



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

May 11, 2007

ERICA HOLTEN
LESLIE MAIYO
PO BOX 673
SALMON ID 83467

RE: Notice of Change of Water Right Ownership (NCO) for
74-15729 and Notice of Completed Administrative Proceeding
(NCAP)

Dear Claimants:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s).

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

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

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

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 Rights: 74-15729 split into
74-15761 & 74-15762

Case No. 39576

)

)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party ELZINGA – ELZINGA & HOLTEN, MAIYO
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

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

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

DATED: May 18, 2007

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 21, 2007, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
GLENN A ELZINGA
CARYL L ELZINGA
19 MOEN LN
MAY ID 83253-2000

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
GLENN A ELZINGA ERICA HOLTEN
CARYL L ELZINGA LESLIE C MAIYO
19 MOEN LN PO BOX 673
MAY ID 83253-2000 SALMON ID 83467

4. One copy to:

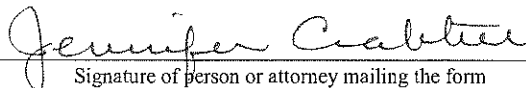
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

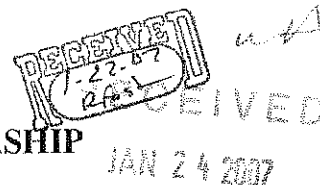
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

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



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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
AS 74-240					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **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) Glenn A + Caryl L Elzinga
19 Main Ln May ID 83253

4. New Owner/Claimant(s) Erica Holten +/or Leslie Connor Mayo
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address PO Box 673

City, State and ZIP Code Salmon ID 83467

New Telephone Number 208) 752 - 1963

5. Date you acquired the property

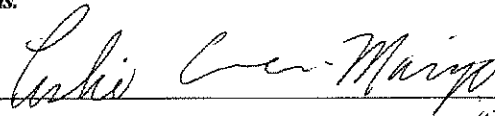
1-11-2007

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation	0.041	2 ac.
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)



(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____

Date _____

Receipt Amt. _____

Received by _____

Date _____

Receipt No. _____

Processed by _____ AJ

Date _____

WR _____ Date _____

This Instrument is being re-recorded to add covenants to Instrument #269854

Warranty Deed

For Value Received

GLENN A. ELZINGA and CARYL L. ELZINGA, Husband and Wife
the grantors, do hereby grant, bargain, sell and convey unto

ERICA HOLTEN, a single person and LESLIE CONNER MAIYO, a married person dealing
with her sole and separate property
whose current address is

PO Box 673
Salmon, Idaho 83467

the grantees, the following described premises in Lemhi County, to-wit:

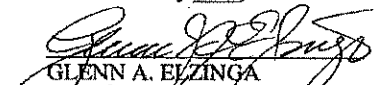
SEE ATTACHED EXHIBITS LABELED PARCELS "I AND IA"

Grantees, their heirs, successors and assigns, by accepting the title transferred by this deed agree
to be bound by the following restrictions:

1. No structure of any kind that is commonly known as a "mobile home" or "trailer house",
shall be built or moved onto the above-described parcel.
2. Grantees shall not further split or subdivide the above-described parcel.

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

Dated: January 11, 2007


GLENN A. ELZINGA

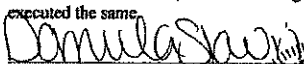

CARYL L. ELZINGA

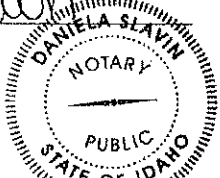
STATE OF IDAHO, COUNTY OF LEMHI

On this 11 Day of January, 2007,
before me, a notary public in and for said State, personally
appeared

GLENN A. ELZINGA AND CARYL L. ELZINGA

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


Notary Public
Residing at: Salmon, Idaho
Comm. Expires: 11-15-2011

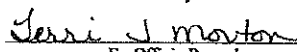


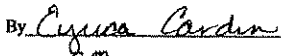
INSTRUMENT NO: 270307

STATE OF IDAHO, COUNTY OF LEMHI

I hereby certify that this instrument was filed
for record at the request of Lemhi Title

at 43 minutes past 2 o'clock p.m.,
this 11th day of Jan
2007, in my office, and duly recorded in Book
of Deeds in Lemhi County.


Ex-Officio Recorder

By 
Deputy

Fees \$ 9.00
Mail to: L-7

270307

Taylor Mountain Surveying
301 Waller St.
Salmon, Idaho 83467
(208) 756-8321

Parcel "T"

A portion of the NE1/4 Section 28, T 19 N, R 24 E, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the East 1/4 Corner of Section 29; from which the NE Corner of Section 29 bears N00°12'17"W, 2648.48 feet the Basis of Bearing of this description; run thence S00°11'10"E, 26.17 feet to the West 1/4 corner of said Section 28; thence S89°41'40"E, 1387.39 feet to the C-W 1/16th Corner of said Section 28; thence continuing along the southern line of the NW 1/4 Section 28 S89°58'19"E, 1313.24 feet to the Center 1/4 of said Section 28; thence along the southern line of said NE1/4 Section 28 S89°34'37"E, 1321.76 feet to the C-E 1/16th Corner of said Section 28; thence N00°18'20"E along the easterly line of the SW1/4NE1/4 said Section 28, 800.00 feet to a point in the centerline of an existing ditch said point being the Point of Beginning;

Thence S71°30'16"W, 238.00 feet to a point on the southerly bank of an existing ditch;

Thence along said southerly ditch bank the following courses;

S69°05'10"W, 136.55 feet; S85°46'01"W, 853.88 feet; to a point on the easterly right-of-way of monument road;

Thence along said easterly right-of-way the following courses;

N82°59'18"E, 155.41 feet; along the arc of a curve to the left 216.80 feet, having a radius of 354.99 feet a central angle of 34°59'30" and a chord of N65°29'33"E, 213.44 feet; N47°59'48"E, 76.69 feet; N47°21'29"E, 322.47 feet; N43°04'15"E, 11.20 feet;

Thence leaving said easterly right-of-way along the arc of a curve to the left 37.82 feet, having a radius of 55.00 feet, a central angle of 39°24'00" and a chord of S48°36'05"E, 37.08 feet;

Thence S68°18'05"E, 234.18 feet;

Thence S89°50'44"E, 217.53 feet;

Thence N63°09'21"E, 103.42 feet to a point on the easterly line of the west 1/2 NE1/4 said Section 28;

Thence along said easterly line S00°18'23"W, 133.20 feet to the Point of Beginning;

Subject to a utility easement along the easterly and southerly lines of the above described parcel to be determined at a later date.

Zero (0) splits remain.



270307

Taylor Mountain Surveying
301 Waller St.
Salmon, Idaho 83467
(208) 756-8321

Parcel "I A"

A portion of the NE1/4 Section 28, T 19 N, R 24 E, Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the East 1/4 Corner of Section 29, from which the NE Corner of Section 29 bears N00°12'17"W, 2648.48 feet the Basis of Bearing of this description; run thence S00°11'10"E, 26.17 feet to the West 1/4 corner of said Section 28; thence S89°41'40"E, 1387.39 feet to the C-W 1/16th Corner of said Section 28; thence continuing along the southern line of the NW 1/4 Section 28 S89°58'19"E, 1313.24 feet to the Center 1/4 of said Section 28; thence along the southern line of said NE1/4 Section 28 S89°34'37"E, 1321.76 feet to the C-E 1/16th of said Section 28; thence N00°18'20"E along the easterly line of the SW1/4NE1/4 said Section 28, 966.61 feet to the Point of Beginning;

Thence S63°09'21"W, 111.60 feet;

Thence N89°50'44"W, 204.63 feet;

Thence N68°18'05"W, 228.48 feet;

Thence along the arc of a curve to the right 28.05 feet, having a radius of 25.00 feet, a central angle of 64°16'56" and a chord of N36°09'37"W, 26.60 feet to a point on the easterly right-of-way of Monument Road;

Thence N43°04'15"E along said easterly right-of-way, 41.41 feet;

Thence leaving said easterly right-of-way S72°20'49"E, 114.65 feet to a point in the centerline of an existing ditch;

Thence along said centerline the following courses;

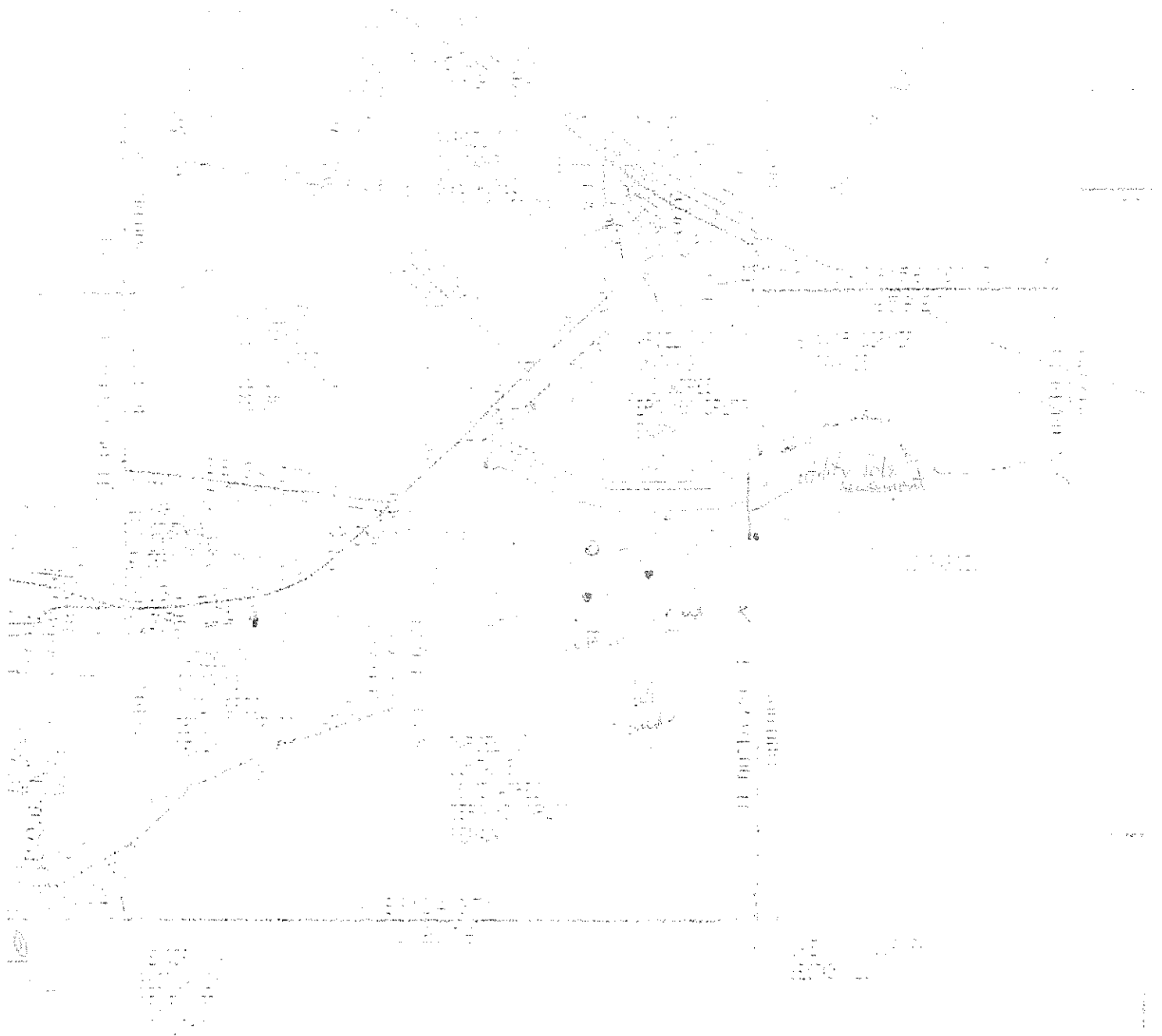
S59°45'00"E, 37.65 feet; S40°55'01"E, 29.04 feet; S66°57'18"E, 35.23 feet; N89°32'59"E, 42.96 feet; N81°46'31"E, 226.90 feet to a point on the Easterly line of the SW1/4NE1/4 said Section 28;

Thence leaving said ditch S00°18'20"W, 4.49 feet to the Point of Beginning;

Said parcel is permanently attached to parcel "T" of the same lot split plat and does NOT constitute a separate building parcel.

north of road





January - AS2-006-95 OFFICE