

MEMORANDUM

TO: WR File 61-7069C

FROM: Nick Miller

DATE: September 4, 2018

RE: Corrected GIS Shape File

Today I updated the GIS shapefile for 61-7069C to depict the place of use on Lots 3 and 27, Block 10. That description is consistent with the information available in the adjudication backfile. The GIS shape had previously depicted the place of use on portions of Lots 1, 2, 29, and 30 in Block 10. I have attached to this memorandum pages from the claim file, as well as a statement from the Arendts that the right was associated with Lots 3 and 27. The email containing the statement also contains some explanation that the place of use was clarified so the owners of Lots 3 and 27 can file notices of change in ownership.

SEP 04 2018

WATER RESOURCES
WESTERN REGION

RE: Next Dilemma

From: "Miller, Nick" <Nick.Miller@idwr.idaho.gov>
To: Chris Alzola , Ed Van Etten
Subject: RE: Next Dilemma
Date: Aug 22, 2018 8:40 AM
Attachments: [ARENDTS.pdf](#)

*Evelyn,
Please send these
to Water Resource (envelope enclosed)
once you've signed.
Thank You,
Chris
208-587-2789*

Chris,

I looked through the backfile and it is likely that Arendts owned lots 3, 27, and 28 at one time. The shape for the irrigation right 61-7069C might just be misplaced in our system as it now covers lots 2, 29, and 28. I suspect that if we can document that Arendts never owned lots 2 and 29, then we can document that the right should be on Stam's lot and Costanzo's southern lot. Then we can update our GIS shape and process ownership changes for Stam and Costanzo. We may be able to find enough information in the Claim file for the right as it contains some parcel maps with ownership information at the time of the claim. Maybe the best solution would be for Arendts to send us a letter stating that our GIS shape is off and his right 61-7069C was appurtenant to lots 3 and 27?

-----Original Message-----

From: Chris Alzola [mailto:calzola@earthlink.net]
Sent: Tuesday, August 21, 2018 7:46 PM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Ed Van Etten <birdhunter2462@hotmail.com>
Subject: Next Dilemma

*8-28-18 We agree that the above
sentence is correct.
Charles Arendts*

*Evelyn Arendts
Evelyn Arendts*

WR#61-7069C Charles Arendts: Arendts sold 3.1 acres to Stam which Water Resources gave them a domestic WR#61-10068 but did not allow them to transfer part of WR#61-7069C for irrigation use of their 3.1 acres. On the Notice of Change Ownership 61-7069C is marked through saying it's not on parcel and refunded their money. Now the Arendts and Stam's want to know why that can't be transferred. I billed Stam's for 61-7069C which Water Resources said could not be transferred to them. Arendts have now sold the remaining to Costanzo but didn't change ownership of 61-7069C which Stam want 3.1 acres of the 5 acres. Help!!!!

MULLIS, BRIAN D JR
TAX 254 SEC 36

SESW

LAW, ROGER
TAX 255 SEC 36

KILBER, GARRETT & KAREN
TAX 258 SEC 36

04S06E

MORTON, BRENT L
SEC 4545W SEC 36

KUECKER, JACOB
N2S2SW4SW4 SEC 36

D & M INVESTMENTS LLC
LOT 30 BLK 10

MCCOY, JOHN C
LOT 29 BLK 10

D & M INVESTMENTS LLC
LOT 31 BLK 10

COOK, DEBRA L
LOT 2 BLK 10

ME NW 3

1

COSTANTO, BENEDICT INC
WAGNER LOT 28 BLK 10

04S06E

STAM, JACOB D
LOTS 3 & E 157.67 FT LOT 28 BLK 10

COSTANTO, BENEDICT INC
LOT 27 BLK 10

MCKIBBIN, CHARLOTTE MARIE
LOT 4 BLK 10

COOK, ROY
LOT 26 BLK 10

FRANKS, ADAM D
LOT 5 BLK 10

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 08 2017

WATER RESOURCES
WESTERN REGION

Notice of Change in Water Right Ownership

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?
61-1006	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Charles Arendts
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Jacob D Stam and Sheila M Stam
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or

Mailing address: 1905 South 10th E. Mountain Home ID 83647
City State ZIP
Telephone: 509-842-4862 Email: shestam@yahoo.com

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: 5-1-2017

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.

SUPPORT DATA

IN FILE # 61-10068

8. Signature: Jacob D Stam Title, if applicable: _____ Date: 5-1-2017
Signature of new owner/claimant
Signature: Sheila M Stam Title, if applicable: _____ Date: 5-1-2017
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: [Signature] Date: 5/8/17 Receipt No. WWS252 Receipt Amt. \$50.00
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: X Approved by: [Signature] Processed by: [Signature] Date: 5/31/17

Refund email sent 5/31/17
\$25.00



PHOTOGRAPHER AND DATE OF PHOTOS MMINUCCEI 06/26/1995

FILE NO. A61-07069C T045 R06E S.1 NENW

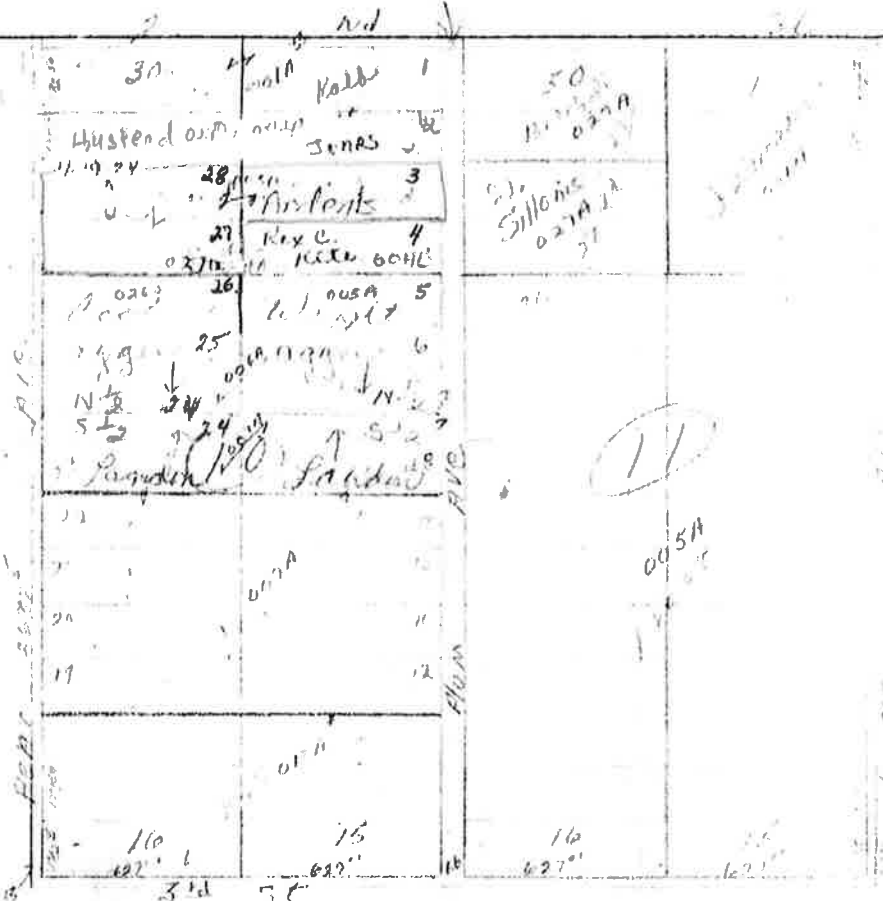


① Place of use,
LOT 3 BLOCK 10
Picture taken from
west edge of
field looking east
toward house



② Place of use, lot 27
Block 10. wheel
lines in background
belong to neighbor
Not this water
right. Picture taken
from where creek
bed crosses fence
line, there is
plowed under in
this field. Look
toward SE.

70 21 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100



LOTS 3 ± 28 total 5 acres
 County Assessor's map
 Date UNKNOWN.
 Obtained 06/30/1995

202
1974

MOUNTAIN HOME

Sewage
Disposal

35

Abi-07069C

TOYS
ROBE
S.1
NENW

7 ACRES, 14 CFS

3121

36

Daniels
Rd

Creek

3124

3114

3117

LOT 4

LOT 3

LOT 2

LOT 1

2

1

LAMBERTON

OLD

TRAIL

Rattlesnake

WEST

12

11

EIGHT

