



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 15, 2022

ILA ZIEGLER
3500 PAHSIMEROI RD
MAY ID 83253-2017

RE: Ownership of Water Rights 73-12002 & 73-12004

Dear Ms. Ziegler,

On January 10, 2022, the Department of Water Resources received a request for a change of ownership for water rights 73-12002 & 73-12004. An acknowledgement letter confirming the change was sent to you on January 31, 2022.

I was asked by another Department employee to look at the documents in the file and possibly redacting some of the information in the documents that were provided. After further review, it was determined that the appropriate information was not provided, and the ownership of the water rights should not have been updated.

These rights were decreed in the Snake River Basin Adjudication (SRBA) by the court to Troy R. Zeigler and Maurene Zeigler. This means that the court ruled the owner of these water rights are Troy R. Zeigler and Maurene Zeigler even though they do not nor did not own the land. Troy R. Zeigler and Maurene Zeigler will need to quitclaim the water rights to you for the Department to update the ownership of these rights.

Because the proper documentation was not received, the Department is returning the ownership of water rights 73-12002 & 73-12004 to Troy R. Zeigler and Maurene Zeigler. A refund has been requested and will be sent to Melonie Zeigler under separate cover from the State Controller's Office.

If you have any questions regarding this letter, please contact me at 208-287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

c: Troy and Maurene Zeigler

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
JAN 10 2022
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. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
73-12002 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
73-12004 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name:

Troy Ziegler Maureen Ziegler
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Ma Ziegler
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or ☐ and/or

3500 Pahsimeroi Road
Mailing address

May
City

ID
State

83253
ZIP

208 876-4248
Telephone

Ziegler.Ranches@outlook.com
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: August 25, 1975

6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).

7. 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):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature:

[Signature]
Signature of new owner/claimant

Power of Attorney
Title, if applicable

1-10-2022
Date

Signature:

[Signature]
Signature of new owner/claimant

[Signature]
Title, if applicable

[Signature]
Date

For IDWR Office Use Only:

Received by [Signature] Date 1.10.22

Receipt No. C111678

Receipt Amt. 50-

Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☒

Name on W-9

Approved by

Processed by [Signature]

Date 1/27/2022

WARRANTY DEED

FOR VALUE RECEIVED, LEON J. ZIEGLER, also sometimes known as LEON JOE ZIEGLER, and ILA K. ZIEGLER, husband and wife, Grantors, do Grant, Bargain, Sell and Convey unto BEREND FRIEHE and CARLA FRIEHE, husband and wife, Grantees, whose current address is 2498 Road S NE, Moses Lake, Washington 98837, the following described premises, in Custer County, Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED

Together with all water rights and appurtenances and together with an easement for ingress and egress, thirty (30) feet in width, lying adjacent to and immediately south of the north boundary line of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, Township 13 North, Range 23 East, Boise Meridian, Custer County, Idaho, from the point of intersection of such boundary with the county road; thence running from such point west to the northwest corner of such SE $\frac{1}{4}$ NW $\frac{1}{4}$ subject, however, to the condition that this easement will only be activated, and thereafter used, in the event that the existing access across public land lying on the north side of, and along such described boundary line, is closed after reasonable notice and opportunity given Grantors, or successors, to object to such closure.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantees, their successors, administrators 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 save and excepting therefrom all covenants, conditions, easements and restrictions of record, as recorded in the records of Custer County, Idaho, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: APRIL 4, 2003

Leon J. Ziegler
Leon J. Ziegler

Ila K. Ziegler
Ila K. Ziegler

STATE OF IDAHO)
)
County of LEMHI)

On this 4th day of APRIL, 2003, before me, a Notary Public in and for said State, personally appeared LEON J. ZIEGLER and ILA K. ZIEGLER, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.



For Allie
Notary Public
My Commission Expires: 2-19-07

EXHIBIT "A"

TOWNSHIP 13 NORTH, RANGE 23 EAST, BOISE MERIDIAN, CUSTER COUNTY,
IDAHO.

SECTION 7: Lot 1

AND

TOWNSHIP 13 NORTH, RANGE 23 EAST, BOISE MERIDIAN, CUSTER COUNTY,
IDAHO.

SECTION 25: NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$

SECTION 30: Lots 2 & 11, SE $\frac{1}{4}$, NW $\frac{1}{4}$

SECTION 35: E $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, AND E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$.

EXCEPTING THEREFROM: A portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, Township 13 North,
Range 24 East, Boise Meridian, Custer County Idaho, more particularly described as follows:

Beginning at the NE Corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, run thence South 00°21'00" West,
the Basis of Bearing of this description, to the Center quarter corner of said Section 30,
1321.98 feet; thence South 89°54'00" West along the south line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section
30, 1315.80 feet to the intersection of said south line and the extension of a north-south running
fence; thence North 00°18'30" East along said fence line, 1322.55 feet to the intersection of
the extension of said fence and the north line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30; thence North
89°55'31" East along said northerly line, 1316.76 feet to the POINT OF BEGINNING. As
shown on the record of survey filed March 12, 2003, as instrument No. 226611, records of
Custer County, Idaho.

0226818

Custer County, Rep. of
Bill Allen Esq. % CCT
Time 11:40 A.M. Date 4-14-2003
Ethel M. Feck, Clerk
Lisa Baker \$ 6.00
Deputy

2521189.097

1470068.142

SATISFACTION OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS: That LORENA J. MAAG does hereby certify and declare that a certain Prior Lien Holder Agreement bearing date the 14th day of June 1980, made and executed by LEON J. ZIEGLER AND ILA K. ZIEGLER, and JOE A. ZEIGLER AND RUBY I. ZIEGLER, husband and wife, recorded in the office of the County Recorder of the County of Custer, State of Idaho, as Instrument NO. 154794 on the 2nd day of July 1980, together with the debt thereby secured is fully paid, satisfied and discharged.

IN WITNESS WHEREOF, I/We have set my/our hand and seal this
22nd day of May 2003

Lorena M. Maag
LORENA M. MAAG

STATE OF IDAHO

County of Gooding --ss

On this 22nd day of May 2003 before me the undersigned a Notary Public in and for said state, personally appeared LORENA M. MAAG 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.

Stacey Clark

Notary Public for Idaho, residing at Nagerman ID 83332
My commission expires: 1-14-2005



6227102

CUSTER CLERK
Bill Allen Escrow
TIME 11:00 A DATE 5-28-2003
FEE 3⁰⁰
Lina Baker

TRACT DESCRIPTION

Tract 03-99

Parcel Number: RP 13N24E303602 A

Buyer: Ziegler, Ila

Instrument Number: 253315

Instrument Number: 235046

Survey Number: 226611

Seller: Ziegler, Leon & Ila

Instrument Number: 226818

Seller: Ziegler, Leon & Ila

Date: 04-14-2003

A portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, Township 13 North, Range 24 East, Boise Meridian, Custer County Idaho, more particularly described as follows:

Beginning at the NE Corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, run thence South 00°21'00" West, the Basis of Bearing of this description, to the Center quarter corner of said Section 30, 1321.98 feet; thence South 89°54'00" West along the south line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30, 1315.80 feet to the intersection of said south line and the extension of a north-south running fence; thence North 00°18'30" East along said fence line, 1322.55 feet to the intersection of the extension of said fence and the north line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 30; thence North 89°55'31" East along said northerly line, 1316.76 feet to the POINT OF BEGINNING. As shown on the record of survey filed March 12, 2003, as instrument No. 226611, records of Custer County, Idaho.

This parcel contains 39.35 Ac M/L

Deed Change 10-04-2006

Deed Change 05-22-2017

253315

Custer County Req. of
Sawtooth Law
Time 12:08 P M Date 5/22, 2017
Lura H. Baker, Clerk
Paul Plummer \$19.09
Deputy

DISTRICT COURT
CLUSTER COUNTY
IDAHO

2017 MAY 22 AM 10:11

DAVID P. CLAIBORNE
[Idaho State Bar No. 6579]
SAWTOOTH LAW OFFICES, PLLC
Golden Eagle Building
1101 W. River St., Ste. 110
P. O. Box 7985
Boise, Idaho 83707
Telephone: (208) 629-7447
Facsimile: (208) 629-7559
E-mail: david@sawtoothlaw.com

Attorneys for Applicant

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CUSTER

IN THE MATTER OF THE ESTATE OF:

LEON JOE ZIEGLER;

Deceased.

Case No. CV-2017-51

DECREE VESTING ESTATE IN
SURVIVING SPOUSE
(I.C. 15-3-1205)

Upon consideration of the Petition for Summary Administration of Estate of Which Surviving Spouse is Sole Beneficiary filed by Ila Kaye Ziegler on May 8, 2017 the Court finds that:

1. The facts set forth in the petition are true.
2. The required notice has been given or waived.
3. The decedent, Leon Joe Ziegler, died on January 3, 2017, domiciled in Custer County.
4. Venue is proper.
5. The decedent and Ila Kaye Ziegler were duly married at Salmon, Idaho on August 25th, 1961, and remained married until the date of decedent's death.
6. The surviving spouse, Ila Kaye Ziegler, is the sole heir or devisee of the decedent.
7. The decedent died intestate.

1. Ila Kaye Ziegler is the surviving spouse of the decedent and is the sole heir or devisee of the decedent.
2. The property of the decedent described on the schedule attached to this Decree is hereby vested in and distributed to Ila Kaye Ziegler free and clear of all right, title, claim or demand of any person or persons claiming or attempting to claim under the estate of the decedent as heir, devisee, or otherwise, except as a proper creditor.
3. The surviving spouse shall assume and be liable for any and all indebtedness that might be a claim against the estate of the decedent.
4. There shall be no administration of the estate of the decedent.

DATED:

5/22/17

Magistrate

JAMES H. BARRETT, JR.

INVENTORY OF THE ESTATE OF LEON JOE ZIEGLER

DECEASED JANUARY 3, 2017

[All property is community property of the deceased and the deceased's surviving spouse, unless otherwise indicated]

1. All assets and debts identified on the following pages, if any.
2. All cash of the decedent, if any.
3. All household goods, antiques, collectibles, clothing, luxury items, sports and hobby equipment, office equipment, machinery and tools, inventory, animals, crops, farm equipment, farm supplies, and all other personal property owned or controlled by the decedent.
4. All life insurance policies and benefits, annuities, profit sharing plans, stocks, bonds, investments, ownership interests, accounts receivable, tax refunds owing, and debts owing to or for the benefit of the decedent, if any.
5. All other motor vehicles owned or controlled by the decedent, if any.
6. All inland marine vessels owned or controlled by the decedent, if any.
7. All recreational and off-highway vehicles owned or controlled by the decedent, if any.
8. Together with all other real property, personal property, or any right or interest in property of whatever nature or kind wherever situate held by the decedent.

SCHEDULE OF PROPERTY OF:
LEON ZIEGLER, DECEASED
January 3, 2017
CV-2017-
Recapitulation

253315

SCHEDULE A - REAL ESTATE
SCHEDULE B - STOCKS AND BONDS
SCHEDULE C - MORTGAGES, NOTES AND CASH
SCHEDULE D - OTHER MISCELLANEOUS PROPERTY
SCHEDULE E - ENCUMBRANCES
TOTAL NET VALUE

SCHEDULE A - REAL ESTATE
Tract 03-99 SEC 30 T13N R24E, 3500 Pahsimeroi Road, Custer County, May, Idaho.

TOTAL SCHEDULE A

SCHEDULE B - STOCKS AND BONDS

[REDACTED]

TOTAL SCHEDULE B
SCHEDULE C - MORTGAGES, NOTES AND CASH

[REDACTED]

Troy and Maurene Ziegler Note on Real Property
TOTAL SCHEDULE C

SCHEDULE D - OTHER MISCELLANEOUS PROPERTY

Furnishings and household miscellaneous and tools

1999 Ford PK TK [REDACTED]

2000 Toyt LL RAV [REDACTED]

1986 Toyt PK SR% [REDACTED]

S220 BOBCAT SKIDSTEER [REDACTED]

1979 GMC PK SRA [REDACTED]

2009 YAMA MV ATV [REDACTED]

2007 SUZI LTF400 ALL TERRAIN [REDACTED]

2000 HOLI CT TL [REDACTED]

1981 HOLR CT TL [REDACTED]

2001 SPCN TL [REDACTED]

1987 CHAC TL [REDACTED]

63 PAIR-BEEF CATTLE

9 HEIFER REPLACEMENT CALVES

2 BULLS

4 PAIR-LAMBS

TOTAL SCHEDULE D

SCHEDULE E - ENCUMBRANCES

TOTAL SCHEDULE E

Together with all other real property, personal property, or any right or interest in property of
whatever nature or kind wherever situate held by the decedent.

MEMORANDUM

TO: Sascha Marston
FROM: Jean Hersley
DATE: February 15, 2022
RE: **Refund: ownership change returned**

Please refund \$50.

NAME: MELONIE ZIEGLER
3500 PAHSIMEROI RD
MAY ID 83253

RECEIPT #: C111678

Thank you.

Jean

Hersley, Jean

From: Hersley, Jean
Sent: Tuesday, February 15, 2022 9:52 AM
To: IdwrPayable
Subject: REFUND
Attachments: ZIEGLER.doc

Please process promptly. Thank you.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*