

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 23 2012

Notice of Change in Water Right Ownership

DEPARTMENT OF
WATER RESOURCES

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
63-05155	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: USDA Forest Service, Boise National Forest
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): State of Idaho, Department of Lands
Name of each new owner as listed on the conveyance document

New owner continued Name connector ☐ and ☐ or ☐ and/or
300 N. 6th St., Ste. 103, P.O. Box 83720
Mailing address
Boise ID 83720-0050
City State ZIP
(208) 334-0200
Telephone Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: See attached.

6. This form must be signed and submitted with the following **REQUIRED** items:
- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

7. Signature: Steven T. Taylor Area Manager, Southwest Area 11/21/12
Signature of new owner/claimant Title, if applicable Date

Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____
Approved by _____ Processed by _____ Date _____

Addendum to Notice of Change in Water Right Ownership

Section 5. Date you acquired the water rights and/or claims listed above:

The point of diversion and place of use for water right no. 63-05155 are located at Township 2 North, Range 8 East, Section 9, B.M., Elmore County, Idaho. The State of Idaho acquired this land from the United States on September, 25, 1981, through the Prairie No. 2 land exchange. Prior to the land exchange, the United States Forest Service filed a statutory claim for this water right. For reasons unknown, the water right was not updated after the land exchange. Since this water right is appurtenant to State land, IDL has filed a claim for the water right in the SRBA and is filing this notice to change the ownership record.

Section 6. Required Documentation:

A map of water right no. 63-05155 is attached hereto as Exhibit A.

Ownership of the subject State land is documented by United States Land Patent No. 11-81-0078 (attached hereto as Exhibit B) and the State Land Activity Report (attached hereto as Exhibit C). The Land Patent identifies land conveyed to the State of Idaho from the United States. The State Land Activity Report, obtained from the Idaho Department of Lands, indicates that the land in question is State endowment land managed for public schools.

Exhibit A

Map for Water Right No. 63-05155

Exhibit B

United States Land Patent No. 11-81-0078

Form 1860-9
(March 1965)
(formerly 4-1043)

I-16381

The United States of America

To all to whom these presents shall come, Greeting:

WHEREAS

State of Idaho

is entitled to a Land Patent pursuant to the General exchange Act of March 20, 1922 (42 Stat. 465), as amended by the Act of February 28, 1925 (43 Stat. 1090); and the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2743; 43 U.S.C. 1716), for the following described lands:

Boise Meridian, Idaho

T. 1 N., R. 8 E.,
Sec. 4: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$.

T. 2 N., R. 8 E.,
Sec. 4: Lot 2, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 6: Lots 3, 4, 5, 6, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$,
SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 9: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$;
Sec. 15: N $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 22: S $\frac{1}{2}$ N $\frac{1}{2}$;
Sec. 27: NE $\frac{1}{4}$;
Sec. 33: S $\frac{1}{2}$;
Sec. 34: N $\frac{1}{2}$ SW $\frac{1}{4}$.

Containing 1,624.78 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES, unto the State of Idaho the land above described; TO HAVE AND TO HOLD the said land with all the right, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the State of Idaho, its successors and assigns, forever;

EXCEPTING AND RESERVING TO THE UNITED STATES:

1. A right-of-way for ditches or canals constructed by the authority of the United States (Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945).
2. The right to itself and its assigns, a right-of-way for the following existing Forest Development Roads as shown on USGS 7.5-minute series 1:24,000 topographic quadrangles, Prairie and House Mountain, Idaho:

Strawberry Forest Development Rd. #10117 over and across Sec. 6, T. 2 N., R. 8 E., the easement being 66 feet in width, lying equally on each side of the centerline. The centerline of the road as now constructed is the true centerline of the right-of-way.

Beginning at the CS 1/16 corner of Sec. 6, T. 2 N., R. 8 E., Boise Meridian; thence west 1,123 feet to the centerline of Forest Service Road 10117, the true point of beginning; thence in a northwesterly direction along the centerline for a distance of 1,811 feet to a point on the line between Sec. 1, T. 2 N., R. 7 E., and Sec. 6 T., 2 N., R. 8 E., the end of said right-of-way; from this point the section corner for Sec. 1, T. 2 N., R. 7 E., bears south 58 feet distance. The right-of-way as described contains 2.74 acres, more or less.

Dry Buck - Burnt Creek Forest Development Rd. #10159 over and across Sec. 9, T. 2 N., R. 8 E., the easement being 66 feet in width, lying equally on each side of the centerline. The centerline of the roads as now constructed is the true centerline of the right-of-way.

Patent Number

11-81-0078

Beginning at the corner of Secs. 9, 10, 15 and 16, T. 2 N., R. 8 E., Boise Meridian, thence S. 89°53'49" W. 1,386 feet to the centerline of Forest Road 10159, the true point of beginning; thence in a northerly direction along the centerline of the existing road for a distance of 2,677 feet to a point on the E-W centerline of Sec. 9, from which the $\frac{1}{4}$ sec. corner of Secs. 9 and 10 bears N. 89°53'38" E. 2,517.5 feet distance. The said right-of-way as described contains 4.06 acres, more or less.

Prairie - Pine Forest Development Rd. #10128 over and across Sec. 27, T. 2 N., R. 8 E., the easement being 66 feet in width, lying equally on each side of the centerline of the road as now constructed is the true centerline of the right-of-way.

Beginning at C $\frac{1}{4}$ corner of Sec. 27, T. 2 N. R. 8 E., Boise Meridian; thence north 358 feet to the centerline of Forest Service Road 10128, the true point of beginning; thence in an easterly direction along the centerline of the existing road for a distance of 2,868 feet to a point on the line between Secs. 27 and 26, T. 2 N., R. 8 E., the end of said right-of-way; from this point the $\frac{1}{4}$ corner of Secs. 27 and 26, T. 2 N., R. 8 E., bears S. 0°2' E., 115 feet distance. The right-of-way as described contains 4.35 acres, more or less.

Granted to the State of Idaho and their successors in interest the right to use the existing roads or any segment thereof, subject only to compliance with traffic-control regulations and rules as provided in 36 CFR 261, and the bearing of road maintenance costs only, proportionate to use as provided in 36 CFR 212.7(d).

Provided, that if the Regional Forester determines that the roads, or any segment thereof, are no longer needed for the purposes reserved, the easement shall terminate. The termination shall be evidenced by a statement in recordable form furnished by the appropriate Regional Forester to the State of Idaho or their successors or assigns in interest.

205854

ELMORE COUNTY, IDAHO, ss

Request of STATE OF IDAHO

Time 10:12 A M

Date November 30, 1981

Book of

Page

RAMONA E. YRAZABAL

Recorder

Vida Gridley
Vida Gridley

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IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Boise, Idaho
the TWENTY-FIFTH day of SEPTEMBER in the year
of our Lord one thousand nine hundred and EIGHTY-ONE
and of the Independence of the United States the two hundred
and SIXTH

By John B. Belloni

Patent Number 11-81-0078

Exhibit C

State Land Activity Report

Activity Report

Township	Range	Section	Ownership	Activity Type	Instrument #	Remarks
2N	8E	9	All	All		

Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	10	Public Schools	CLEAR LIST	1	120.00	0.00	120.00
Description:								
Remarks: CL Dated 11-21-1907 Subject to any valid interfering rights at date of selection.								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	20	Public Schools	TIMBER SALE	803	0.00	0.00	120.00
Description:								
Remarks: Downer Brothers - Cancelled 7-26-1956								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	30	Public Schools	ACQUISITION	194	320.00	0.00	440.00
Description:								
Remarks: Prairie #2 Land Exchange Deed from USFS. Also reserving to the U.S. R/W described as dry Buck-Burnt Creek Rd. #10159. Subject to any valid interfering rights at date of exchange, reserving to the U.S. R/W for ditches & canals.								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	40	Public Schools	ACQUISITION	193	200.00	0.00	640.00
Description:								
Remarks: Prairie #2 Land Exchange Patent No. 11-81-0078 from USFS. Also reserving to U.S. a R/W described as Dry Buck-Burnt Cr. Rd. #10159 Subject to any valid interfering rights at date of exchange, reserving to the U.S. R/W for ditches & canals.								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	50	Public Schools	GRAZING LEASE	6533	0.00	0.00	640.00
Description:								
Remarks: Cancelled 4-30-1982 and assigned to G-6097-2								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	60	Public Schools	GRAZING LEASE	6099	0.00	0.00	640.00
Description:								
Remarks: Cancelled 12-31-1991								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	70	Public Schools	GRAZING LEASE	6097	0.00	0.00	640.00
Description:								
Remarks: Cancelled 12-31-1992								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	80	Public Schools	TIMBER SALE	2774	0.00	0.00	640.00
Description:								
Remarks: Croman Corp. - Four Deer - Cancelled 9-20-1995								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	90	Public Schools	GRAZING LEASE	6011	0.00	0.00	640.00
Description:								
Remarks: Cancelled 12-31-1995								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	100	Public Schools	GRAZING LEASE	6097	0.00	0.00	640.00
Description:								
Remarks: Cancelled 12-31-1995								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	110	Public Schools	GRAZING LEASE	6013	0.00	0.00	640.00
Description:								
Remarks: Expires 12/31/2015								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	120	Public Schools	TIMBER SALE	603310	0.00	0.00	640.00
Description:								
Remarks: Pate Logging - Williams Creek-Cancelled 8/21/2008								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	130	Public Schools	TIMBER SALE	603451	0.00	0.00	640.00
Description: PTS								
Remarks: Boise Bldg Solutions Manufacturing LLC - Aden Creek - Cancelled 12/20/2007								
Town / Range	Section	Sequence	Ownership	Activity	Instrument Number	Acquired Acres	Construction Sale Acres	Remaining State Acres
02N 08E	09	140	Public Schools	TIMBER SALE	603669	0.00	0.00	640.00
Description: Pts. N2NE, SWNE, NW								
Remarks: Wayne Pate dba Tramp Logging - Aden Reservoir - Cancelled 8/26/2012								