

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
OCT 25 2018
DEPT OF WATER RESOURCES
SOUTHERN REGION

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?
72-00230P	Yes ☐	Yes ☐		Yes ☐	Yes ☐
72-10417	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: BRENT J BRUNKER RUTH BRUNKER
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): LARRY D. MELLEN STACY MELLEN
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or

1700 CHUKAR ROAD CLAYTON IA. 83227
Mailing address City State ZIP
208 838-6457 _____
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: AUGUST 28, 2018

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):
☒ \$25 per undivided water right.
☐ \$100 per split water right.
☐ 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

X 8. Signature: [Signature]
Signature of new owner/claimant

Title, if applicable

10-23-18
Date

X Signature: [Signature]
Signature of new owner/claimant

Title, if applicable

10-23-18
Date

For IDWR Office Use Only:

Received by DM Date 12-3-2018 Receipt No. 5037056 Receipt Amt. \$25-

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 DM Date 12/6/2018

SUPPORT DATA
IN FILE # 72-230P

255271

255269

Custer County Req. of

CCT

Time 3:59 PM Date 8/28/2018

Lura H. Baker, Clerk

WARRANTY DEED

M. Braunfman Deputy \$1500

For Value Received, WE, BRENT J. BRUNKER AND RUTH E. ROUNDS-BRUNKER, husband and wife, do hereby grant, bargain, sell and convey unto LARRY DANIEL MELLEN AND STACY MELLEN, husband and wife, whose address is: HC 68, Box 303, Clayton, ID 83227

1700 Chucker Road

the following described premises in CUSTER County, Idaho, to-wit:

Lot 16, Block 2, The East Fork, Custer County, Idaho, according to the Official Plat thereof, now on file in the office of the said County Recorder.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners of said premises; and that they are free from all encumbrances

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

Dated: Aug 28, 2018

Brent J. Brunker
BRENT J. BRUNKER

Ruth E. Rounds-Brunker
RUTH E. ROUNDS-BRUNKER

STATE OF IDAHO)ss:
COUNTY OF CUSTER)

On this 28th day of August, in the year of 2018, before me, a Notary Public, in and for the said State, personally appeared BRENT J. BRUNKER AND RUTH E. ROUNDS-BRUNKER, known or identified 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 seal the day and year in this certificate first above written.

Ryan E. Millick
Notary Public for the State of IDAHO
Residing at: CHALLIS
Commission Expires: 9-21-25



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM TO A WATER RIGHT



Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that LARRY D. MELLEN AND STACY MELLEN
(Name of Claimant)
1700 CHUCKER ROAD CLAYTON, IDAHO 83227 Telephone No. 208 838 6347
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) MAY 1, 1880

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
EAST FORK OF SALMON RIVER tributary to SALMON RIVER

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

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>1.23 cfs</u>	Use	<u>IRRIGATION</u>	Period of Use From <u>4-15</u>	To <u>10-31</u>
Quantity	<u>.00123</u>	Use	<u>STOCK</u>	Period of Use From <u>JAN. 1</u>	To <u>DEC. 31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 1.23132 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 NW 1/4, Sec. 25 Twp. 10N Rge. 18E B.M., County of CLUSTER
Additional points of diversion: SW 1/4 OF SW 1/4, SEC 13, TWP 10 NORTH, RANGE 18 EAST

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. Describe any changes in the system and give the date of the change.
(SA) DIVERSION DAM, APPROX. 1 MILE MAIN DITCH, 1000 FEET OF FEEDER DITCH W/ 1000 FEET OF DITCH ON LOT 16 BLK 2. ADDITIONAL POINT OF DIVERSION 3 X 3 PUMP WITH 2000' OF 4" SPRINKLER PIPE.

(6) A) 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.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>10N</u>	<u>18E</u>	<u>13</u>											<u>6.153</u>						<u>6.153</u>

No. of acres 6.153

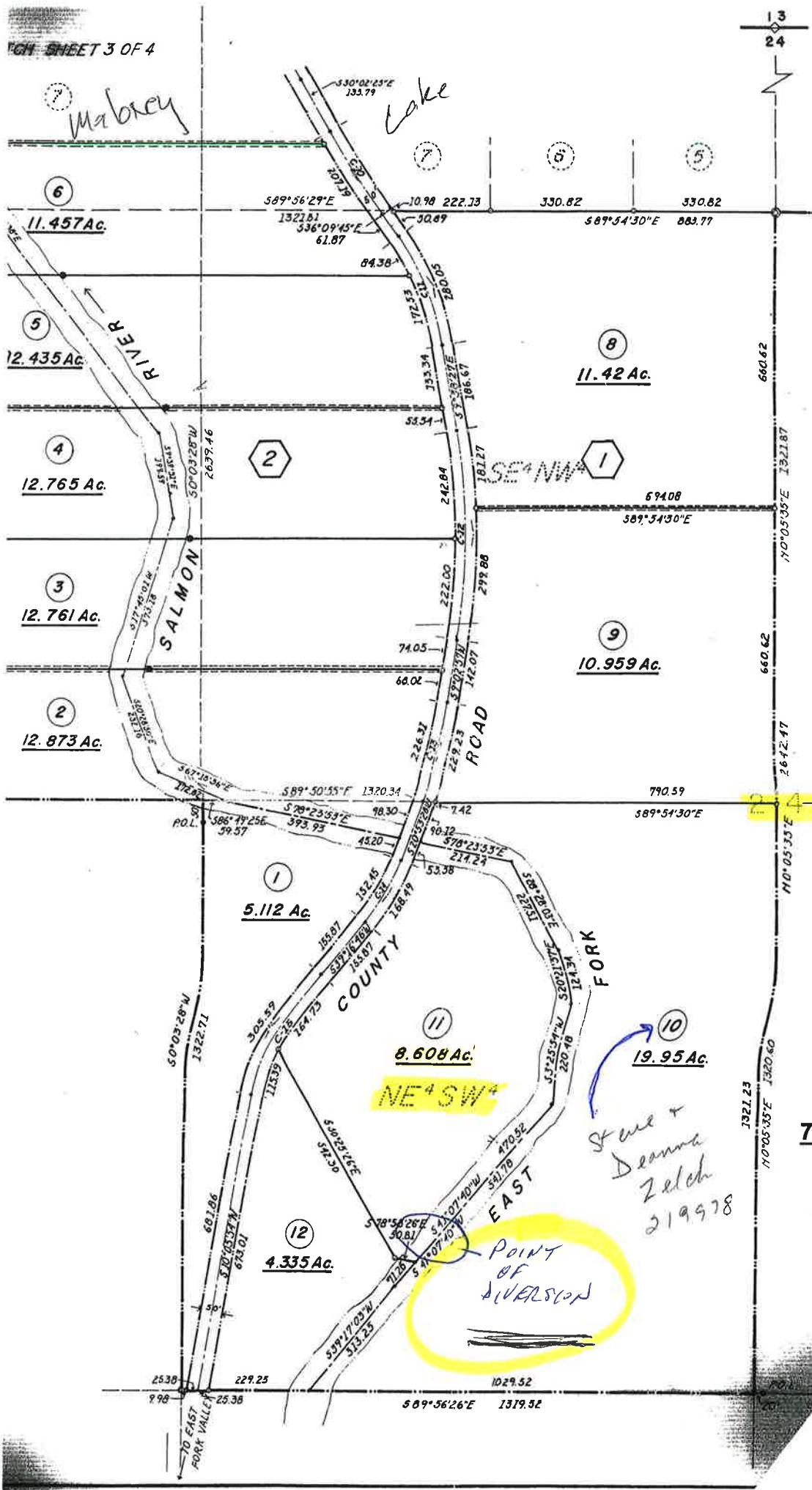
B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
STOCK WATERING OF 4 HORSES AND 2 CATTLE

NOTE: Include here the type and number of stock watered: 4 HORSES AND 2 CATTLE

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

[illegible]

Received by _____	Date _____	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by _____	Date _____			
\$30.00 fee received by _____	Date _____			
Published in _____				
Dates _____				





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

December 06, 2018

LARRY D MELLEN
STACY MELLEN
1700 CHUKAR LN
CLAYTON ID 83227

Re: Change in Ownership for Water Right No(s): 72-230P and 72-10417

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Please note, you had written water right number 72-230U on the Change in Ownership form, however that water right is for Lot 15, Block 2 of East Fork Subdivision. After further research it was determined that water right number 72-230P is appurtenant to the property you purchased; being Lot 16, Block 2 of East Fork Subdivision. I have corrected the paperwork and you do not need to do anything further.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Denise Maline
Administrative Assistant I

Enclosure(s)

c: Water District 72D
Water District 170