



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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

C.L. "BUTCH" OTTER

Governor

October 13, 2017

GARY SPACKMAN

Director

JOSEPH LLOYD SOELBERG
HEATHER MICHELLE SOELBERG
672 WEST MOUNTAIN RD
CASCADE ID 83611

RE: Notice of Change in Water Right Ownership No. 65-6828

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received your Notice of Change in Water Right Ownership on October 11, 2017 for water right 65-6828. The decreed place of use for water right 65-6828 is Township 13N, Range 03E, Section 3, SESE. According to the documentation you submitted, your property is located in Township 14N, Range 03E, Section 33, SESE.

Because the land you own is at a different location than the decreed place of use for the water right, the Department is returning your Notice of Change in Water Right Ownership and the attachments. I have requested a refund of \$25, which you should receive within 10 days under separate cover from the State Controller's office.

Enclosed is a water right report and a partial decree for your benefit.

If you have any questions regarding this matter, please call the Department at (208) 287-4800.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

MEMORANDUM

TO: Sascha Marston
FROM: Debbi Judd
DATE: October 13, 2017
RE: **Refund: Ownership change**

Please refund \$25. Ownership change was not processed.

NAME: JOSEPH L SOELBERG
ADDRESS: 672 WEST MOUNTAIN RD
CASCADE ID 83611

RECEIPT #: C104215

Thank you.

Debbi

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED

OCT 11 2017

DEPARTMENT
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?
65-6828	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: DONALD BARTOLINI PHILLIS BARTOLINI
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): JOSEPH LYND SOELBERG; HEATHER MICHAEL SOELBERG
New owner(s) as listed on the conveyance document Name connector ☒ and ☐ or ☐ and/or

672 WEST MOUNTAIN RD CASCADE ID 83611
Mailing address City State ZIP
208-573-6100 WAKESBOARD 41@gmail.com
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: 7-31-2014
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.

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.

8. Signature: [Signature] Title, if applicable _____ Date 10-10-17
Signature of new owner/claimant
Signature: [Signature] Title, if applicable _____ Date OCT 10, 2017
Signature of new owner/claimant

For IDWR Office Use Only:

Received by TK Date 10/11/2017 Receipt No. C104215 Receipt Amt. 25.00
Approved by _____ Processed by _____ Date _____



Instrument # 386328
VALLEY COUNTY, CASCADE, IDAHO
07-31-2014 16:10:49 No. of Pages: 1
Recorded for: TITLEONE BOISE
DOUGLAS A. MILLER Fee: \$10.00
Ex-Officio Recorder Deputy: JLP
Electronically Recorded by Simplifile

Order Number: 14238069

Warranty Deed

For value received,

Joy Anderson, an unmarried woman

the grantor, does hereby grant, bargain, sell, and convey unto

Joseph Soelberg and Heather Soelberg, husband and wife

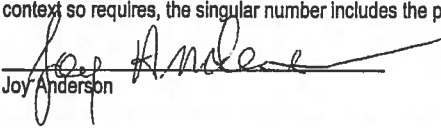
whose current address is 761 No Finsbury Way, Star, ID 83669

the grantee, the following described premises, in Valley County, Idaho, to wit:

Plat
106 B

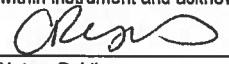
That portion of Lot 106 lying West of Campbell Creek and extending to the county road of Gratton-Barnard Subdivision according to the Official Plat thereof on file with the County Recorder of Valley County, Idaho, more particularly described as follows: Beginning at the northwest corner of Lot 106, thence East on the lot line of Lot 106, 110 feet; thence southwest approximately 108 feet to the South lot line of Lot 106; thence West 123 feet on the South line of Lot 106 to the southwest corner of Lot 106; thence northwest along the West boundary of lot 106, 108 feet to the point of beginning.

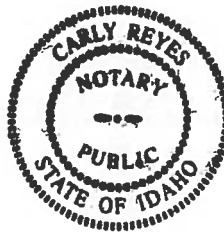
To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (If any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.


Joy Anderson

State of Idaho, County of Ada, ss.

On this 31st day of July, in the year of 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared Joy Anderson, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument and acknowledged to me that she executed the same.


Notary Public
My Commission Expires: 11/12/2014 7/19/18
(seal)



Instrument # 391637

VALLEY COUNTY, CASCADE, IDAHO

8-1-2015 00:12:18 AM No. of Pages: 2

Recorded for : JOSEPH L. SOELBERG

DOUGLAS A. MILLER

Ex-Officio Recorder Deputy

Index to: QUITCLAIM DEED

Fee: 12.00

Recorded and Requested by:

Joseph Lloyd Soelberg and
Heather Michelle Soelberg
as Trustee of the Joseph Lloyd
Soelberg and Heather Michelle
Soelberg Living Trust

QUIT CLAM DEED

STATE OF IDAHO
COUNTY OF VALLEY

THIS INDENTURE made and entered into on this 1 day of June, 2015, by and between JOSEPH LLOYD SOELBERG and HEATHER MICHELLE SOELBERG, AS TRUSTEE OF THE JOSEPH LLOYD SOELBERG AND HEATHER MICHELLE SOELBERG LIVING TRUST, dated February 6, 2015, 761 North Finsbury Way, Star, Idaho 83669 hereinafter referred to as Grantor(s) and JOSEPH LLOYD SOELBERG aka JOSEPH SOELBERG and HEATHER MICHELLE SOELBERG aka HEATHER SOELBERG, HUSBAND AND WIFE, 672 West Mountain Road, Cascade, Idaho 83669, hereinafter referred to as Grantee(s).

WITNESSETH: That the said Grantors, for and in consideration of the sum of ONE and NO/100 (\$1.00) DOLLAR, cash in had paid, the receipt of which is hereby acknowledged, having this day remise, release, quitclaim, grant, sell, and convey to the said Grantee the following described real estate located in VALLEY County, IDAHO:

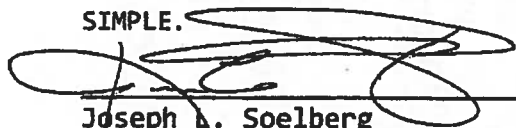
THAT PORTION OF LOT 106 LYING WEST OF CAMPBELL CREEK AND EXTENDING TO THE COUNTY ROAD OF GRATTON-BARNARD SUBDIVISION ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE WITH THE COUNTY RECORDER OF VALLEY COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHWEST CORNER OF LOT 106, THENCE EAST ON THE LOT LINE OF LOT 106, 110 FEET; THENCE SOUTHWEST APPROXIMATELY 108 FEET TO THE SOUTH LOT LINE OF LOT 106; THENCE WEST 123 FEET ON THE SOUTH LINE OF LOT 106 TO THE SOUTHWEST CORNER OF LOT 106; THENCE NORTHWEST ALONG THE WEST BOUNDARY OF LOT 106, 108 FEET TO THE POINT OF BEGINNING.

Also known as: 672 WEST MOUTAI9N ROAD, CASCADE, IDAHO 83611
TAX ID NO.: RP00097000106B
SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

Prior instrument reference: INSTRUMENT NO. 389781

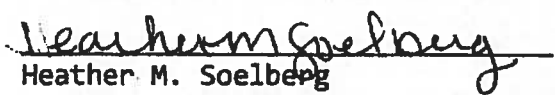
TO HAVE AND TO HOLD the lot or parcel above described together with all and

singular the rights, privileges, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining unto the said Grantee and unto Grantee's heirs, administrators, successors or assigns, forever in FEE SIMPLE.



Joseph L. Soelberg
AS TRUSTEE OF THE JOSEPH LLOYD SOELBERG
AND HEATHER MICHELLE SOELBERG LIVING TRUST

6/1/2015
Date



Heather M. Soelberg
AS TRUSTEE OF THE JOSEPH LLOYD SOELBERG
AND HEATHER MICHELLE SOELBERG LIVING TRUST

June 1, 2015
Date

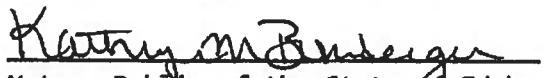
ACKNOWLEDGMENT

State of Idaho)
 : ss
County of Valley)

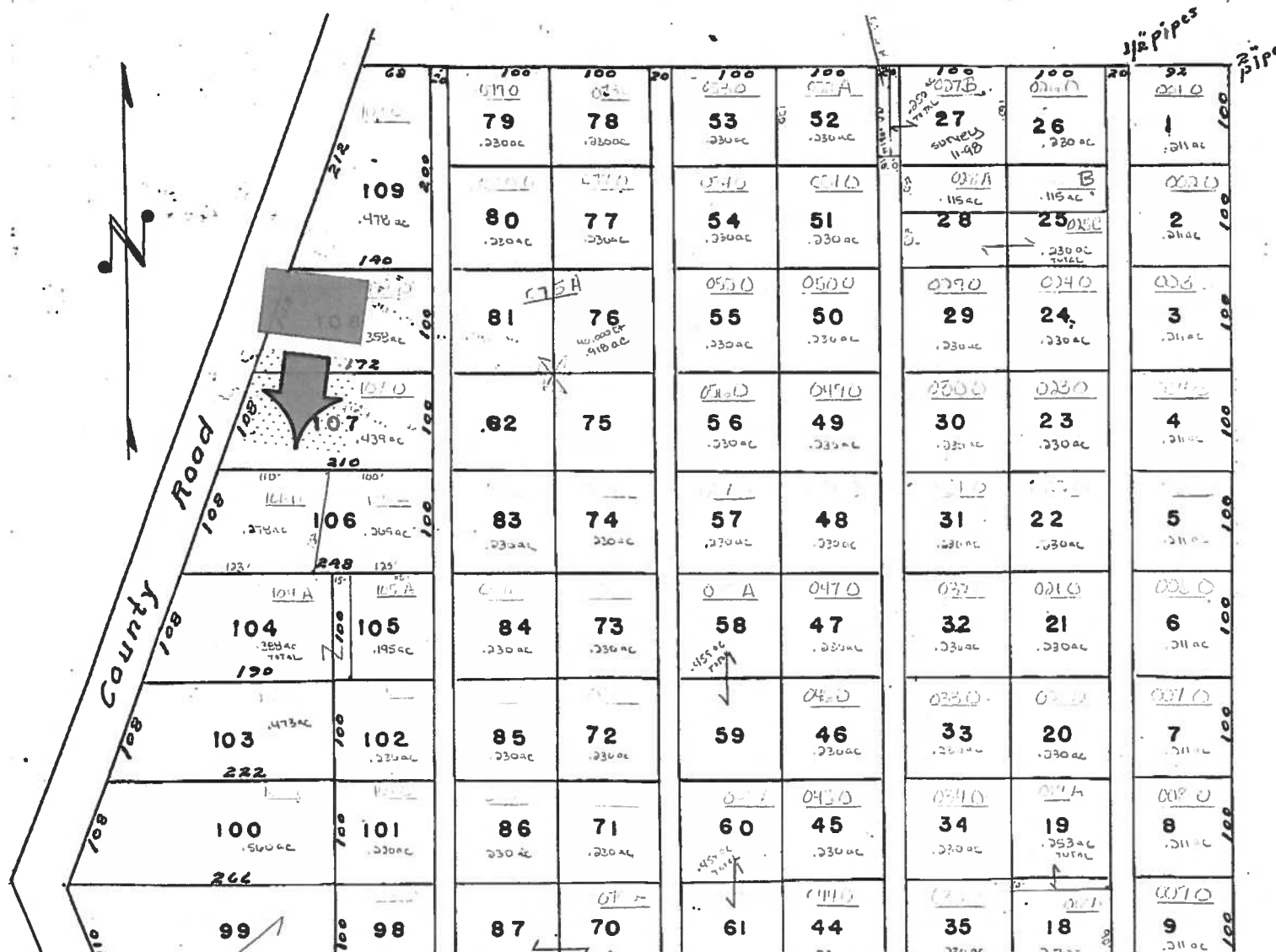
On this 18th day of ~~May~~ ^{June}, 2015, before me, a notary public in and for the said state, personally appeared Joseph L. Soelberg and Heather M. Soelberg, AS TRUSTEES OF THE JOSEPH LLOYD SOELBERG AND HEATHER MICHELLE SOELBERG LIVING TRUST to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacities, and that by signatures on the instrument the persons, or the entity upon behalf of which the persons acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of Idaho that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.


Notary Public of the State of Idaho
Residing at: Donnelly, Idaho
My Commission Expires: 03/18/2020





M.
GRATTO
SUB-DIVIS
33 T
Valley
Sci

State of Idaho }
County of Valley } ss

I Geo W Knowles do here
correct description of
map to wit: commencing
Tp 14 N R 3 E B.M. thence N
section thence West on t.
The County Road Right of
East line of Road Right of
thence East on the South l
point of beginning.

And I do further certi
from an actual survey
were set by me as show

Subscribed and sworn to

Approved and accepted
Valley County Idaho th
Treasurer
Clerk

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/19/2014

WATER RIGHT NO. 65-6828

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONALD BARTOLINI
Current Owner	PHYLLIS BARTOLINI
	19009 LAUREL PARK RD #59
	DOMINGUEZ HILLS, CA 90220
	(213)604-8650
Original Owner	LESTER E MC CLINTICK
Original Owner	VIRGINIA E MC CLINTICK
	BOX 187
	KUNA, ID 83634

Priority Date: 06/07/1970
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
CAMPBELL CREEK	NORTH FORK PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	1/01	12/31	0.04 CFS	1.2 AFA
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

CAMPBELL CREEK|SESE|Sec. 03|Township 13N|Range 03E|VALLEY County

Place(s) of use:

Place of Use Legal Description: DOMESTIC VALLEY County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
13N	03E	3		SESE										

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. 32-00 RP 00097000106BT PROPERTY ALSO KNOWN AS LOT 106, GRATTON BERNARD SUBDIVISION

Dates:

Licensed Date:

Decreed Date: 09/25/1998

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 65

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close