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Governor

Dean Sangrey
Interim director

IDAHO PARK AND
RECREATION BOARD

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IDAHO DEPARTMENT OF
PARKS AND RECREATION

P.O. Box 83720
Boise, Idaho 83720-0065

(208) 334-4199

Fax (208) 334-3741

tdd 1-800-377-3529

Street address
5657 Warm Springs Avenue
www.idahoparks.org

June 9, 2004

Idaho Department of Water Resources
Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-6105

Attn: Mr. Allen Ruberry
Senior Water Resource Agent
Adjudication Bureau

RE: Ownership Change & Amended Claims: A21-81, A21-82, A21-4151, A01-126 & A21-135

Dear Mr. Ruberry:

Idaho Parks and Recreation would like to submit a Notice of Change in Water Right Ownership(s) & Amended Notice(s) of Claim for the above referenced numbers.

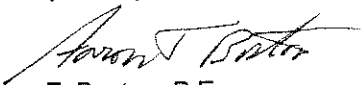
Please note that 18.5 additional irrigated acres are being claimed on A21-4151. Thus, a permissible place of use concept is claimed for irrigation on the included overlapping amended claims 21-81 & 21-82. A check for \$19 (\$1/acre) is enclosed to cover the additional irrigation fee.

These amended claims and ownership changes are being submitted to help clarify the historical use for SRBA review.

Please note the remarks on these claims, it explains the prorating for your split review, etc.

If you need any additional information or have other concerns please don't hesitate to contact me at 334-4180 X251 or Ron Howerton at 334-4180 X294.

Thank you very much,


Aaron T. Boston, P.E.
Development Engineer

Attachments:

Notice of Change in Water Right Ownership
Amended Notice of Claims: A21-81, A21-82, A21-4151, A01-126 & A21-135
Claim maps for each right
Deed of gift dated November 19, 1993
CC: File

RECEIVED

JUN 14 2004

Department of Water Resources
Eastern Region

DELOG
AR 6-16-04

RECEIVED
JUN 14 2001

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

Department of Water Resources
Eastern Region

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
<u>21-81</u>	<u>A21-81</u>	<u>N</u>	_____	_____	_____
<u>21-82</u>	<u>A21-82</u>	<u>N</u>	_____	_____	_____
<u>21-4151</u>	<u>A21-4151</u>	<u>N</u>	_____	_____	_____
<u>01-126</u>	<u>A01-126</u>	<u>Y</u>	_____	_____	_____
<u>21-135</u>	<u>A21-135</u>	<u>Y</u>	_____	_____	_____

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) 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)
- IDAHO FOUNDATION FOR PARKS & LANDS INC
5657 WARM SPRINGS AVE
BOISE ID 83716-8700

4. New Owner/Claimant(s)
New Mailing Address
City, State and ZIP Code
- STATE OF IDAHO**
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0065

New Telephone Number (208)334-4199

5. Date you acquired the property Deed of Gift dated: November 19, 1993

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 01-126 & 21-135		
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	Prorate see claim remarks	
Stock		
Domestic		
Other		
Total		

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

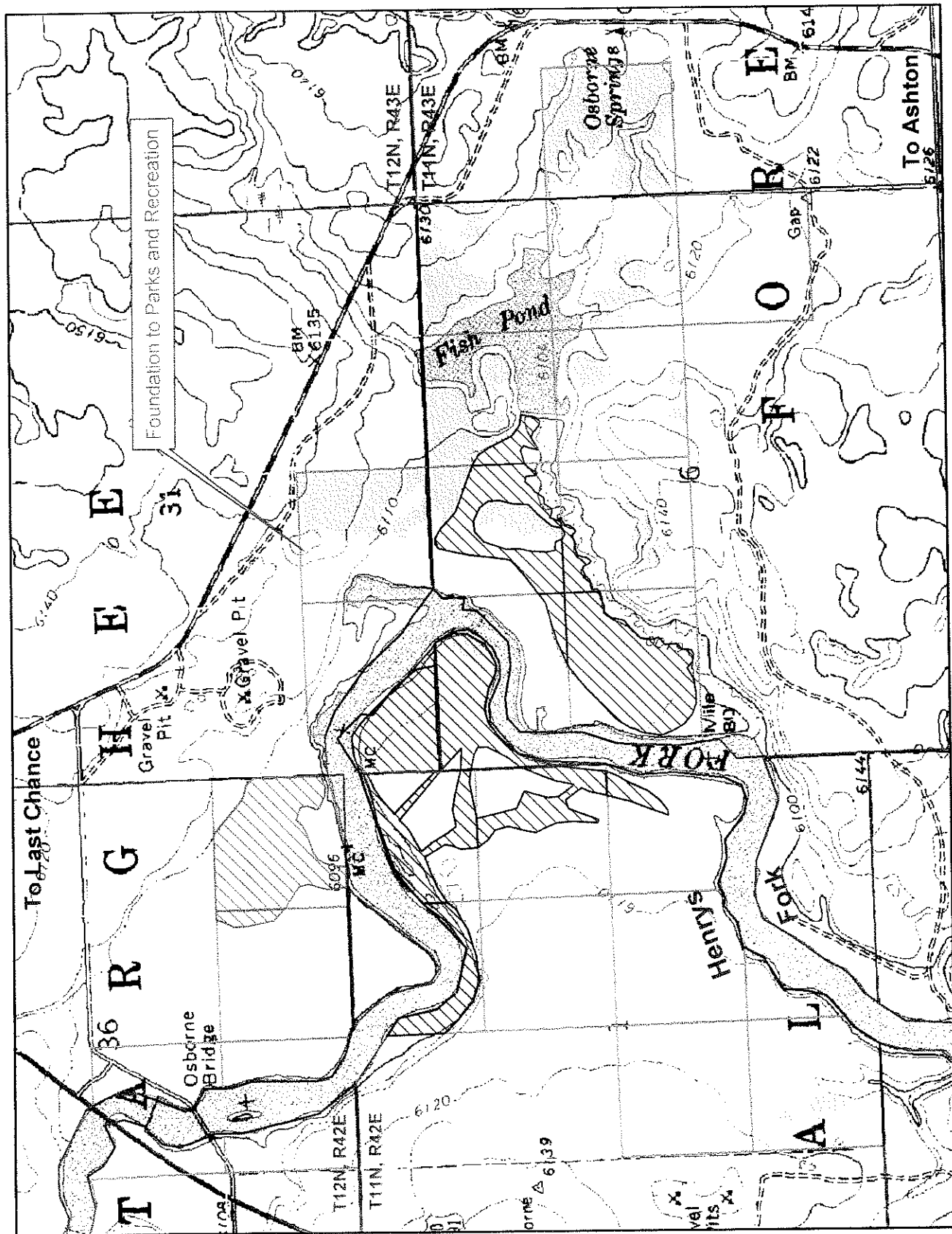
Arden J. Butler
DEVELOPMENT ENGINEER

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 _____

IDAHO FOUNDATION TO PARKS AND RECREATION



DEED OF GIFT

THIS INDENTURE, made this 19th day of November, 1993, by and between Idaho Foundation for Parks and Lands, Inc., a non-profit corporation, with an address at 1020 W. Franklin Street, Boise, ID 83702, as Grantor, and the STATE OF IDAHO, DEPARTMENT OF PARKS AND RECREATION, with an address at Statehouse Mail, Boise, ID 83720-8000 as Grantee.

WITNESSETH:

That Grantor, in consideration of the duty of public benefit owed by it to the State of Idaho and its citizens does by these presents, give, grant, alien and confirm unto Grantee and to its successors and assigns forever, all of the following real estate, situated in the county of Fremont, State of Idaho, being more particularly described as follows:

Lots 1, 3, 6, 7, 10 and 11 and the South half of the Northeast Quarter, and the Northeast Quarter of the Southwest Quarter of Section 1, Township 11 North, Range 42 East of the Boise Meridian; Lot 2, Section 6, Township 11 North, Range 43 East of the Boise Meridian; Lot 7, Section 31, Township 12 North, Range 43 East of the Boise Meridian; Lots 8 and 9, Section 31, Township 12 North, Range 43 East of the Boise Meridian; Lots 1 and 3, Section 6, Township 11 North, Range 43 East of the Boise Meridian; the Southwest Quarter of the Northwest Quarter of Section 5, Township 11 North, Range 43 East of the Boise Meridian; the Northeast Quarter, the Northeast Quarter of the Southeast Quarter, and the Southeast Quarter of the Northwest Quarter of Section 6, Township 11 North, Range 43 East of the Boise Meridian; Lot 4, Section 6, Township 11 North, Range 43 East of the Boise Meridian; Lot 6, Section 36, Township 12 North, Range 42 East of the Boise Meridian, Lots 4, 5, 7, 8 and 9 of Section 36, Township 12 North, Range 42 East of the Boise Meridian, containing 896.94 acres, more or less.

Being the same premises conveyed to the Grantor by Indentures of Deed dated as of December 9, 1975, and recorded on December 23, 1975, and dated as of November 13, 1976, and recorded on December 13, 1976, with the Fremont County Recorder as Instrument No. 341786 and Instrument No. 346054, respectively.

TO HAVE AND TO HOLD said premises, with its appurtenances unto Grantee and its successors, forever, without warranty of the title, subject to current taxes, assessments, and all easements, restrictions and reservations.

IN WITNESS WHEREOF Idaho Foundation for Parks and Lands, Inc. has duly caused this Gift Deed to be subscribed in its corporate name by its President and its corporate seal to be affixed by its Assistant Secretary this 15th day of November, 1993.

IDAHO FOUNDATION FOR PARKS & LANDS, Inc.

By 
Don K. Weilmunster, President

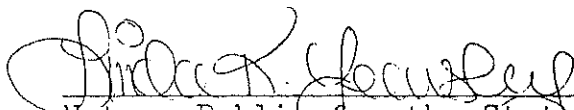
ATTEST;

Jerry L. Wray, Ass't Secretary

STATE OF IDAHO)
) ss.
COUNTY OF BOISE)

On this 16th day of November, 1993, before me, the undersigned, Notary Public in and for said State, personally appeared Dan K. Weilmunster, known to me to be the President of IDAHO FOUNDATION FOR PARKS & LANDS, Inc., and acknowledged to me that he executed the within and foregoing Gift Deed for and on behalf of said corporation.

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 the State of Idaho,
Residing at: Garden Valley, ID.

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this _____ day of November, 1993, before me, a Notary Public, in and for said State, personally appeared Jerry L. Wray, known to me to be the Assistant Secretary of IDAHO FOUNDATION FOR PARKS & LANDS, Inc., and acknowledged to me that he executed the within and foregoing Gift Deed for and on behalf of said corporation.

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 the State of Idaho,
Residing at Boise, Idaho

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Idaho Foundation for the Elderly

CLAIM IDENT. NO.

421 00082

DATE RECEIVED

3/23/89

CK #

AMOUNT \$

YES

NO

Required
Info?

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

Claim checked by:

Bruce A. Scher

Date:

4/18/89

Claim must be returned to claimant:

☐ (Yes) ☐ (No)

Claimant must be notified of modifications:

☐ (Yes) ☐ (No)

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

Date:

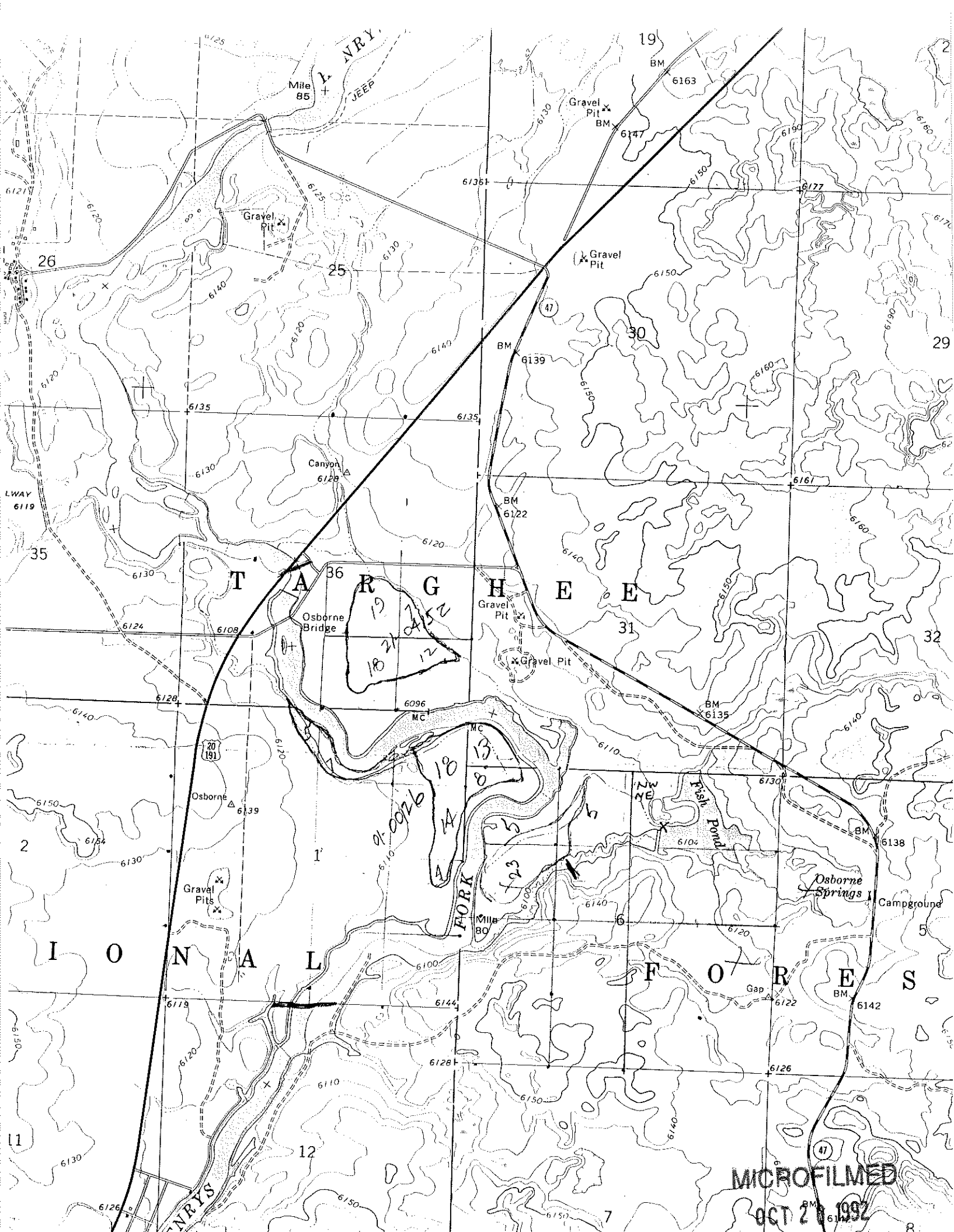
Checked by:

Date:

Comments:

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OCT 20 1992



MICROFILMED

OCT 20 1992

widow of A. D.
Nolan, deceased.

North Salem Agricultural & Milling Canal Company.

~~01-0501~~ 1 137 ✓
Nord, James O.

240 inches. June 1, 1890. ✓ Snake River. Trans 819

~~01-0502~~ 22 0426 ✓
Nordval, C.

50 inches. June 1, 1895. ✓ Darby Creek.

~~01-0503~~ 22 0427 ✓
Nordval, C.

110 inches. May 26, 1899. ✓ Darby Creek.

~~01-0504~~ 1 138 ✓

North Rigby
Irrigation
Company

2,500 inches. June 10, 1883. ✓ South Fork of the
Snake River.

~~01-0505~~ 22 0428 ✓

North Salem
Agricultural
& Milling
Canal Company.

1,325 inches. June 1, 1888. ✓ Teton River, as a
high-water right, ✓
until July 1st of
each year.
The Farmers' Friend
Canal Company

Nowlin, Jabez, Sr.

~~01-0506~~ 35 0022 ✓
Nugent, L. A.

80 inches. May 1, 1903. ✓ McTucker Springs.

0.

~~01-0507~~ 23 0048 ✓
Oakden, Robert

160 inches. June 1, 1893. ✓ Rainey Creek.

~~01-0508~~ 22 0429 ✓
O'Brien, James A.

100 inches. June 1, 1891. ✓ North Leigh Creek. T. 2874

Olesen, James

North Salem Agricultural & Milling Canal Company.

~~01-0509~~ 1 139 ✓ 22-0654

Olive, O. H.

600 inches. June 1, 1889. ✓ Bannock Jim Slough.

~~01-0510~~ 1 140 ✓ 22-0655

Olive, O. H.

160 inches. May 1, 1905. ✓ Bannock Jim Slough.

Olmstead, Henry M.

Wyoming & Darby Bench
Canal Company.

Orme, Samuel W.

Pioneer Ditch Company.

Orr, Robert

Watson Slough
Irrigation Company.

~~01-0511~~ 21 0081 ✓
Osborn, R. A.

120 inches. June 1, 1895. ✓ Monet Springs, Guy
Springs, Middle
Springs, and East
Springs.

~~01-0512~~ 21 0082 ✓
Osborn, R. A.

120 inches. June 1, 1902. ✓ Monet Springs, Guy
Springs, Middle Springs
and East Springs.

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APP 0 2 1994

Sec. 18, S $\frac{1}{2}$ of SW $\frac{1}{4}$ of Sec. 17, Lot 2,
and part NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 20, E $\frac{1}{2}$
of NW $\frac{1}{4}$ and Lots 1 and 2 of Sec. 18, T.
5 N., R., 39 E., B. M., containing
452- $\frac{1}{2}$ acres. Also, SE $\frac{1}{4}$ of NE $\frac{1}{4}$, and NE $\frac{1}{4}$ of
SE $\frac{1}{4}$ of Sec. 20, and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ and
Lot 1 of Sec. 21, T. 5 N., R., 37 E.,
B. M., containing 152.33 acres.

Olmstead, Henry M.

SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 6, SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec.
6, and NW $\frac{1}{4}$ of NE $\frac{1}{4}$, and NE $\frac{1}{4}$ of NW $\frac{1}{4}$
of Sec. 7, T. 4 N., R., 46 E., B. M.,
containing 160 acres.

Opedal, L.

SE $\frac{1}{4}$ of Sec. 16, T. 1 N., R., 38 E. B. M.,
containing 160 acres.

Olson, Nels D.

N $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 22, T. 1 N., R., 37 E. B.
M., and 10 acres, 20 by 80 rods, innSE
corner of NW $\frac{1}{4}$ of Sec. 30, T. 2 N., R.,
38 E. B. M., containing in all 90 acres.

Orr, Robert

SW $\frac{1}{4}$ of Sec. 16, T. 3 S., R., 34 E., B. M.
containing 160 acres.

Osborn, R. A.

Lots 8 and 9 of Sec. 31, T. 12 N., R., 43
E. B. M., and Lots 1 and 2 of Sec. 6,
T. 11 N. R., 43 E., B. M., containing
120.60 acres.

Also, Lots 3, 4 and 9, and SW $\frac{1}{4}$ of SW $\frac{1}{4}$
of Sec. 36, T. 12, N., R., 42 E. B. M.,
and Lot 4 of Sec. 1, T. 11 N. R., 42 E.
B. M.,

Osella, L.

W $\frac{1}{2}$ of SE $\frac{1}{4}$ of Sec. 23, T. 1 N., R., 37 E. B.
M., containing 80 acres.

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APR 08 1994