

POOR ORIGINAL

WARRANTY DEED

FOR VALUE RECEIVED VELMA L. CHRISTENSEN, a married woman, dealing with her sole and separate property, and A. C. CHRISTENSEN, husband, joining for convenience only, of Boise, Ada County, State of Idaho.

the Grantors, do hereby grant, bargain, sell and convey unto

RECEIVED

JUL 21 1974

Department of Water Resources
Western Regional Office

ARTISE VANDIVER, a widow of ^{1415 N. HARRISON BLVD. WIDW} 2307 Irene Street,
Boise, Ada County, Idaho, ^{320 E 7TH AVE. JEROME, ID}
MORRIS VANDIVER and JEAN VANDIVER, husband and wife ⁶³³³⁸
of San Diego, California, ⁷¹¹⁴
GARY VANDIVER and MARILYN VANDIVER, husband and wife
of Arvada, California, ⁷¹¹⁴
CHARLES CORRELL and LYNN CORRELL, husband and wife
of Jerome, Idaho,

the Grantees, the following described premises, to-wit:

Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian; thence West 60 feet; thence South 409.7 feet; to the true Point of Beginning; thence South 140 feet; thence West 277.15 feet; thence North 174.7 feet; thence South 82°50' East 278.7 feet to the true Point of Beginning. All in the NE¼ SW¼ of Section 10, Township 10 North, Range 2 East, Boise Meridian, containing 1.0 acres more or less in Valley County.

Together with an Easement for ingress and egress 60 feet wide and lying West of the following described line; Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian and thence running South along said Center line 549.7 feet.

Together with any and all water rights and ditch rights appurtenant thereto or used in connection therewith.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and 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; that said premises are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 11th day of December, 1974

Velma L. Christensen

STATE OF IDAHO)
COUNTY OF ADA) ss

On this 11th day of December, 1973, before me, the

WARRANTY DEED, p.1

SUBMITTED AND PLATTED
JAMES P. NISULA, ASSESSOR
By James P. Nisula DEPUTY
VALLEY COUNTY, IDAHO

MICROFILMED

JUL 18 1996

POOR ORIGINAL

undersigned, a Notary Public in and for said State personally appeared
VELMA L. CHRISTENSEN and A. C. CHRISTENSEN, 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 in this certificate first above
written.

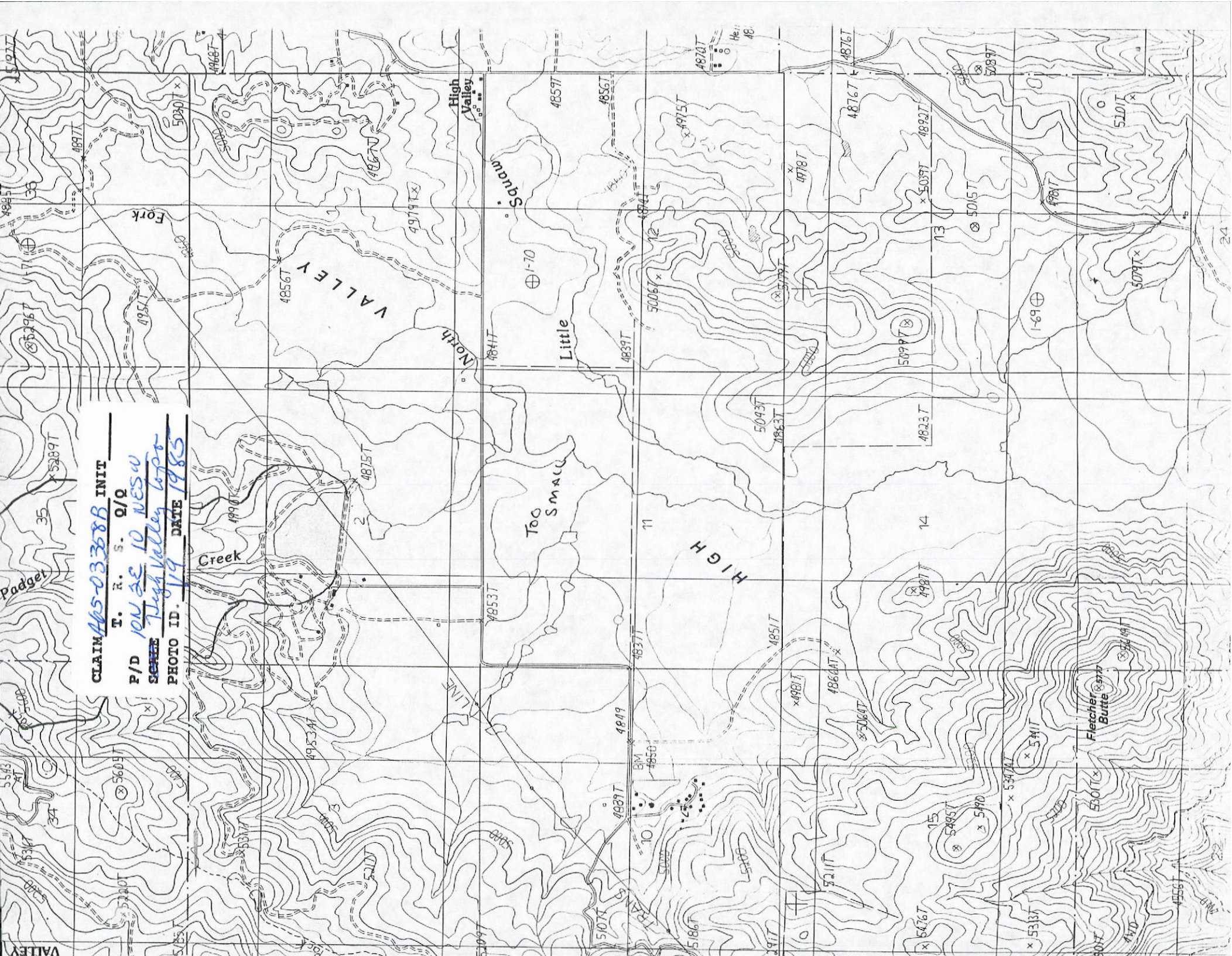


Notary Public for Idaho
Residence: Boise, Idaho

WARRANTY DEED, P.2.

MICROFILMED

OCT 18 1956



CLAIM 465-033688 INIT
T. R. S. Q/Q
P/D 10N 2E 10 NESW
SENE High Valley top
PHOTO ID. 119 DATE 1985

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM

TO A

WATER RIGHT

IDENT. NO.

EXP. NO.

65-3358

APR 28 1971

10-26-A

Department of Water Administration

Notice is hereby given that Arlet C. and/or Velma Christensen

(Name of Claimant)

7701 Ustick Road Boise, Idaho 83704

and beneficial use of the surface or groundwater, of or tributary to the Payette River, claims a right to the diversion

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 date that permit was issued) 4/1/925 5/29/1927

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) SPRINGS (Fruitland)

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: 1.2 Use 0.04 Domestic (Domestic irrigation stock, etc.) 12/31

12/31 Use 0.08-06 Irrigation (Domestic irrigation stock, etc.) 12/31

12/31 Use 0.07 Irrigation (Domestic irrigation stock, etc.) 12/31

12/31 Use 0.07 Irrigation (Domestic irrigation stock, etc.) 12/31

(4) Quantity of water claimed: 0.07 Gals. Per Minute

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 Sec 10 Twp 10N Rge 2E BM: additional pointer. See remarks

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and sold, etc.)

Give sizes and capacities; be as specific as possible. Spring box and gravity pipeline to house and diversion dam and pump for irrigation.

(6) 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.

(7) Effluent, sewage waste, or return water from this use is discharged into septic tank

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

(9) Remarks We have several other springs (10 to 12 pts) and small creeks but these do not run off our property in the summer months. The summer months are the prime time that we use this water.

(10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use ☐ B) Right decreed by court title of case ☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. 4-28-77

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.

April 28, 1971

State of Idaho

County of Ada

On this 28 day of April

a notary public, personally appeared Arlet C. and/or Velma Christensen

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that he, she, they, executed the same.

My commission expires May 26, 1974

Notary Public residing at Boise Idaho

4-26-77

Arlet C. Christensen

Velma Christensen

Organization

(Signature of Spouse)

Signature of Authorized Agent

in the year 1971

before me,

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that he, she, they, executed the same.

My commission expires

Notary Public residing at

Boise Idaho

4-26-77

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Velma Christensen

Organization

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My commission expires

Notary Public residing at

Boise Idaho

4-26-77

Arlet C. Christensen

Velma Christensen

Organization

(Signature of Spouse)

Signature

FOR VALUE RECEIVED

WARRANTY DEED

VELMA L. CHRISTENSEN, a married woman, dealing with her sole and separate property, and A. C. CHRISTENSEN, husband, joining for convenience only, of Boise, Ada County, State of Idaho.

the Grantors, do hereby grant, bargain, sell and convey unto

RECEIVED

JUL 21 1974

Department of Water Resources
Western Regional Office

ARTISE VANDIVER, a widow of 407-Irene Street,
Boise, Ada County, Idaho, 320 E 7th Ave, Jerome ID 83338

MORRIS VANDIVER and JEAN VANDIVER, husband and wife

of San Diego, California, 7142

GARY VANDIVER and MARTIN VANDIVER, husband and wife

of Arvada, California, 7112

CHARLES CORRELL and LYNN CORRELL, husband and wife

of Jerome, Idaho,

the Grantees, the following described premises, to-wit:

Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian; thence West 60 feet; thence South 409.7 feet; to the true Point of Beginning; thence South 140 feet; thence West 277.15 feet; thence North 174.7 feet; thence South 82.50' East 278.7 feet to the true Point of Beginning. All in the NE 1/4 SW 1/4 of Section 10, Township 10 North, Range 2 East, Boise Meridian, containing 1.0 acres more or less in Valley County.

Together with an Easement for ingress and egress 60 feet wide and lying West of the following described line; Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian and thence running South along said Center line 549.7 feet.

Together with any and all water rights and ditch rights appurtenant thereto or used in connection therewith.

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

unto the said Grantees, their heirs and 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; that said premises are free

from all incumbrances, and that they will warrant and defend the same

from all lawful claims whatsoever.

DATED this 11th day of January, 1974

Velma L. Christensen

STATE OF IDAHO)
COUNTY OF ADA) ss

On this 11th day of December, 1973, before me, the

SUBMITTED AND PLATTED
JAMES P. NISULA, ASSESSOR

WARRANTY DEED, p.1

BY *James P. Nisula* DEPUTY
VALLEY COUNTY, IDAHO

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

**NOTICE OF CLAIM
TO A
WATER RIGHT**

IDENT. NO.

65-3358

APR 28

1971
10-2E-A

Department of Water Administration

Notice is hereby given that Arlet C. and/or Velma Christensen

(Name of Claimant)

7701 Ustick Road, Boise, Idaho 83704

(Mailing Address)

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

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 date that permit was issued) April 1, 1925

(2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) spring ✓ (to be used)

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
(Both Dates Inclusive)

1.2	Use <u>0.34</u>	<u>Domestic</u> (Domestic, irrigation, stock, etc.)	Period of Use From <u>1/1</u> To <u>12/31</u> (Mo., Day) (Both Dates Inclusive)
3510	Use <u>0.03</u>	<u>Irrigation</u> (Domestic, irrigation, stock, etc.)	Period of Use From <u>3/15</u> To <u>4/15</u> (Mo., Day) (Both Dates Inclusive)
447	Use <u>.07</u>	<u></u> (Domestic, irrigation, stock, etc.)	Period of Use From <u></u> To <u></u> (Mo., Day) (Both Dates Inclusive)

(4) Quantity of water claimed: 0.07 Cubic Feet Per Second, or _____ Acre Feet Per Ayrum,
and/or _____ Gals. Per Minute.

(5) A) Point of Diversion: Give location of point where water is diverted from its source. NE $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 10 Twp. 10N Rge. 2E B.M.; additional points: See remarks

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. Spring box and gravity pipeline to house and diversion dam and pump for irrigation.

(6) 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.

[illegible]

Total No. of acres 3.0

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
Domestic use at house and irrigation of 3.0 acres. ✓

(7) Effluent, sewage waste, or return water from this use is discharged into septic tank

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

(9) Remarks We have several other springs (10 to 12 pts) and small creeks but these do not run off our property in the summer months. The summer months are the prime time that we use this water.

(10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use
☐ B) Right decreed by court, cite title of case _____

☐ B) Right decreed by court, cite title of case.

☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

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.

Individual

April 28, 1971

(Date)

State of Idaho

County of Ada

On this 28

a notary public, personally appeared Arlet C. and/or Velma Christensen
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that s/he, she, he, they,
corporation, partnership or _____ executed the same.

Notary Public residing at 1010 1/2 E. 1st St. -

My commission expires

-4-26-77 Rd.

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 65-3358B
Date Received: 10/25/88
Receipt No: X777777
Received By:

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

1. Name of Claimant(s): LUCILE L MARSTERS
169 S 19TH ST
PAYETTE ID USA 83661

Phone: (208)642-2211

2. Date of Priority: 04/01/1925

3. Source: SPRING Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	02E	10	NE SW	VALLEY	

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	0.04	1.2

7. Total Quantity Appropriated is:
0.04 C.F.S. and/or 1.2 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
10N	02E	10	NE SW		DOMESTIC	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

ADDRESS CHANGED PER CLAIMANT REQUEST (BY DB) 6/10/98
Name removal per claimant request. DB 3/26/2001.

15. Basis of Claim: Decreed

RECEIVED

MAR 23 2001

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

MAR 22 2001

Department of Water Resources

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, 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
65-7397					
65-7237					
65-3358B					

RECEIVED

MAR 23 2001

WATER RESOURCES
WESTERN REGION

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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 record 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)

Leo E. Martens (deceased)

4. New Owner/Claimant(s)

Lucile L. Martens
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

169 S. 19th St.

City, State and ZIP Code

Payette, Id. 83661

New Telephone Number

208 642-2211

5. Date you acquired the property

approx. 33-35 yrs.

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) Lucile Marsters, wife of
(include title if applicable) Lee Marsters

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 _____

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: A65-03358B
Date Received: 10/25/1988
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: LEO MARSTERS 208-642-2211
Address: 169 S 19TH ST
PAYETTE ID 83661
AND/OR
Name: LUCILE MARSTERS 208-642-2211
Address: 169 S 19TH ST
PAYETTE ID 83661

2. Date of Priority: APR 1, 1925

3. Source: SPRING Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	02E	10		NE	SW		VALLEY

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	0.040		1.20

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	02E	10	NE	SW		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

ADDRESS CHANGED PER CLAIMANT REQUEST (BY DB) 6/10/98.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

Snake River Basin Adjudication
Change in Address of Notice of Claim

RECEIVED

JUN 04 1998

WATER RESOURCES
WESTERN REGION

[] Water Right Number(s):

65-06431

65-07236

[] Old Mailing Address:

2800 Hwy. 52

Payette, Id.

83661

[] New Mailing Address:

169 S. 19th St.

Payette, Id.

83661

Telephone Number:

(208) 643-2211

[] Signature of Claimant:

Lucile L. Martens
(wife) Geo Martens

Date:

6/2/98

PLEASE SEND YOUR SRBA CHANGE OF ADDRESS TO THE NEAREST
REGION OFFICE:

IDWR WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705-5082
(208) 334-2190

IDWR SOUTHERN REGION
222 SHOSHONE ST EAST
TWIN FALLS ID 83301-6602
(208) 736-3033

IDWR EASTERN REGION
900 N SKYLINE
IDAHO FALLS ID 83402-3653
(208) 525-7161

IDWR NORTHERN REGION
1910 NORTHWEST BLVD #210
COEUR D'ALENE ID 83814-2615
(208) 756-4639

Revised 5/95

IDWR: DATA ENTRY BY _____

DATE _____

Add'l changes -

A65-03358 B

65-06429

A65-07237

A65-07397

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: A65-03358B
Date Received: 10/25/1988
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEO MARSTERS 208-642-2211
Address: 2800 HWY 52
PAYETTE ID 83661
AND/OR
Name: LUCILE MARSTERS 208-642-2211
Address: 2800 HWY 52
PAYETTE ID 83661

2. Date of Priority: APR 1, 1925

3. Source: SPRING Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	02E	10	NE	SW			VALLEY

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	0.040		1.20

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10N	02E	10	NE SW		DOMEST	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

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): _____ Date: _____

_____ Date: _____

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OCT 18 1996

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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OCT 18 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 1988

LEGAL DESCRIPTION OF PROPERTY: Township 10N Range 2E
Section 10, 1/4 of NE 1/4 of SW 1/4 Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s)
Assigned by IDWR: A65-03358

☐ Name and Address of Former Owner/Claimant(s)(Seller): Dean M Christensen
305 N Pond

☐ New Owner/Claimant (Purchaser): Boise ID 83706
Leo & Lucile Marsters

☐ New Mailing Address: 2800 Hwy 52
Payette ID 83661

☐ New Telephone Number: (208) 642-2211 or 584-3467 (High Valley)

☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

We purchased the home (domestic use)
from Artice Vandiver who purchased it from
Arlet & Velma Christensen. Dean Christensen
inherited the remainder of the property.

☐ Attach proof of ownership, describe proof attached: Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s): Leo Marsters Date 8/6/96

☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data Entry

Date: 8/8/96 By: tw

Further Action Needed: 27/28

Further Action Taken

Date: _____ By: _____

Final Review and Data Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED

OCT 18 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

WARRANTY DEED

For Value Received Artise E. Vandiver, a widow &
Morris J. Vandiver & Lois Jean Vandiver, h/w &
Gary A. Vandiver & Marilyn Vandiver, h/w &
Charles H. Correll & Lynn Elaine Correll, h/w

the Grantors, do hereby grant, bargain, sell and convey unto
Leo Marsters,

whose address is: 2045 DeBord Dr. Payette, Id 83661
the grantee, the following described premises, to-wit:

See Attached As Exhibit "A"

TO HAVE AND TO HOLD the premises with their appurtenances unto
the said Grantees, their heirs and 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 that said
premises are free from all incumbrances except the 1988 taxes and
assessments and that they will warrant and defend the same from
all lawful claims whatsoever.

Dated:

Artise E. Vandiver by Morris J. Vandiver
Artise E. Vandiver Morris J. Vandiver

Lois Jean Vandiver
Lois Jean Vandiver

Gary A. Vandiver by Morris J. Vandiver
Gary A. Vandiver

Marilyn Vandiver by Morris J. Vandiver
Marilyn Vandiver

Charles H. Correll by Morris J. Vandiver
Charles H. Correll

Lynn Elaine Correll by Morris J. Vandiver
Lynn Elaine Correll

COMPARED ☒ MICROFILMED
INDEXED - DIRECT OCT 18 1996
INDEXED - INDIRECT

Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian; thence west 60 feet; thence South 409.7 feet; to the true point of beginning; thence South 140 feet; thence West 277.15 feet; thence North 174.7 feet; thence South 82°50' East 278.7 feet to the true point of Beginning. All in the NE1/4SW1/4 of Section 10, Township 10 North, Range 2 East, Boise Meridian, Valley County, Idaho.

TOGETHER WITH: an easment for ingress and egress 60 feet wide and lying West of the following described line; Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian and thence running South along said Center line 549.7 feet.

AKA Tax No. 6

TOGETHER WITH ANY AND ALL WATER RIGHTS, IF ANY.

my U
to
22.7
mi
500
SEC
CHC
By Mario Vando

MICROFILMED
OCT 18 1990

State of Idaho)
)ss
County of *Valley*)

On the *20* day of *June*, 1988 before me, a notary public in and for said State, personally appeared ~~Artise E. Vandiver~~, Morris J. Vandiver, Lois Jean Vandiver, ~~Gary Vandiver~~, ~~Marilyn Vandiver~~, ~~Charles H. Correll~~ and ~~Lynn Elaine Correll~~

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
Cascade, Idaho
Commission Expires: *6/6/93*

MICROFILMED
OCT 18 1996

County of Valley)

known to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Marilyn Vandiver, Gary Vandiver, Lynn Correll, Artise Vandiver, and Charles Correll, and acknowledged to me that he subscribed the name of Marilyn Vandiver, Gary Vandiver, Lynn Correll, Artise Vandiver, and Charles Correll,

thereto as principal and his own name as attorney in fact.

Commission Expires: 6/6/93

MICROFILMED
OCT 18 1996

POOR

WARRANTY DEED

FOR VALUE RECEIVED VELMA L. CHRISTENSEN, a married woman, dealing with her sole and separate property, and A. C. CHRISTENSEN, husband, joining for convenience only, of Boise, Ada County, State of Idaho.

the Grantors, do hereby grant, bargain, sell and convey unto

RECEIVED

JUL 21 1974

Department of Water Resources
Western Regional Office

ARTISE VANDIVER, a widow of 1415 NARRISON Blvd. NW
Boise, Ada County, Idaho, 320 E 7TH AVE, JEROME, ID 83338
MORRIS VANDIVER and JEAN VANDIVER, husband and wife
of San Diego, California, ME
GARY VANDIVER and MARILYN VANDIVER, husband and wife
of Arvada, California, ME
CHARLES CORRELL and LYNN CORRELL, husband and wife
of Jerome, Idaho, CA

the Grantees, the following described premises, to-wit:

Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian; thence West 60 feet; thence South 409.7 feet; to the true Point of Beginning; thence South 140 feet; thence West 277.15 feet; thence North 174.7 feet; thence South 82°50' East 278.7 feet to the true Point of Beginning. All in the NE¼ SW¼ of Section 10, Township 10 North, Range 2 East, Boise Meridian, containing 1.0 acres more or less in Valley County.

Together with an Easement for ingress and egress 60 feet wide and lying West of the following described line; Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian and thence running South along said Center line 549.7 feet.

Together with any and all water rights and ditch rights appurtenant thereto or used in connection therewith.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and 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; that said premises are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 11th day of December, 1974

Velma L. Christensen

STATE OF IDAHO)
COUNTY OF ADA) ss

On this 11th day of December, 1973, before me, the

WARRANTY DEED, p.1

SUBMITTED AND PLATTED
JAMES P. NISULA, ASSESSOR
BY James P. Nisula DEPUTY
VALLEY COUNTY, IDAHO

MICROFILMED

18 1996

POOR

appeared, a Notary Public in and for said State personally appeared
VELMA L. CHRISTENSEN and A. C. CHRISTENSEN, 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 in this certificate first above

written

Notary Public for Idaho
Residence: Boise, Idaho

WARRANT DIED, P.2.

MICROFILMED

OCT 18 1956

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: A65-03358
Date Received: 10/25/1988
Receipt No: X999999
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN M. CHRISTENSEN 208-342-7892
Address: 305 N. POND
BOISE, ID 83706

2. Date of Priority: APR 01, 1925

3. Source: SPRINGS Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10N	02E	10	NE	SW			VALLEY

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	0.040		1.20
IRRIGATION	04/01	11/01	0.060		1.20

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

8. Total consumptive use is 7.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10N	02E	10	NE	SW		IRR	3.0

Section Acres

MICROFILMED
3.0
OCT 18 1990

A65-03358

Page

1

Date: 10/25/88

~~MICROFILMED~~
~~SEP 22 1992~~

10. Place of Use: Continued

Total Acres 3.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

MICROFILMED
OCT 18 1990

~~MICROFILMED~~
~~SEP 22 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. No.

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

Please type or print clearly:

Name of Claimant(s) Dean M. Christensen
305 N. Pond
Boise, Id 83706

Mailing Address 305 N. Pond
(include Zip Code) Boise Id 83706

Phone Number (208) 342-7892

MICROFILMED
OCT 18 1996

~~MICROFILMED~~
~~SEP 22 1992~~

07/02/2004

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

RIGHT NUMBER: 65-3358B

NAME AND ADDRESS: GREGORY A MARSTERS
16565 HWY 55
BOISE ID 83714

LARA L MARSTERS
16565 HWY 55
BOISE ID 83714

SOURCE: SPRINGS TRIBUTARY: LITTLE SQUAW CREEK

QUANTITY: 0.040 CFS
1.200 AFY

USE OF THIS RIGHT WITH RIGHT NO. 65-03358A IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .07 CFS.

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/01/1925

POINT OF DIVERSION:

T10N R02E S10 NESW Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.040 CFS 1.20 AFY

PLACE OF USE: DOMESTIC Within BOISE County

T10N R02E S10 NESW

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.

Basin 65 General Provisions No. 3, the Separate Streams General
Provision, does not apply to appropriations of water after October 18,
1977.

This water right shall be administered as being from a separate source
pursuant to Basin 65 General Provision No. 3. If the holder of this right
seeks to change the right pursuant to Idaho Code § 42-222 or successor
statute, nothing in this general provision shall preclude any other person
or entity from demonstrating that such change in use would cause injury
to its water right or from receiving any relief provided by law in the event
of injury.

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

07/02/2004

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

EXPLANATORY MATERIAL: Decreed

PARCEL NO. RP 10N02E104940 RIGHT NO. 65-03358A IS ALSO DIVERTED
THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Name removal per claimant request. DB 3/26/2001.

SCANNED
JUL 02 2004

RECEIVED

JUN 23 2004

Greg & Lara Marsters
16565 Hwy 55
Boise, Idaho 82714
(208) 938-9012

Department of Water Resources

June 20, 2004

65-3358B
(See MEMO 7-1-04)

State of Idaho
District court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

RECEIVED

JUN 30 2004

WATER RESOURCES
WESTERN REGION

RE: Case No. 39576

I have received the enclosed documentation of the water rights legality and I am returning them as we, Greg and Lara Marsters, no longer own the property at 2540 East Franklin Road, Meridian, Idaho 83642. The property was sold in April, 2003. I am not sure of the current owners names or addresses.

Thank you forwarding these documents to the current property owner and removing us from your current mailing list.

Sincerely,



Lara Marsters

SCANNED

JUL 02 2004

SRBA

SUBCASE SUMMARY REPORT 65-03358B

[Return to SRBA Home Page](#)

SRBA
07-01-2004

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 65-03358B FILE#: 00878
CLAIMANT: MARSTERS, GREGORY & LARA
2540 E FRANKLIN RD

MERIDIAN ID 83642
STATUS: PD ISSUED SPECIAL MASTER: MELANSON, JOHN M
WATER SOURCE: SPRINGS TRIBUTARY: LITTLE SQUAW CREEK

**** PARTIES INVOLVED ****

GREGORY & LARA MARSTERS C PRO SE
UNITED STATES OF AMERICA O ATTY: DAVID W GEHLERT

**** ROA ENTRIES ****

01-17-2002	OBJ 01 F/B UNITED STATES OF AMERICA	RB	03-22-2002 0001
02-27-2002	ORIGINAL CLAIM FILED FOR 3358 NOT A & B		
06-24-2002	NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING		06-24-2002
06-24-2002	AMENDED DIRECTORS REPORT ATTACHED TO NCAP CHANGE OWNER TO GREGORY & LARA MARSTERS FOR LUCILLE L MARSTERS		
11-24-2003	ORDER SETTING HEARING Order to Show Cause Regarding General	HS	01-29-2004 1130
01-29-2004	HEARING HELD	HH	01-29-2004 1130
01-29-2004	MINUTES FILED		
04-13-2004	REPORT & RECOMMENDATION OF MASTER	CB	05-28-2004
04-13-2004	NOTICE OF ISSUANCE - MASTERS R&R		
04-13-2004	CERTIFICATE OF MAILING - MASTER R&R		
06-03-2004	ORDER ON PARTIAL DECREE		
06-03-2004	CERTIFICATE OF MAILING - PARTIAL DECREE		
06-03-2004	PARTIAL DECREE FILED		06-03-2004

[Return to SRBA Home Page](#)

SCANNED
JUL 02 2004

MEMORANDUM

To: 65-3358B
From: Denise Buffington
Date: July 1, 2004
Subj: Letter from Marsters

We received a letter from Lara Marsters regarding documents she received from the SRBA Court. She indicated that she returned the documents to the Court, asking them to forward them to the current owners. There were no documents attached to her letter when it reached the Department.

It appears they mistakenly thought the documents were in reference to the property at 2540 E Franklin Rd in Meridian in which they no longer own. She does not know who the current owner of this property is. However, according to the SRBA website, it looks as if they recently received their Partial Decree for 65-3358B.

Their current mailing address has been updated in our database.

SCANNED
JUL 02 2004

RIGHT NUMBER: 65-3358B

NAME AND ADDRESS: GREGORY A MARSTERS
LARA L MARSTERS
2540 E FRANKLIN RD
MERIDIAN ID 83642

SOURCE: SPRINGS TRIBUTARY: LITTLE SQUAW CREEK

QUANTITY: 0.04 CFS
1.2 AFY

USE OF THIS RIGHT WITH RIGHT NO. 65-03358A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .07 CFS.

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/01/1925

POINT OF DIVERSION:
T10N R02E S10 NESW Within VALLEY County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1/01 12/31	0.04 CFS 1.2 AFY

PLACE OF USE: DOMESTIC Within BOISE County
T10N R02E S10 NESW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed
PARCEL NO. RP 10N02E104940
RIGHT NO. 65-03358A IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

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

Water Right(s): 65-3358B

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

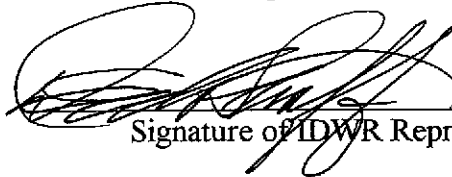
IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party: **Gregory A. and Lara L. Marsters for Lucille L. Marsters**
- ☐ IC § 42-222 transfer

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 Report(s)* for said water right(s). 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: June 20, 2002



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on June 20, 2002, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

U.S. Dept. of Justice
Environment & Natural Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Lucille L. Marsters
169 S. 19th St.
Payette, ID 83661

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Gregory A. and Lara L. Marsters
2540 E. Franklin Rd.
Meridian, ID 83642

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JUN 10 2002

WATER RESOURCES
WESTERN REGION

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

RECEIVED

JUN 13 2002

1. Water Right No(s).: 65-3358B
Adjudication Claim No(s).: _____ Department of Water Resources

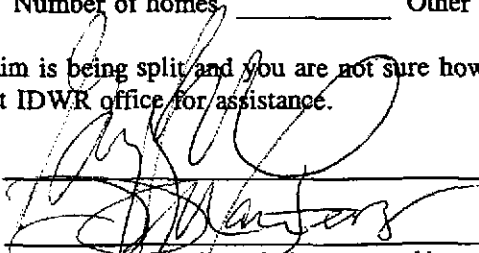
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY 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 LUCILE L. MARSTERS
169 S. 19TH STREET PAYETTE, IDAHO 83661

4. New Owner/Claimant(s) GREGORY A. MARSTERS AND LARA L. MARSTERS
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 2540 E. FRANKLIN RD.; MERIDIAN, IDAHO 83642
City, State and ZIP Code _____
New Telephone Number (208) 887-4687

5. Date you acquired the property JUNE 6, 2002

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 _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ 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) 
(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..

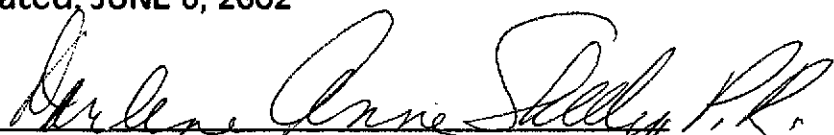
PERSONAL REPRESENTATIVE'S DEED

For Value Received, DARLENE ANNE SKELLY, the duly appointed qualified and acting Personal Representative of the Estate of LEO ELIAS MARSTERS AND LUCILE LULU MARSTERS, Deceased, pursuant to appointment by the Magistrate Division of the District Court of the Third Judicial District in and for Payette County, State of Idaho, the Grantor(s), do(es) hereby grant, bargain, sell and convey unto GREGORY A. MARSTERS AND LARA L. MARSTERS, HUSBAND AND WIFE, the Grantee(s), of 2540 E. FRANKLIN RD.; MERIDIAN, IDAHO 83642, all right, title and interest of the said estate in and to the following described premises, located in the County of VALLEY State of Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED AND HERETO MADE A PART OF

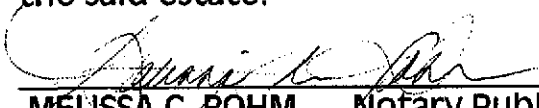
TO HAVE AND TO HOLD, the said premises with their appurtenances unto the said Grantee(s), he/she/they their heirs and assigns forever. And said Grantor(s) do(es) hereby covenant to and with the said Grantee(s) that the property is free from all encumbrances excepting reservations, easements, encumbrances, restrictions and rights of way appearing of record and/or existing, and that he/she/they will warrant and defend the same from all lawful claims whatsoever.

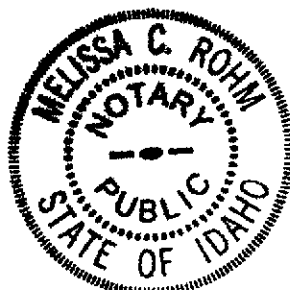
Dated: JUNE 6, 2002


DARLENE ANNE SKELLY Personal Representative
of the Estate of LEO ELIAS MARSTERS AND LUCILE LULU MARSTERS

STATE OF IDAHO)
SS.
County of Payette)

On this 6TH day of JUNE, 2002, before me, a notary public in and for said State, personally appeared DARLENE ANNE SKELLY, known to me to be the person(s) whose name(s) are/is subscribed to the within instrument as Personal Representative and acknowledged to me that he/she/they executed the same in his/her official capacity as Personal Representative of the said estate.


MELISSA C. ROHM Notary Public
Residing at: PAYETTE, IDAHO
Comm. Expires: 09/03/05



CONTINUATION
EXHIBIT A

Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian; thence west 60 feet; thence South 409.7 feet; to the true point of beginning; thence South 140 feet; thence West 277.15 feet; thence North 174.7 feet; thence South 82°50' East 278.7 feet to the true point of Beginning. All in the NE1/4SW1/4 of Section 10, Township 10 North, Range 2 East, Boise Meridian, Valley County, Idaho.

TOGETHER WITH: an easment for ingress and egress 60 feet wide and lying West of the following described line; Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian and thence running South along said Center line 549.7 feet.

(Aka Tax No. 6 E1/2E1/2 NESW 10-10-2)

Commitment No: AMT0518-02
Schedule A Page 2

STEWART TITLE
GUARANTY COMPANY

RECEIVED

JAN 24 2002

WATER RESOURCES
WESTERN REGION

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

A. Subcase 65-3358B
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234
Daytime Phone: (208) 678-0461 (Dala Walton)

Name & Address of Attorney, if any:
David W. Gehlert (303 312-7352)
Trial Attorney, General Litigation Section
Environment and Natural Resource Division
U.S. Department of Justice
999 18th Street, Suite N 945
Denver, CO 80202

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Lucile L. Marsters
Address: 169 S 19th St.
Payette, ID 83661

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

- ☒ **General Provision Basin 65 Irrigation & Other Part III (3) Separate Streams**
1. ☐ **Name and Address**
Should be:
 2. ☐ **Source**
Should be:
 3. ☐ **Quantity**
Should be:
 4. ☐ **Priority Date**
Should be:
 5. ☐ **Point(s) of Diversion**
Should be:
 6. ☐ **Instream Flow Description**
Should be:
 7. ☐ **Purpose(s) of Use**
Should be:
 8. ☐ **Period of Year**
Should be:
 9. ☐ **Place of Use**
Should be:
 11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S):

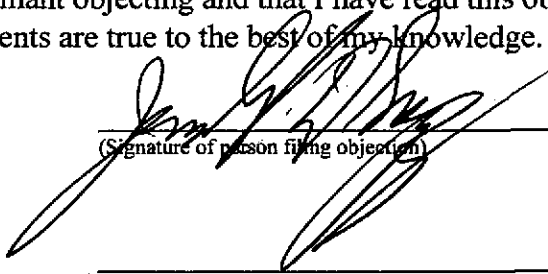
The Bureau of Reclamation objects to the separate stream provision of the Director's Report for Basin 65, Part III. These streams should be administered as part of the Payette River System in order to adequately protect water rights in the Payette River subbasin.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Jerrold D. Gregg, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

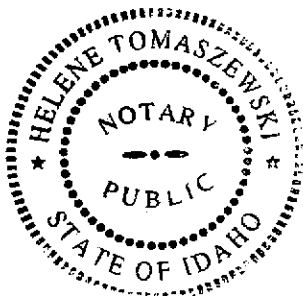
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

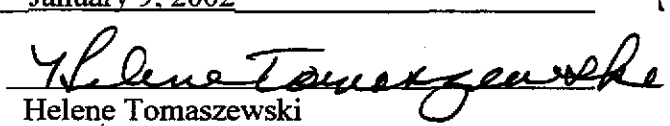

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 9, 2002




Helene Tomaszewski

Notary Public for: Idaho

Residing at: Meridian

My Commission Expires: 01-16-2002

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on January 17, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Lucile L. Marsters

Address: 169 S 19th St.
Payette, ID 83661

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf

03/26/2001

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

RIGHT NUMBER: 65-3358B

NAME AND ADDRESS: LUCILE L MARSTERS
169 S 19TH ST
PAYETTE, ID 83661

SOURCE: SPRINGS TRIBUTARY: LITTLE SQUAW CREEK

QUANTITY: 0.04 CFS
1.2 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT
EXCEED 13,000 GALLONS PER DAY.

USE OF THIS RIGHT WITH RIGHT NO. 65-03358A IS LIMITED TO
A TOTAL COMBINED DIVERSION RATE OF .07 CFS

PRIORITY DATE: 04/01/1925

POINT OF DIVERSION: T10N R02E S10 NESW Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC 1 HOMES	1-01 12-31	0.04 CFS
		1.20 AFY

PLACE OF USE:

DOMESTIC Within BOISE County
T10N R02E S10 NESW

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

PARCEL NO. RP 10N02E104940
RIGHT NO. 65-03358A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE

Name removal per claimant request. DB 3/26/2001.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

March 26, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

LUCILE L MARSTERS
169 S 19TH ST
PAYETTE ID 83661

Re: Notice of Claim to a Water Right No. 65-07397, 65-07237 & 65-03358B

Dear Claimant:

Enclosed are copies of the above referenced claims, which reflect 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 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

AJ0749NP
No. R65-03358B

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

DATE: 06/06/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEO MARSTERS	04/01/1925	DOMESTIC	01-01 12-31	0.040 CFS	1.20 AFA
C	LUCILE MARSTERS					
	169 S 19TH ST					
	PAYETTE ID 83661			TOTAL DIVERSION:	0.040 CFS	1.20 AFA
	(208) 642-2211					

Water Source: SPRINGS

Tributary to: LITTLE SQUAW CREEK

Stage: DECREED

Point(s) of Diversion: T10N R02E S10 NESW

VALLEY County

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
T R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10N 02E 10	:		:		:		:		:		:		:		:	

POU County: BOISE

Non-Irrigation Uses: 1 HOME

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: QNT USE OF THIS RIGHT WITH RIGHT NO. 65-03358A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .07 CFS.

EXP PARCEL NO. RP 10N02E104940
RIGHT NO. 65-03358A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

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

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

Comments: Date: 06/06/2000 User-ID: MSCHULTE Subject: COPIED FROM REMARKS
ADDRESS CHANGED PER CLAIMANT REQUEST (BY DB) 6/10/98.

Audit: 06/06/00 MSCHULTE

AJ5809NP
No. A65-03358B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/06/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEO MARSTERS	04/01/1925	DOMESTIC	01-01 12-31	0.040 CFS	1.20 AFA
C	LUCILE MARSTERS 169 S 19TH ST PAYETTE ID 83661 (208) 642-2211					
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: SPRINGS

Tributary to: *Little Aqueduct*
See V9, High Valley top map

Stage: DECREED

Point(s) of Diversion: T10N R02E S10 NESW

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
10N	02E	10	:																

POU County: BOISE

Non-Irrigation Uses: ~~DOMESTIC~~, 1 HOME

Remarks: GEN ADDRESS CHANGED PER CLAIMANT REQUEST (BY DB) 6/10/98.

comment

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:

Presumption Flag:

Audit: 08/08/96 KWALKER 06/10/98 DBUFFING

N11 + N13
Parcel # PP 10N02E104940

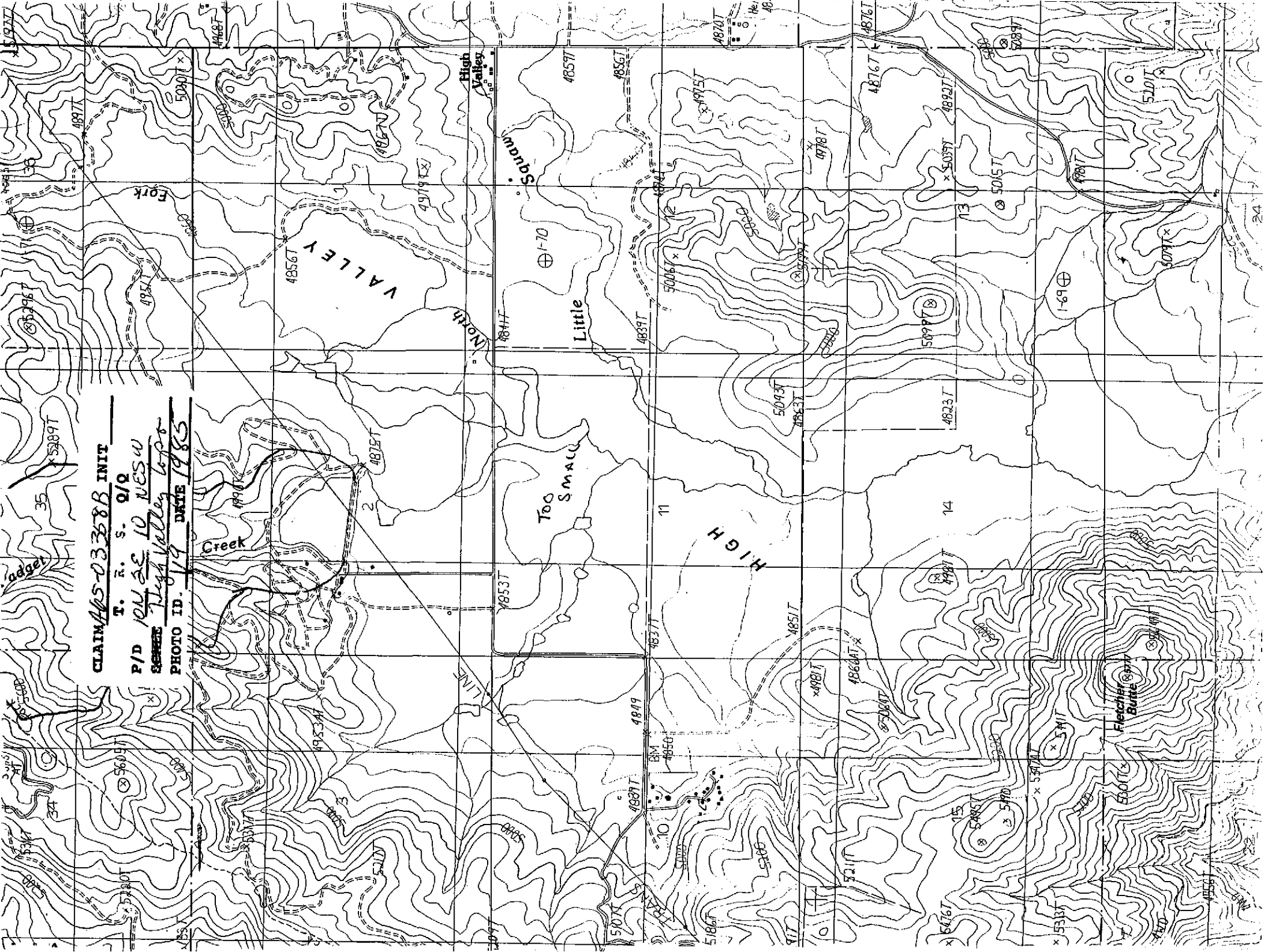
CLAIM # 033688 INIT

T. R. S. 9/5

P/D 10N 2E 10 NESW

~~SECRET~~ High Valley lost

PHOTO ID. 619 DATE 1985



INDICATES TOTAL

SOURCE: SPRINGS *A650 3358B* TRIBUTARY TO: PAYETTE RIVER

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
65-0104	HADLEY, ALVIN & HADLEY, STELLA MONTGOMERY STAR ROUTE, EMMETT, IDAHO 83617	4/ 1/1906	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SESE S22 T 7N R 1E	SESE S22 T 7N R 1E	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	2.70 AFA .05 CFS *3.90*AFA *.05*CFS		SAME AS OTHER USE	
65-1963	KAR, ROGER 113-20 NORTH ALMANSOR STREET, ALHAMBRA, CALIFORNIA 91801	4/ 1/1911	DOMESTIC	1/ 1 12/31	.60 AFA .02 CFS	SESE S22 T 7N R 1W	SESE S22 T 7N R 1W	BENEFICIAL USE
65-3365	STEINER, RICHARD & STEINER, MILDRED L. BOX 156, LETHA, IDAHO 83636	4/ 1/1920	FISH PROP STORAGE	1/ 1 12/31	1.00 AFA --- CFS	SWSW S36 T 7N R 3W	SWSW S36 T 7N R 3W	BENEFICIAL USE
65-7416	CALLENDER, SULLIE & CALLENDER, SUSAN P. O. BOX 221, CASCADE, IDAHO 83611	4/ 1/1921	STOCKWATER	1/ 1 12/31	14.00 AFA .23 CFS	SESE S26 T 8N R 2E	SESW SWSE SESE S26 T 8N R 2E NWNE NESE S35 T 8N R 2E	BENEFICIAL USE
65-3358	CHRISTENSEN, ARLET C. & CHRISTENSEN, VELMA 7701 USTICK ROAD, UCISE, IDAHO 83704	4/ 1/1925	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NESW S10 T 10N R 2E	SAME AS OTHER USE	BENEFICIAL USE
			IRRIGATION	4/ 1 11/ 1	--- AFA .06 CFS *---*AFA *.07*CFS		NESW(3) S10 T 10N R 2E *3*	
65-2366	SHOENAKER, DONALD E. & SHOENAKER, DORITA L. HORSESHOE BEND, IDAHO 83629 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-3402 & 65-2614 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. SOURCES FOR THIS RIGHT ARE SPRINGS & LONE PINE CREEK. TWO POINTS OF RE-DIVERSION IN SWNW, S.32, T.7N, R.2E.	3/15/1930	IRRIGATION	4/ 1 11/ 1	--- AFA .78 CFS	NESE S31 T 7N R 2E SWNW S32 T 7N R 2E	LGT 8(1) S31 T 7N R 2E LGT 3(21) LGT 4(12) S32 T 7N R 2E *34*	LICENSE
65-5644	DONLEY, DOUGLAS & DONLEY, CHESTER GARDEN VALLEY, IDAHO 83622	4/ 1/1935	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	LGT 4 S10 T 8N R 5E	LGT4 S10 T 8N R 5E	BENEFICIAL USE
65-10619	HAWKINS, C. W. & HAWKINS, BERTHA M. ROUTE 1, BOX 56, HORSESHOE BEND, IDAHO 83629	7/ 1/1942	STOCKWATER	1/ 1 12/31	.70 AFA .02 CFS	NWNW S25 T 7N R 2E	NWNW S25 T 7N R 2E	BENEFICIAL USE
65-10608	WATSON, LURNE W. & WATSON, DEBRA A. ROUTE 1, BOX 101, HORSESHOE BEND, IDAHO 83629	7/ 1/1946	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWNW S35 T 7N R 2E NESE S34 T 7N R 2E	NWNW S35 T 7N R 2E NESE S34 T 7N R 2E	BENEFICIAL USE

HEAD FOR NEXT REPORT - ORIG. RT NON DEMINIMUS

WR5809NP
No. 65-03358

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/02/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ARLET C. CHRISTENSEN	04/01/1925	IRRIGATION	04/01 11/01	0.060 CFS	1.20 AFA
C	VELMA CHRISTENSEN		DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
C	ARTISE VANDIVER 320 E. 7TH AVE. JEROME ID 833380000				TOTAL DIVERSION: 0.070 CFS	1.20 AFA

Water Source: SPRINGS

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T10N R02E S10 NESW

BOISE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
10N	02E	10	:																	3.0
																				3.0
																				TOTAL ACRES

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: BOISE

Dates: App. Received: Priority Date: 04/01/1925
Proof Due Date:
Exam Made Date: Proof Made Date:
Licensed Date: Exam Sent to S.O.:

Misc: Water District Number: 65 Field Exam Fee:

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

how does this get split up

part A for 3. acres -
part B for the home -
OK?

Divide up
A - Irrig. 3 acres - .06 + 10.5 AF
B - Dom - 1 home - .04 + 1.2 AF = Parcel # RP10N02E104940
Cond - Permit when Comb (A+B)
that
Cond - Permit when Comb (A+B) to .07 CFS + 11.7 AF (amounts recom. see orig PRBA claim to af. date in the 1920s)

AJ5809NP
No. A65-033588

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/02/97
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEO MARSTERS	04/01/1925	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
C	LUCILE MARSTERS 2800 HWY 52 PAYETTE ID 83661 (208) 642-2211			TOTAL DIVERSION:	0.04 CFS	1.20 AFA

Water Source: SPRING

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T10N R02E S10

NESW

VALLEY County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE										
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	:
10N	02E	10	:																							:
			:																							:

POU County: BOISE

Non-Irrigation Uses: DOMESTIC, 1 HOME

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

Audit: 08/08/96 KWALKER

**TO A
WATER-FIGHT**

IDENT. NO. 65-3358 APR 10 1957

Department of Water Administration

_____ claims a right to the divi-

THE NEW YORK PUBLIC LIBRARY

4/1/1925-5/29/1927
 if permit was issued April 1, 1928

1911

in you have used the right claimed

I/I 12/31

Mon. Day) 10/11/31 (Mon. Day) 10/11/31
(Both Dates Inclusive)

Mo., Day	(Mo., Day)
1944	1944
1945	1945
1946	1946
1947	1947
1948	1948
1949	1949
1950	1950
1951	1951
1952	1952
1953	1953
1954	1954
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Mo. Day) 1953 (Mo. Day)

Acres Feet Per Acre NE 1/4 S7

Remarks: See remarks
volume, length of ditch and field,
fine to house and

an appropriate box. If use is not for

[illegible]

Total No. of acres 3.0

...

[illegible]

books but these do not cover the prime time that

REPLY

Reclamation Engineer, Office No. 4-28-77
all statements included herein are true

10

22. Dr. Charles C. Chapman

Extensive (periodic in)

10

Authorized Agent

_____, before me,

pledged to me that he, she, they,

12/1/77

de la

10

ARRANTY

FOR VALUE RECEIVED VELMA L. CHRISTENSEN, married woman, dealing with her sole and separate property, and A. C. CHRISTENSEN, husband, joining for convenience only, of Boise, Ada County, State of Idaho,

do hereby grant, bargain, sell and convey unto

RECEIVED

JUL 21 1939

Department of Water Resources
Western Regional Office

ARTISE VANDIVER, widow of 207-1/2 First Street, Boise, Ada County, Idaho, 3203 E 7th Ave, Jerome, ID 83338

MORRIS VANDIVER and JEAN VANDIVER, husband and wife of San Diego, California, 7712

CARY VANDIVER and MARTINE VANDIVER, husband and wife of Arvada, California, 7712

CHARLES CORRELL and LYNN CORRELL, husband and wife of Jerome, Idaho,

the Grantees, the following described premises, to-wit:

Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian; thence West 60 feet; thence South 409.7 feet; to the true Point of Beginning; thence South 140 feet; thence West 277.15 feet; thence North 174.7 feet; thence South 82.50 feet; East 278.7 feet to the true Point of Beginning. All in the NE 1/4 of Section 10, Township 10 North, Range 2 East, Boise Meridian, containing 1.0 acres more or less in Valley County.

Together with an Easement for ingress and egress 60 feet wide and lying West of the following described line; Beginning at the Center of Section 10, Township 10 North, Range 2 East, Boise Meridian and thence running South along said Center line 549.7 feet.

Together with any and all water rights and ditch rights appurtenant thereto or used in connection therewith.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and 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; that said premises are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 11th day of January, 1939

Velma L. Christensen

STATE OF IDAHO)
COUNTY OF ADA) ss

On this 11th day of December, 1939, before me, the

SUBMITTED AND PLATTED
JAMES P. NISULA, ASSESSOR
BY *James P. Nisula* DEPUTY
VALLEY COUNTY, IDAHO

WARRANTY DEED, p. 1



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

June 15, 1998

RE: Water Right No. 65-06429, 65-06431, 65-07236

Leo Marsters
169 S 19th St
Payette ID 83661

Dear Mr. Marsters:

Enclosed is a copy of the above referenced water right which reflects the change in address of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

The address has also been changed on claim numbers A65-03358B, A65-07237 and A65-07397.

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

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:d

Enclosures

cc: Darlene Skelly



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

August 9, 1996

RE: Notice of Claim to a Water Right No. **A65-03358B**

Leo &/or Lucile Marsters
2800 Hwy. 52
Payette, ID 83661

Dear Mr. and Mrs. Marsters:

We have processed the change of ownership for the spring which you use for your household water. Enclosed, for your records, is a copy of Claim **A65-03358B**. We have also notified Mr. Dean Christensen that this change in ownership of a portion of his claim has occurred.

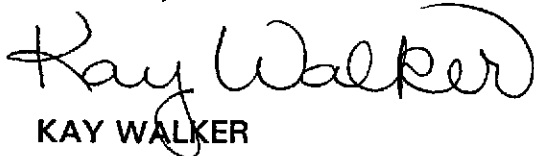
We have also changed the mailing address on all of your other claims which were submitted. Enclosed are copies of Notice of Claim Nos. **A65-06429**, **A65-06431**, **A65-07236**, **A65-07237** and **A65-07397** which show the address change has been completed. Please note that no other changes were made to these claims.

I researched Claim No. **A65-07236** which describes a right from Squaw Creek tributary to the Payette River as the source. This right, when originally filed upon (in September of 1971) was for the use of three unnamed springs tributary to Little Squaw Creek. When the right was examined in September of 1976 our examiner found three springs in the NW¼SE¼, Sec. 10, Twp. 10N, Rge. 2E that were developed with 4' diameter perforated galvanized tile. Water was then piped to 4 cabins for lawn and garden irrigation and to a spring located next to the home you lived in at that time. Sometime during the preparation of the Payette River Adjudication the source of this right was changed and recommended as Squaw Creek. I believe you should amend Claim **A65-07236** to correctly describe the source of that water and then ownership changes should be submitted by the folks who own the 4 cabins that receive the water. If you need assistance in regard to this, I would be happy to help you.

MICROFILMED
OCT 18 1996

If you have any questions concerning any of your other claims, please do not hesitate to contact our office.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker". The signature is written in black ink and is positioned above the typed name.

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

MICROFILMED
OCT 18 1996

MEMORANDUM

August 7, 1996

TO: FILE A65-03358

FROM: KAY WALKER *KW*

RE: SPRING FOR DOMESTIC USE

Mr. and Mrs. Leo Marsters, along with their daughter, were in the office yesterday concerning the spring which they divert their domestic water from. They have had a problem with someone tampering with the pipe coming out of the spring which serves their home. The pipe had been disconnected at the spring box by someone, with a screwdriver, and their pump burned up because of this. The Marsters came in to find out just what they could do to prove that they had water rights on the spring so that they could call the sheriff in the next time this happened, if ever.

The Marsters had purchased this property in 1988 but Mr. Marsters has lived in High Valley all of his life and knew how this home received its water. The spring which they utilize was claimed under A65-03358 by Dean Christensen. Mr. Christensen inherited the property from his parents, Velma L. & A. C. Christensen, except for the home on the property which had been sold to Artise Vandiver, et al in 1974. The Marsters purchased their home from Vandiver but never changed the ownership of the claim on the spring to their name. Mr. Christensen apparently claimed the entire water right because it had been in his parents name.

We prepared a Notice of Change of Water Right Ownership to change the domestic use from Dean Christensen's name to Marsters. They had brought in their deed from Vandiver, et al and I located a deed in our microfiche which showed the ownership change from Velma and A. C. Christensen to Vandiver, et al, in 65-3358 (Payette River Adjudication records).

The property that the spring is located on is not on Marster's property. It is about 60' from their property line, therefore on neighboring property. The neighbor's had put a new fence around their property but had put a gate in the fence so Marsters could maintain their diversion. Dean Christensen said he was willing to write a statement regarding use of the spring for Marster's home, if necessary.

MICROFILMED
OCT 18 1996

Metes & Bounds 8/7/94

40.00	40.00				
39.09	40.00	90.00	0.00	0.00 NW	60.00
39.09	33.79	0.00	0.00	0.00 SW	409.70
39.09	31.67	0.00	0.00	0.00 SE	140.00
34.89	31.67	90.00	0.00	0.00 NW	277.15
34.89	34.32	0.00	0.00	0.00 NE	174.70
39.08	33.79	82.00	50.00	0.00 SE	278.70

Deed from Velma Christensen
to Vandiver (2/11/74)

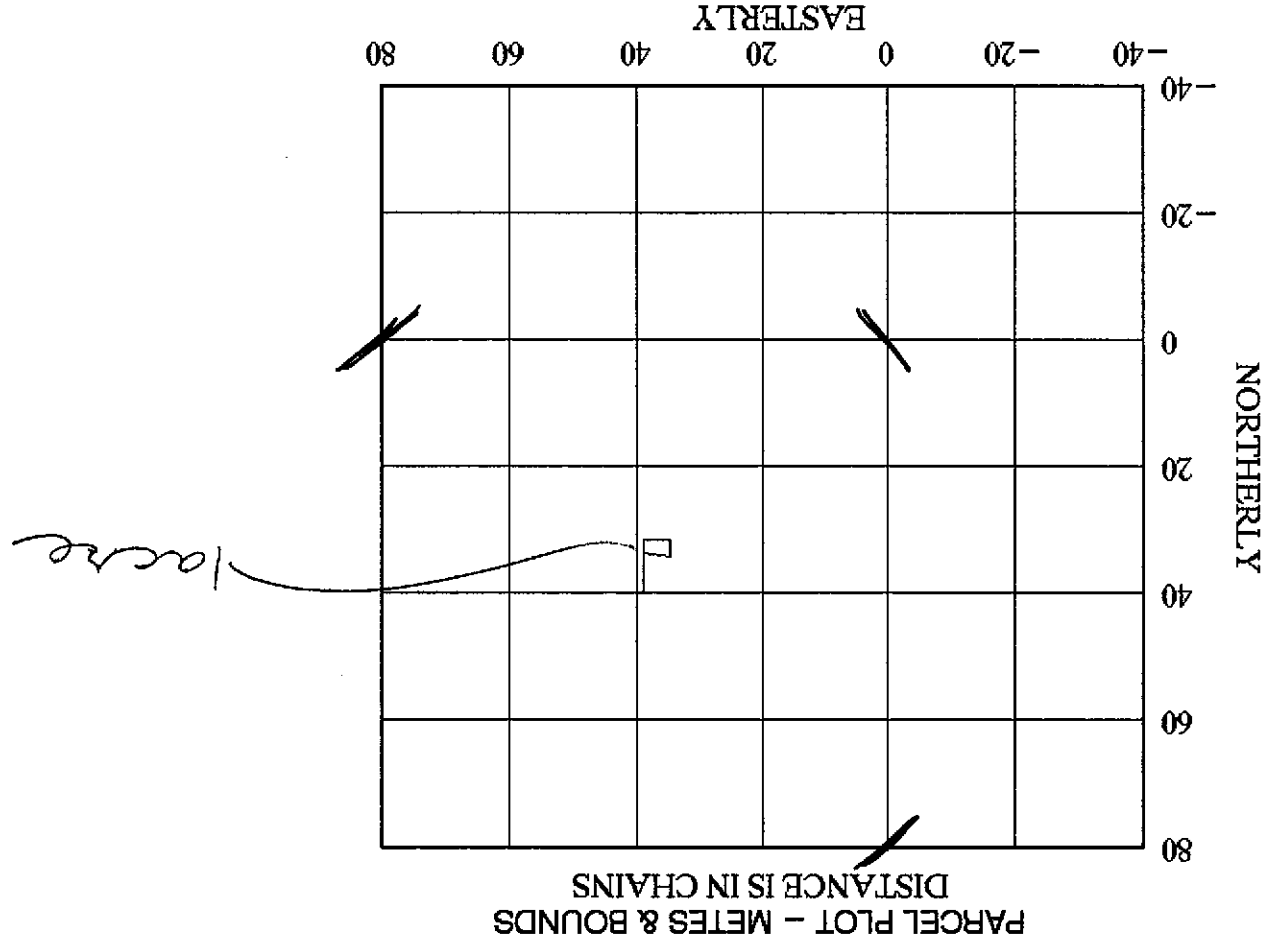
and

Vandiver to Marsters (6/20/88)

KW
8/7/94

MICROFILMED
OCT 18 1996

MICROFILMED
OCT 18 1958



POOR

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

NOTICE OF CLAIM

IDENT. NO. 65-3358

APR 28 1971

10-26-A

Department of Water Administration

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows: 1/1925 5/29/1987

Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) April 11, 1925

(1) Describe source of water: (Name of stream, spring, etc., or subterranean) SPRINGS

(2) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Indicate)

Period of Use From 1/1 To 12/31

Period of Use From 1/15 To 10/31

Period of Use From 1/1 To 12/31

Quantity of water claimed: 0.07 Gall. Per Minute.

Diversion: Give location of point where water is diverted from its source NE 1/4 SW 1/4

Sec. 10 Twp. 10N Rge. 2E

Additional points: See remarks

(3) 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. Spring box and gravity pipeline to house and diversion dam and pump for irrigation.

(4) 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.

Total No. of acres 3.0

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

Domestic use at house and irrigation of 3.0 acres.

(7) Effluent, sewage waste, or return water from this use is discharged into septic tank

(8) If you are claiming water as a member of an organization, list name of organization.

(9) Remarks: We have several other springs (10 to 12 pts) and small creeks but these do not run off our property in the summer months. The summer months are the prime time that we use this water.

(10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use

☐ B) Right decreed by court, cite title of case

☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No. 4-28-77

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.

Individual

Organization

Signature of Applicant

Signature of Witness

Notary Public reading at Boise, Idaho

My commission expires 4-26-77

State of Idaho

County of Ada

On this 28 day of April, 1971

Notary Public, personally appeared Arlet C. and/or Valma Christensen

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged

corporate, partnership or

My commission expires 4-26-77

State of Idaho

County of Ada

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T	R	SEC	NE 1/4	SW 1/4	SE 1/4	NW 1/4	SW 1/4	SE 1/4	NW 1/4	SW 1/4	SE 1/4	NW 1/4	SW 1/4	SE 1/4	NW 1/4	SW 1/4	SE 1/4	TOTAL
10N	2E	10																3.0 acres

MICROFILMED

before me,

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