

RECEIVED

RECEIVED

MAR 02 2018

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

FEB 27 2018

WATER RESOURCES
WESTERN REGIONPlease 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, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
~~67-14361~~					
PD 67-14365					
PD 67-14270					
67-10560					

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 usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **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) MARLISE JENSON
2376 US HIGHWAY 95 MIDVALE, ID 83645
4. New Owner/Claimant(s) RICHARD L. ZEHR
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 23441 USTICK ROAD
 City, State and ZIP Code WILDER, ID 83676
 New Telephone Number () _____
5. Date you acquired the property NOVEMBER 6, 2006

Double sided doc.

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 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 (one water right per box, you may copy this page as 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(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Richard E. Zeh

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.

For Office Use Only

Received by _____

Date 2-22-18

Fee 75

Receipted by _____

Date 2-22-18

Receipt No. W0416071

Processed by _____ AJ

Date _____

WR _____

Date _____



IDWD
Order No. 0012249

Instrument # 203466

WEISER, WASHINGTON, IDAHO

2006-11-06

04:55:00 No. of Pages: 5

Recorded for : AMERITITLE

SHARON WIDNER

Ex-Officio Recorder Deputy

Index to: DEED

Fee: 15.00

Sharon Widner

WARRANTY DEED

For Value Received,

Marlise Jenson, a single person

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Richard L. Zehr, a single person

GRANTEE(s), whose address is: 23441 Ustick Road, Wilder, ID 83676

the following described real property, to-wit:

See attached Exhibit A.

PURSUANT TO AN IRC 1031 TAX DEFERRED EXCHANGE ON BEHALF OF GRANTOR/GRANTEE

TO HAVE AND TO HOLD the premises with its 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 said premises are free from all encumbrances except the current year's taxes and assessments, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 3 day of November, 2006.

Marlise Jenson
Marlise Jenson

State of Idaho)

ss

County of Washington)

On this 3 day of November, 2006 before me a notary public in and for said State, personally appeared Marlise Jenson 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.

Nancy Weiser
Notary Public

Residing at: Weiser, Idaho

Commission Expires: 10/03/07



EXHIBIT A

IN TOWNSHIP 14 NORTH, RANGE 3 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Sec. 33: All that part of the SE1/4SW1/4, SW1/4SW1/4 and SW1/4SE1/4 lying northwesterly of the Weiser River and southeasterly of the South line of a 200 foot wide strip of land which was the subject of a grant to the Pacific and Idaho Northern Railway under provisions of the Act of Congress approved March 3, 1875;

IN TOWNSHIP 13 NORTH, RANGE 3 WEST OF THE BOISE MERIDIAN, WASHINGTON COUNTY, IDAHO:

Sec. 4: All that part of Lots 3 and 4 lying northwesterly of Weiser River and southeasterly of the right-of-way of the Pacific and Idaho Northern Railway;

Sec. 5: All that part of the NE1/4 lying northwesterly of Weiser River and southeasterly of the right-of-way of State Highway #95;

All that part of the SE1/4 lying northwesterly of Weiser River;

All that part of the SE1/4NW1/4 lying southeasterly of the right-of-way of State Highway #95;

The NE1/4SW1/4;

All that part of the SE1/4SW1/4 lying northwesterly of Weiser River;

SAVE AND EXCEPT:

Commencing at the NW corner of Government Lot 2 of Sec. 5, Twp. 13 N., R3W;
thence S 89°10'20" E along the North line of Gov. Lot 2 and 1 a distance of 1721.41 feet to the southeasterly right-of-way line of State Highway No. 95;
thence S 89°10'20" E along the North line of Gov. Lot 1 a distance of 75.32 feet to the True Point of Beginning;
thence S 49°14'06" W along the southeasterly right-of-way line a distance of 480.30 feet;
thence S 48°49'51" E to a point on the northwesterly right-of-way line of the Pacific and Idaho Northern Railway;
thence Northeasterly along said right-of-way line to the East line of said Gov. Lot 1;
thence North along the East line of said Gov. Lot 1 to the NE corner of said Gov. Lot 1;
thence West along the North line of said Gov. Lot 1 to the True Point of Beginning.

ALSO EXCEPTING:

A parcel of land situated in Section 5, Township 13 North, Range 3 West of the Boise Meridian, Washington County, Idaho, being more particularly described as follows:

Commencing at the West one-quarter corner of said Section 5, thence South 89°37'51" East, 1537.08 feet to a point on the easterly right-of-way of State Highway No. 95;

thence along said right-of-way, along the arc of a 2191.83 foot radius curve to the right, through a central angle of 12°05'02" (the long chord of which bears North 36°42'39" East 461.40 feet) an arc distance of 462.26 feet to the TRUE POINT OF BEGINNING;

CONTINUED

N 5°33'06" E a distance of 218.90 feet;
 N 84°26'54" W a distance of 24.00 feet;
 N 10°13'14" E a distance of 602.00 feet;
 N 84°26'54" W a distance of 5.00 feet;
 N 5°33'06" E a distance of 30.83 feet;
 thence leaving said right-of-way line North 12°26'56" East, a distance of 1023.74 feet along the as
 constructed railroad right-of-way line to a point on the easterly line of the W1/2SW1/4 of said Section 5;
 thence North 00°01'46" East a distance of 886.92 feet along said easterly line to a point on the easterly
 right-of-way line of said State Highway No. 95;
 thence a distance of 1016.61 feet along the arc of a 2191.83 foot radius curve to the right (through a
 central angle of 26°34'29", the chord which bears North 29°27'56" East a distance of 1007.52 feet;
 thence leaving said right-of-way line along the following courses and distances;
 a distance of 118.38 feet along the arc of a 191.28 foot radius curve to the right (through a central angle of
 35°27'31", the chord which bears S 24°42'38" E a distance of 116.50 feet);
 a distance of 178.39 feet along the arc of a 136.97 foot radius curve to the left (through a central angle of
 74°37'24", the chord of which bears S 37°25'55" E a distance of 166.05 feet);
 S 76°01'09" E a distance of 83.91 feet to a point of curve;
 a distance of 186.78 feet along the arc of a 182.94 foot radius curve to the right (through a central angle of
 58°29'58", the chord which bears S 45°41'11" E a distance of 178.77 feet);
 S 13°18'28" E a distance of 164.62 feet;
 S 54°34'07" E a distance of 157.40 feet;
 S 20°56'56" W a distance of 216.91 feet;
 S 32°48'46" E a distance of 42.00 feet;
 S 30°47'57" E a distance of 178.78 feet;
 S 5°08'08" E a distance of 116.23 feet;
 S 33°28'18" E a distance of 249.51 feet;
 S 16°33'28" E a distance of 143.16 feet;
 S 29°43'17" W a distance of 158.32 feet;
 S 31°09'47" W a distance of 350.72 feet;
 S 36°38'01" E a distance of 129.05 feet;
 S 57°31'37" E a distance of 58.56 feet;
 N 71°16'33" E a distance of 43.52 feet;
 N 4°49'42" E a distance of 42.86 feet;
 N 55°35'25" E a distance of 23.03 feet;
 S 57°28'45" E a distance of 27.94 feet;
 S 23°27'48" E a distance of 136.34 feet;
 S 13°32'41" W a distance of 57.48 feet;
 N 66°53'08" W a distance of 91.24 feet;
 S 39°47'01" W a distance of 162.21 feet to a point on the centerline of the Weiser River;
 thence along said centerline the following courses and distances:
 N 66°53'08" W a distance of 91.24 feet;
 N 61°59'39" W a distance of 88.29 feet;
 S 74°28'07" W a distance of 159.78 feet;
 S 58°44'12" W a distance of 127.37 feet;
 S 59°32'44" W a distance of 115.59 feet;
 S 47°54'48" W a distance of 99.65 feet;
 S 37°01'01" W a distance of 123.90 feet;
 S 28°33'46" W a distance of 129.37 feet;
 S 27°54'05" W a distance of 154.02 feet;

CONTINUED

S 12°41'20" W a distance of 144.83 feet;
S 11°13'56" E a distance of 91.98 feet;
S 37°40'35" E a distance of 121.05 feet;
S 44°10'49" E a distance of 162.57 feet;
S 60°31'21" E a distance of 78.82 feet;
S 42°53'51" E a distance of 86.14 feet;
S 00°45'48" E a distance of 58.65 feet;
S 32°56'51" W a distance of 74.17 feet;
S 50°16'10" W a distance of 518.11 feet;
S 46°01'05" W a distance of 405.68 feet;
S 38°34'50" W a distance of 89.47 feet;
S 32°16'44" W a distance of 92.04 feet;
S 19°28'00" W a distance of 124.35 feet to a point on the south line of the N1/2NW1/4 of said Sec. 8;
thence N 89°40'44" W a distance of 157.87 feet along said south line to the POINT OF BEGINNING, said
point being on the easterly right-of-way line of State Highway No. 95.

EXCEPT therefrom that certain strip of land which was subject of a grant to the Pacific and Idaho Northern Railway, under provisions of an Act of Congress approved March 3, 1875.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

March 26, 2018

RICHARD L ZEHR
23441 USTICK RD
WILDER ID 83676-5535

Re: Change in Ownership for Water Right No(s): 67-10560, 67-14270 and 67-14365

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.

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 of the owner of a water right, to the Department. Notice of the change must be provided to the Department within **120 days** of the change. Water right forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

c: Water District No. 67

Hersley, Jean

From: Hersley, Jean
Sent: Monday, March 26, 2018 10:56 AM
To: 'watermaster67@hotmail.com'
Subject: ownership change 67-10560, 67-14270 and 67-14365
Attachments: DOC007

For your information and records. If you have any questions, please contact me. Thank you.

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

Memo

To: 67-10560

From: Jean Hersley

Date: 3/26/2018

Re: Ownership Change 67-10560, 67-14270 and 67-14365

The Western Region Office of the Department received an ownership change request for water rights 67-14270, 67-14361 and 67-14365 from Richard L. Zehr on February 22, 2018. It was received at the State Office for processing on March 2, 2018. On March 19, 2018, a letter was sent informing Mr. Zehr that water right 67-14361 was no longer a valid water right and was disallowed in the SRBA. The Department also informed Mr. Zehr that water right 67-10560, a domestic/stockwater right, was appurtenant to his property. Since Mr. Zehr paid for three water rights to be updated, the letter stated we could add 67-10560 for no extra fee since 67-14361 was not being updated. I received a phone call from a Phyllis Indart regarding the letter. She said to go ahead and add water right 67-10560 to the ownership change instead of 67-14361.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

C.L. "Butch" Otter
Governor

Gary Spackman
Director

March 19, 2018

RICHARD L ZEHR
23441 USTICK RD
WILDER ID 83676-5535

RE: Water Right No(s): 67-14365 and 67-14270

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that water right 67-14361 is not a valid water right. Water right 67-14361 was disallowed in the Snake River Basin Adjudication (SRBA) and recombined with 67-14360 back to the original number, 67-149. Water right 67-149 is appurtenant to land owned by William Griffin.

However, it appears water right 67-10560, a domestic and stockwater right is appurtenant to your land. This right is in the name of Marlise Jenson. Please let me know if you would like the Department to update the ownership of water right 67-10560 or issue a \$25 refund for not updating water right 67-14361.

If the Department does not hear from you within 30 days, water rights 67-14270 and 67-14365 will be updated and a refund will be issued for 67-14361. You can respond by sending your preference to the address above or email me at jean.hersley@idwr.idaho.gov.

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)