

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
AUG 16 2017
DEPARTMENT OF
WATER RESOURCES

Notice of Abandonment of Water Right

Print Name of Water Right Owner(s): Lynda Reese Bradley
Mailing Address: 35 Anderson Creek Rd
Garden Valley, ID 83622 Phone (404) 735-8688

Note: If you are not listed as the current owner of the water right in the Idaho Department of Water Resources' records, you must include evidence of ownership of the water right (or portion of the water right) with this form. Evidence may include a warranty deed, quitclaim deed, court decree, contract of sale, etc.

I am the current owner of ~~all~~ all, or X part of, the water right described in the Idaho Department of Water Resources' records as Water Right No. 65-23031.

I hereby abandon X all, or ___ part of the water right designated above. This abandonment is intentional and voluntary. I recognize that this abandonment permanently eliminates the right to divert and use water under the water right designated above.

If this abandonment applies to a portion of the water right, please indicate which part is abandoned by describing the diversion rate, annual diversion volume or storage volume, and place of use (include acres if the use is irrigation) and by attaching a detailed map identifying the specific locations.

Lynda Reese Bradley

Lynda Reese Bradley 8/14/17
Signature of Water Right Owner(s) or Authorized Representative Date

Lynda Reese Bradley
Print Name and Title of Authorized Representative
(Complete if applicable and include your authority to act on behalf of the water right owner)

State of Idaho)
County of Boise) ss

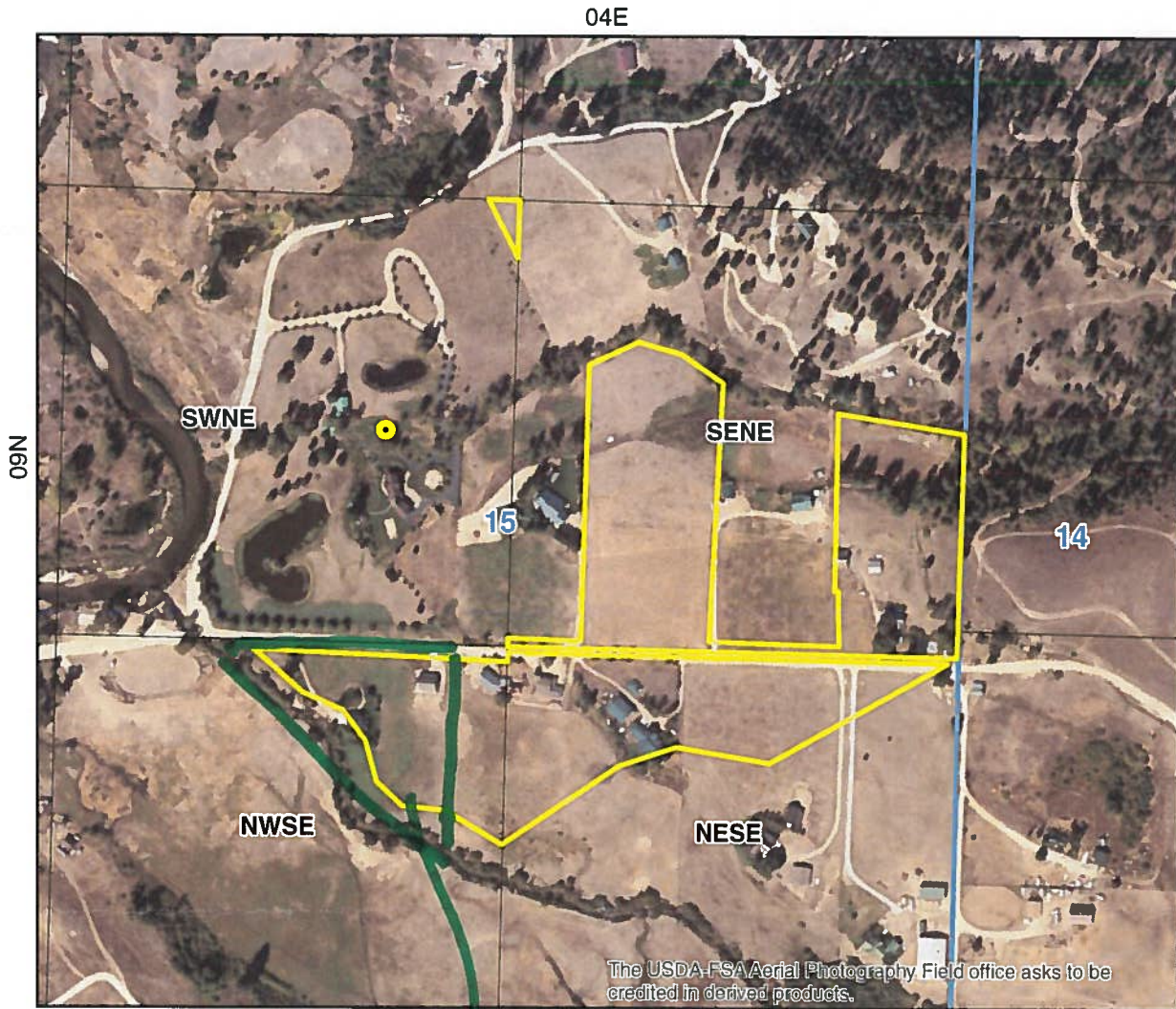
On this 14 day of August, 2017, the signer(s) of the above instrument appeared before me and duly acknowledged to me that he/she executed the same.

[Signature]
Notary Public

My commission expires: 7/1/21

KATE TIMMERMAN
Notary Public
State of Idaho

State of Idaho
Department of Water Resources
SRBA Decreed Water Right
65-23031



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.05 0.1 0.2 Miles

MY - Lynda Reese Bradley
Property
35 Anderson Creek





Pioneer Title Co.
GOING BEYOND

775 S. Rivershore Ln., Ste. 120
 Eagle, ID 83616

ELECTRONICALLY RECORDED-DO NOT
 REMOVE THE COUNTY STAMPED FIRST
 PAGE AS IT IS NOW INCORPORATED AS
 PART OF THE ORIGINAL DOCUMENT

File No. 551453

WARRANTY DEED

For Value Received

Nancy G Whitt, formerly Nancy G Hanna and Forrest R Whitt, wife and husband
 hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Lynda Reese Bradley a single person

hereinafter referred to as Grantee, whose current address is 35 Anderson Creek Road Garden Valley, ID
 83622

The following described premises, to-wit:

Lot 2, Block 1, Youren Division II Subdivision, according to the official plat thereof, recorded as
 Instrument No. 170577, records of Boise County, Idaho.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
 Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the
 said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are
 free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those
 made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions,
 dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies,
 and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable,
 and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: May 19, 2014

 Nancy G. Whitt

 Forrest R. Whitt

State of Idaho, County of Ada

On this ____ day of May in the year of 2014, before me, the undersigned, a Notary Public in and for said
 State, personally appeared Nancy G. Whitt and Forrest R. Whitt known or identified to me to be the
 person/persons whose name(s) is/are subscribed to the within instrument, and acknowledged to me that
 he/she/they executed the same.

Residing at: _____

Commission Expires: _____

INITIAL





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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

August 23, 2017

LYNDA REESE BRADLEY
35 ANDERSON CREEK RD
GARDEN VALEY ID 83622

RE: Partial Abandonment of Water Rights 65-23031

Dear Water Right Holder:

The Department of Water Resources has received and processed the Notice of Partial Abandonment of Water Right for water right 65-23031. Pursuant to this request, a portion of water right 65-23031 appurtenant to Lot 2, Block 1, Youren Division II Subdivision for 3 acres and 0.06 cfs has been abandoned and is no longer in effect.

If you have any questions, please call me at 208-287-4947, or email me at shelley.keen@idwr.idaho.gov.

Sincerely,

A handwritten signature in black ink that reads "Shelley W. Keen". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Shelley W. Keen
Water Rights Section Manager

Cc: IDWR, Western Region
Sterling Alley
Water District No. 65

Edl, Michele

Subject: FW: Emailing: 279592 (002)
Attachments: 279592 (002).jpg

This email and its attachment was provided in response to a request for a copy of the signed warranty deed conveying the property known as lot 2 block 1, Youren Division II Subdivision.

The property has appurtenant overlapping water rights 65-23073 and 65-23031. The latter right will be intentionally abandoned.

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

From: Verline Gullick [mailto:VGullick@co.boise.id.us]

Sent: Tuesday, August 22, 2017 5:01 PM

To: Edl, Michele <Michele.Edl@idwr.idaho.gov>

Subject: Emailing: 279592 (002)

Here we go again. Hopefully this time it worked.

Verline M. Gullick
Deed Processor
Boise County Assessor's Office
(208) 392-4415
VGullick@co.boise.id.us



775 S. Broadway Ln., Ste. 130
Boise, ID 83616

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

File No. 551453 C556

Instrument # 243461

IDAHO CITY, BOISE COUNTY, IDAHO
05-30-2014 13:22:55 PM No. of Pages: 1
Recorded for PIONEER TITLE COMPANY OF ADA
MARY T. PRISCO Fee \$10.00
Ex-Officio Recorder Deputy Shirley George
Index to DEEDS
Electronically Recorded by Simplifile

WARRANTY DEED

For Value Received

Nancy G. Whitt, formerly Nancy G. Haines and Forrest R. Whitt, wife and husband
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Linda Rose Bradley a single person

hereinafter referred to as Grantee, whose current address is 35 Anderson Creek Road Garden Valley, ID
83622

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TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantee(s) heirs and assigns forever. And the said Grantee(s) does (do) hereby covenant to and with the
said Grantee(s), the Grantor(s) estate the owner(s) in fee simple of said premises; that said premises are
free from all circumstances EXCEPT those to which this conveyance is expressly made subject and those
made, suffered or done by the Grantee(s), and subject to U.S. Patent reservations, restrictions,
dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies,
and assessments, includes irrigation and utility easements, (if any) which are not yet due and payable,
and that Grantee(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: May 19, 2014

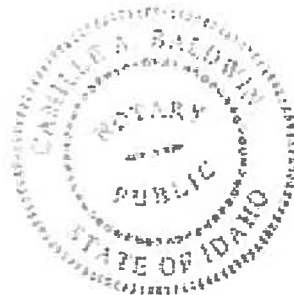
Nancy G. Whitt
Nancy G. Whitt
Forrest R. Whitt
Forrest R. Whitt

State of Idaho, County of Ada

On this 22 day of May in the year of 2014, before me, the undersigned, a Notary Public in and for said
State, personally appeared Nancy G. Whitt and Forrest R. Whitt known or identified to me to be the
persons/persons whose names(s) is/are subscribed to the within instrument, and acknowledged to me that
they/they executed the same

Camille A. Baldwin
Residing at: 1111 1st St N
Commission Expires: 7-21-2015

Commission Expires: July 21, 2015
Residing in Middleton, ID



Aug. 15, 2017

To: State of Idaho
Dept. of Water Resources

RECEIVED

AUG 16 2017

DEPARTMENT OF
WATER RESOURCES

From: Lynda Reese Bradley
35 Anderson Creek Rd
Garden Valley, ID 83622

I am NOT interested in the
Water Right 65-23031 -
Gooseberry Creek, because it
is NOT located close enough to
my property and would be very
costly to pipe it ACROSS or Under
Anderson Creek Rd. and across
neighbors private property. I
already have Water Rights to
Anderson Creek that my property
is part of.

Thank you?

Lynda Reese Bradley

MEMORANDUM

Date: August 10, 2017
To: Water Right File 65-23073 and 65-23031
From: Michele Edl
Re: overlap right abandoned

I received a call from Lynda Reese Bradley this morning. She had met with the WD 65 watermaster, Ron Shurtleff and both of them agree that it would be difficult for Ms. Bradley to re-establish use of water from Gooseberry Creek. And that the water right from Anderson Creek will most likely be sufficient for her needs. So she will be abandoning the portion of water right 65-23031 that is appurtenant to her property.

I told her that I had sent a letter with the attachments that she would need to use. She had not yet received them. I gave her brief instructions and outlined IDWR reasoning for the map and deed requirements. She stated that she would look for the mailing and would respond promptly.

MEMORANDUM

Date: July 31, 2017
To: Water Right File 65-23073 and 65-23031
From: Michele Edl
Re: POU overlap

Approximately 3 acres of the POU authorized by SRBA decree 65-23031, overlaps the POU for right 65-23073. SRBA Decreed Right 65-23031 is sourced from Gooseberry Creek and is now located across a road almost due north of the POU for 65-23073. Right 65-23073 is much junior and is sourced from Anderson Creek which abuts the POU.

In June 2007, IDWR personnel found the overlap during the pre-permit review for the Anderson Creek right, 65-23073, and attempted contact with John Hanna, the then applicant for the right. John Hanna had died in April 2007 and the estate did not respond to IDWR's request for clarification. Permit 65-23073 was issued with an overlap condition recognizing that another right may cover a portion of the POU. Neither the Hanna estate nor subsequent owners of this property (known as tax parcel RP001150010020 or lot 2, block 1, Youren Division II Subdivision) have requested an ownership change/split of the right. They may have been unaware of its existence.

Right 65-23031 was decreed in 2000 and it may not have been used on all of the authorized areas since the decree was issued. But as of this date, no portion of the right has been declared forfeit.

In a phone conversation today (7/31/2017) related to the licensing of 65-23073, I relayed information about the overlapping right to Ms. Lynda Reese Bradley. She is current owner of lot 2, block 1, Youren Division II Subdivision, but is not currently interested in reconstructing the diversion system that would be required in order to resume use of Right 65-23031 (Gooseberry Creek). She stated that she is happy with the Anderson Creek right and doesn't really need more water. I explained that I would be sending her documents which should assist her. Those documents will include a copy of the proof report and a map of the Gooseberry Creek right, 65-23031 for her to review and consider. I will also send an abandonment form and instructions for completing it.