1952	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	LOT 1 S33 T19N R 3E	LOT1 S33 T19N R 3E	BENEFICIAL USE
65-0673	STATE OF IDAHO & BORK, FRANK J., LESSEE DEPARTMENT OF LANDS, STATEHOUSE, BOISE, IDAHO 83720 REMARKS: LOT 2, BLOCK 5, CEDAR KNOLLS.	10/13/1952	DOMESTIC	1/ 1 12/31	1.20 AFA .02 CFS	LOT 1 S33 T19N R 3E	LOT1 S33 T19N R 3E	BENEFICIAL USE

IN THE DISTRICT COURT OF THE Third JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Gem

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Payette River
DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

<u>2416</u> <u>15-1500</u>	
I.D. No.	Map No.
\$	Receipt No.
Fee Paid	

Notice is hereby given that Dr. Joseph Saltzer
(Name of Claimant)
215 E. Hawaii, Nampa, ID 83651
(Mailing Address) (Zip Code) Telephone No. 466-0811

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) November 25, 1940
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) unnamed stream tributary to Big Payette Lake
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity .04 CFS Use Domestic Period of Use From 1/1 To 12/31
(CFS, GPD, AFI) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity .02 Use irrigation Period of Use From 1/1 To 12/31
(CFS, GPD, AFI) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity Use Period of Use From To
(CFS, GPD, AFI) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity Use Period of Use From To
(CFS, GPD, AFI) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

- (4) .02 .04 CFS TOTAL QUANTITY CLAIMED.
(CFS, GPD, AFI)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE % SW %
Sec. 15 Twp. 19 N Rge. 3E B.M. Valley County
Additional Points:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>10N</u>	<u>3E</u>	<u>15</u>																	

Total no. of acres

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization:
- (8) Remarks:

- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
JKN ☐ B) Right decreed by court, cite title of case.

- ☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. license 65-2416

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

12/20/75
(Date)

State of Idaho

County of Gem

On this 22nd day of December, 1978, before me

a notary public, personally appeared Joe Saltzer
known to me to be the person(s) whose name(s) is subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

My commission expires Notary Public holding at

JKN 11/4/79

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 1391

This proof is for completion of the material herein

In Water District No.

1. Name of applicant: Dr. Joseph G. Carter, Box 158, Paradise, Idaho2. Source of water supply: summed spring3. Location of point of diversion: In the SE 1/4 of Sec. 28

of Section 151

T. 19N. R. 41E. County of Valley

4. Describe works as they exist, giving dimensions and capacities of same: Diversion is by pipeline of 12 inch diameter for the first 407 ft. and thence by 300 ft. of 5/8" galvanized pipe leading to a summer cottage and point of use. The static head is 131 ft. (approx.) and the capacity of the works does not exceed one minor inch.

5. Water is used for: domestic purposes6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation)

State Land Lease No. 5018 or 5019, Paradise, Idaho

(Submit map on attached plat, showing location and details of above description.)

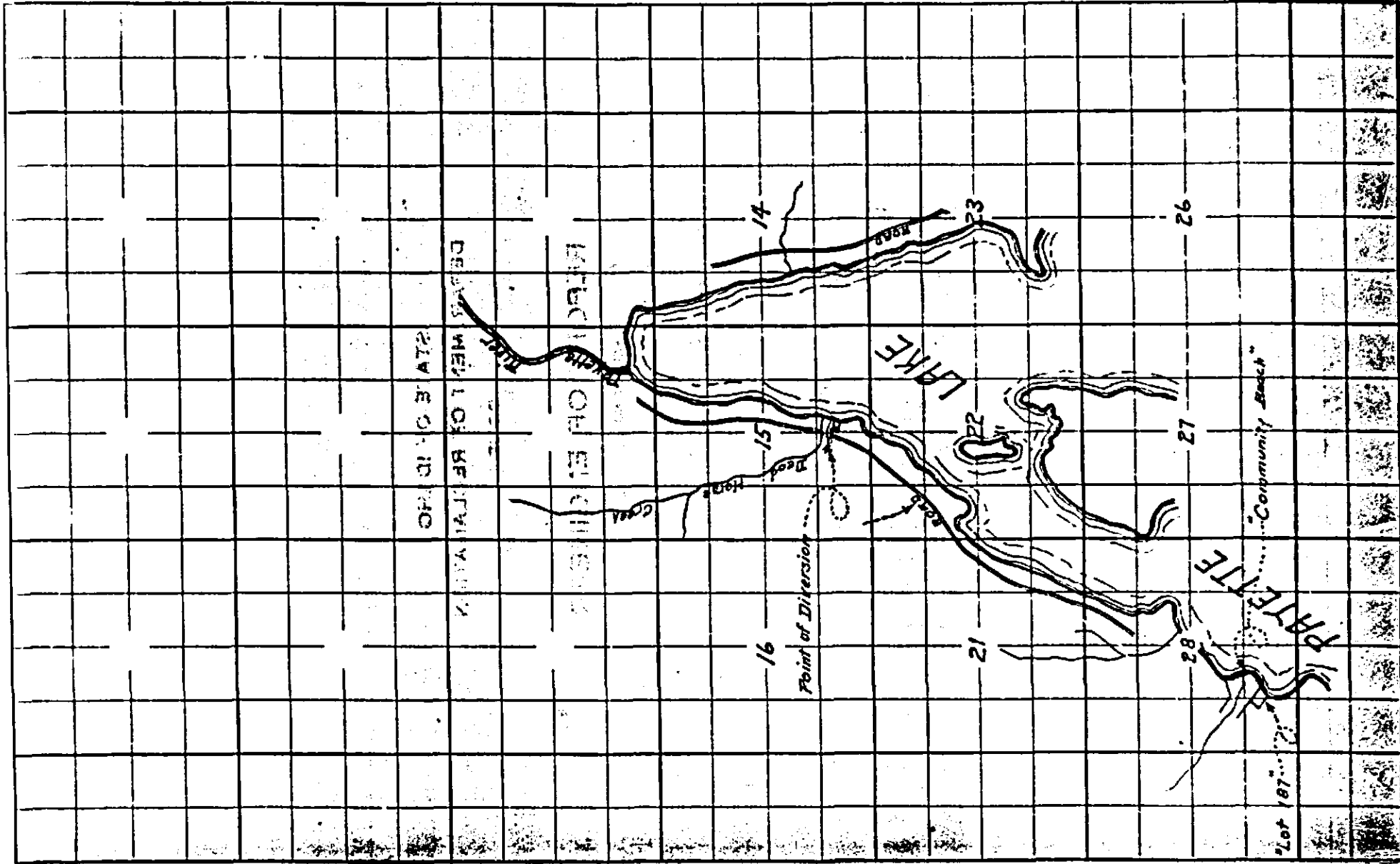
a. What large stream would the water here appropriated finally reach? Paradise River

Remarks: The estimated total flow of the spring is 0.1 Sec. Ft. and the balance not hereby appropriated should be devoted to use of the public upon the adjacent "Community Beach" and picnic ground.

State Land Board Lot #187 (area 0.42 acre) is located in Sec. 28 as per plat, but this water diversion and point of use are located in Sec. 15 same township and range.

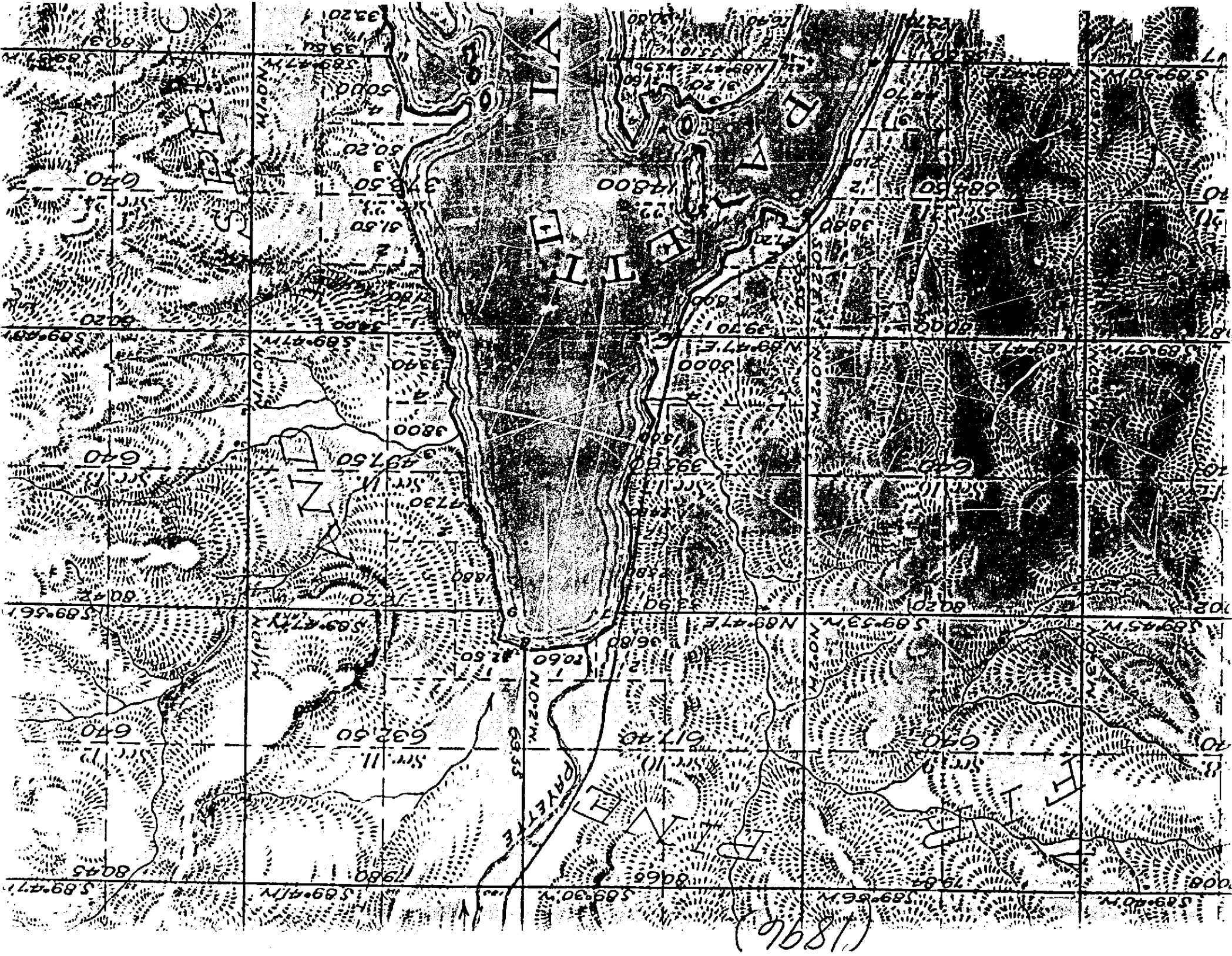
This examination was made on the 25th day of August 1911

W. H. Carter
W. H. Carter



1907

Map of the Lake and River and the





State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 20, 1997

Re: Notice of Claim to a Water Right No. A65-02416

LANCE F BOSPFLUG
JUDY A BOSPFLUG
2700 LOVERS LN
RUSTON LA 71270

Dear Mr. & Mrs. Bospflug:

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.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure