



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

July 10, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

David Melton
Jill Melton
11 Tom Boyle Rd
Carmen ID 83462

The "Notice of Change in Water Right Ownership" for 75-7423 has been returned for the following item(s):

**** Evidence of Ownership: Please review the map enclosed it appears the water right is outside your property boundary and cannot be completed with a Notice of Change in Water Rights Ownership. It appears there may be an error in the legal description either on the water right or the property. If you believe the water right does not have the correct place of use please either file a transfer to correct the place of use or a motion to set aside the partial decree.

We are therefore returning your original ownership change and have initiated a refund of your filing fee (\$25.00). The refund from the state of Idaho will arrive at the address listed above within a couple of weeks.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department within 120 days of the change. Failure to do so could result in a \$100 late filing fee. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

If you have any questions please contact the department at (208)525-7161.

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Idaho Department of Water Resources

Legend

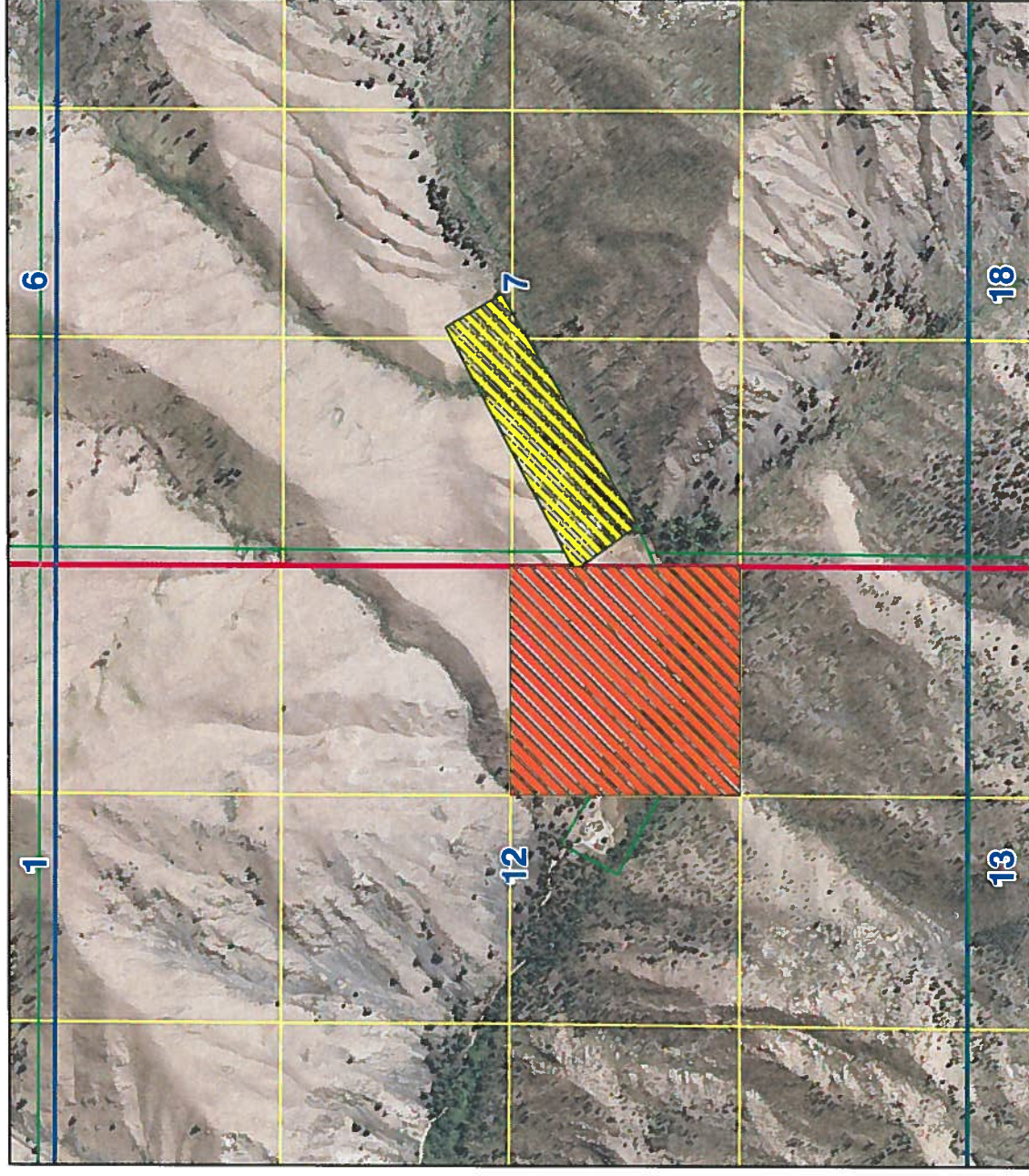
	Place of Use of 75-7423
	Melton Property
	Water Right POU
	Taxlots
	Township/Range
	Sections
	QQ

Layout Created by:

Jonie Barg

Date:

July 6, 2012



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 02 2012

Department of Water Resources
Eastern 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.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
75-7423	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Robert E. Masters
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): David K. Melton
Name of each new owner as listed on the conveyance document
Jill L. Melton
New owner continued ☐ Name connector ☒ and ☐ or ☐ and/or
- Mailing address
11 Tom Boyle Rd. ID 83462
City 208-756-6963 State dmelton@huntidaho.com ZIP
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: 9/2/2004
6. 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.

7. Signature: [Signature] 6/28/2012
Signature of new owner/claimant Title, if applicable Date
- Signature: [Signature] 6/28/2012
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by [Signature] Date 7/5/2012 Receipt No. E037771 Receipt Amt. \$25-

Approved by Processed by Date

Refund Request sent.

WARRANTY DEED

For Value Received

ROBERT E. MASTERS, a married man dealing with his sole and separate property,
the grantor, does hereby grant, bargain, sell and convey unto
TIMOTHY R. CULLEN and MAURINE K. CULLEN
Husband and Wife,

the grantees, the following described premises, in Lemhi County Idaho, to wit:

THE AREA AND PREMISES OF THAT CERTAIN PATENTED MINING CLAIM KNOWN AS THE BRIDGE CREEK PLACER MINING CLAIM, DESIGNATED AS SURVEY NO. 3428, WHICH SAID PATENT WAS RECORDED ON THE 27TH DAY OF MARCH, 1954, IN BOOK 44 OF DEEDS, PAGES 366, 367 AND 368, RECORDS OF THE COUNTY RECORDER OF LEMHI COUNTY, IDAHO, EMBRACING A PORTION OF APPROXIMATELY SECTION TWELVE (12) IN TOWNSHIP 22 NORTH, RANGE 18 EAST, BOISE MERIDIAN, IN THE MACKINAW MINING DISTRICT, LEMHI COUNTY, IDAHO, THE SAID CLAIM BEING MORE PARTICULARLY DESCRIBED IN THE OFFICIAL FIELD NOTES AND DEPICTED IN THE OFFICIAL PLAT OF SAID SURVEY AND IN PARTICULAR AS FOLLOWS:

BEGINNING AT CORNER NO. ONE (1) IDENTICAL WITH CORNER NO. TWO (2) TRAIL CREEK PLACER, THENCE NORTH 62° 10' EAST, 1,596.20 FEET TO CORNER NO. THREE (3); THENCE SOUTH 59° 22' WEST, 1,552.70 FEET TO CORNER NO. FOUR (4), IDENTICAL WITH CORNER NO. THREE (3) TRAIL CREEK PLACER; THENCE NORTH 35° 43' WEST, 455.20 FEET TO CORNER NO. ONE (1) IDENTICAL WITH CORNER NO. TWO (2) TRAIL CREEK PLACER, TO THE PLACE OF BEGINNING.

TOGETHER WITH an easement as per agreement from Ralph Kral, etux, Grantor, to Richard I. Suenaga, etux, dated November 30, 1969, and recorded on January 6, 1970, in file of Agreements, under Instrument No. 113225, Records of Lemhi County, Idaho.

ALSO TOGETHER WITH any all improvements located thereon or appurtenant thereto.

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 Grantee, that he is the owner in fee simple of said premises; that they are free from all incumbrances except the lien for taxes for the current year, any liens and encumbrances of record on this date, and any liens or encumbrances suffered or created by Grantees prior to the date hereof,

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

Dated: July 28, 1993.

Robert E. Masters
ROBERT E. MASTERS

STATE OF IDAHO, COUNTY OF Lemhi
On this day of July, 19 93
I, Notary Public, do hereby certify that the foregoing is a true and correct copy of the original instrument as the same appears to me.
ROBERT E. MASTERS
Known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.
Notary Public
Residing at Salmon, Idaho
Comm. Expires

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at the request of Lemhi Title Co
at 31 minutes past 9 o'clock A. M.
this 29th day of July
1993, in my office, and duly recorded in Book
of Deeds at page
Robert W. Winderick
Ex-Officio Recorder
by Debra Jackson Deputy.
Fees \$ 3.00
Mail to:

INSTRUMENT NO. 213223

WARRANTY DEED

For Value Received **TIMOTHY R. CULLEN AND MAURINE K. CULLEN,**
HUSBAND AND WIFE.

the grantor s, do hereby grant, bargain, sell and convey unto **DAVID K. MELTON AND**
JILL L. MELTON, HUSBAND AND WIFE

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

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that they are free from all incumbrances

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

Dated: **SEPTEMBER 2, 2004**

TIMOTHY R. CULLEN

MAURINE K. CULLEN

STATE OF UTAH COUNTY OF **Washington**
On this **2nd** day of **SEPTEMBER**, 2004
before me, a notary public in and for said State, personally appeared **TIMOTHY R. CULLEN AND MAURINE K. CULLEN**

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Residing at **Santa Clara** Notary Public
County Expires **6-16-06** UTAH

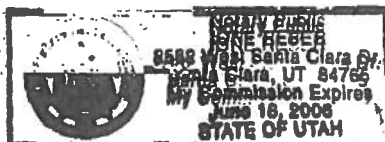
STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at the request of

At _____ minutes past _____ o'clock _____ m.
this _____ day of _____
20 _____, in my office, and duly recorded in Book _____
of Deeds at page _____

By _____ Ex-Officio Recorder
Deputy
Fees \$ _____
Mail to: _____

INSTRUMENT NO.

LETHI TITLE & ABSTRACT - SALMON, IDAHO



State of Idaho) SS No. **260111**
County of Lemhi)

This instrument was filed for record at the request of

of **Lemhi Title**
at **2:45** o'clock **P.M.** **10 Sep 2004**

and duly filed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Recorder

By **K. Baumgart** Deputy

Fees **\$ 0.00**

Return to _____

EXHIBIT "A"

THE AREA AND PREMISES OF THAT CERTAIN PATENTED MINING CLAIM KNOWN AS THE BRIDGE CREEK PLACER MINING CLAIM, DESIGNATED AS SURVEY NO. 3428, WHICH SAID PATENT WAS RECORDED ON THE 27TH DAY OF MARCH, 1954, IN BOOK 44 OF DEEDS, PAGES 366, 367 AND 368, RECORDS OF THE COUNTY RECORDER OF LEMHI COUNTY, IDAHO, EMBRACING A PORTION OF APPROXIMATELY SECTION TWELVE (12) IN TOWNSHIP 22 NORTH, RANGE 18 EAST, BOISE MERIDIAN, IN THE MACKINAW MINING DISTRICT, LEMHI COUNTY, IDAHO, THE SAID CLAIM BEING MORE PARTICULARLY DESCRIBED IN THE OFFICIAL FIELD NOTES AND DEPICTED IN THE OFFICIAL PLAT OF SAID SURVEY AND IN PARTICULAR AS FOLLOWS:

BEGINNING AT CORNER NO. ONE (1) IDENTICAL WITH CORNER NO. TWO (2) TRAIL CREEK PLACER, THENCE NORTH 62 DEGREES 10' EAST, 1,596.20 FEET TO CORNER NO. TWO (2); THENCE SOUTH 30 DEGREES 26' EAST, 375.50 FEET TO CORNER NO. THREE (3); THENCE SOUTH 59 DEGREES 22' WEST, 1,552.70 FEET TO CORNER NO. FOUR (4), IDENTICAL WITH CORNER NO. THREE (3) TRAIL CREEK PLACER; THENCE NORTH 35 DEGREES 43' WEST, 455.20 FEET TO CORNER NO. ONE (1) IDENTICAL WITH CORNER NO. TWO (2) TRAIL CREEK PLACER, TO PLACE OF BEGINNING...

TOGETHER WITH EASEMENT FOR INGRESS AND EGRESS AS DESCRIBED IN EASEMENT AGREEMENT, RECORDED JANUARY 6, 1970, UNDER INSTRUMENT NO. 113225, RECORDS OF LEMHI COUNTY, IDAHO.

RECORD OF SURVEY

MINERAL SURVEY No. 3428

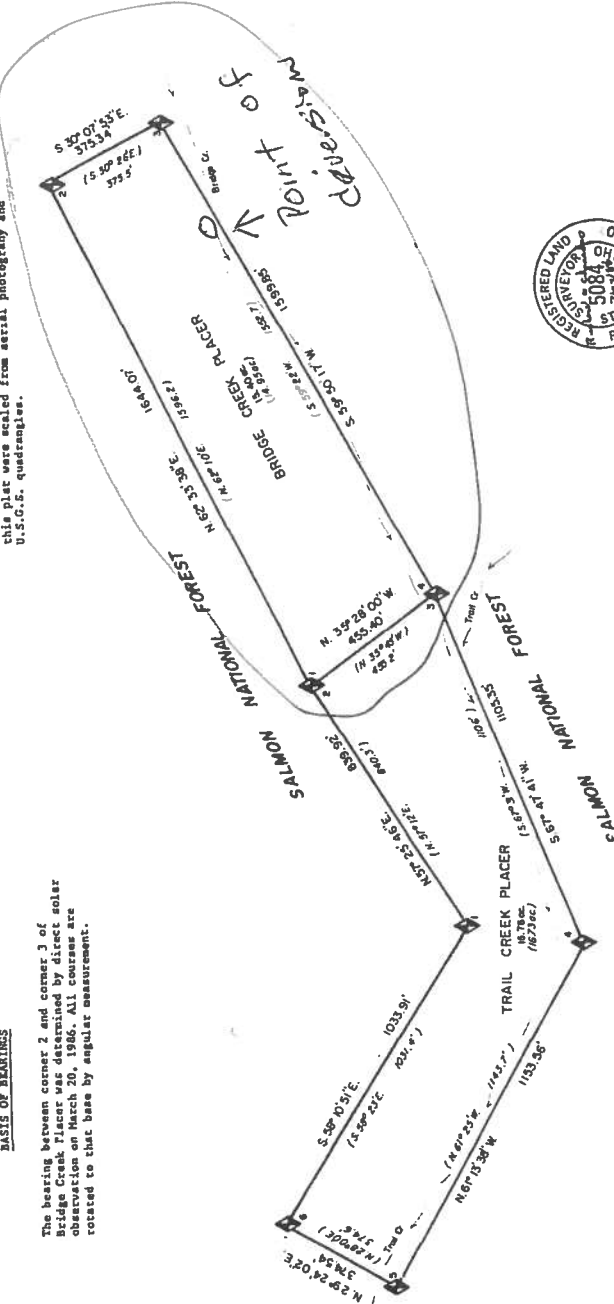
DEPENDENT RESURVEY



BASIS OF BEARINGS

The bearing between corner 2 and corner 3 of Bridge Creek Placer was determined by direct solar observation on March 20, 1986. All courses are rotated to that base by angular measurement.

NOTE: The locations of topographic features shown on this plat were scaled from aerial photography and U.S.G.S. quadrangles.

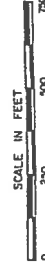


SURVEY HISTORY

The original survey of Trail Creek and Bridge Creek Placers, M.S. 3428, was completed by Allen C. Merritt, U.S. Deputy Mineral Surveyor, on Aug. 29, 1949.

LEGEND

U.S.F.S. ALUMINUM PIPE/CAP
REMONUMENTATION OF ORIGINAL EVIDENCE
C.P.B.F. RECORD FILED-885



COUNTY RECORDER CERTIFICATION

INSTRUMENT NUMBER 181365
TIME 1:57 PM DATE July 23, 1986
BOOK 3 PAGE 42
RECORDS OF LEMHI COUNTY, STATE OF IDAHO

Richard A. Cheserho
RECORDER

CERTIFICATE OF SURVEY

I, RICHARD A. CHESERHO, Registration No. 5084, Registered Land Surveyor, State of Idaho, hereby certify that this plat correctly represents a survey made by me or under my supervision in accordance with the laws and rules of the State of Idaho at the request of the U.S. Department of Agriculture- Forest Service-Region 4.

U. S. DEPARTMENT OF AGRICULTURE FOREST SERVICE SALMON NATIONAL FOREST	
REGION 4	
FOREST PROPERTY LINE SURVEY	
of MINERAL SURVEY No. 3428	
TOWNSHIP 22 NORTH, RANGE 18 EAST, BOSE MERIDIAN, IDAHO	
SURVEYED BY <u>R. CHESERHO</u>	DATE <u>3/86</u>
FOREST APPROVAL _____	DATE _____
APPROVED _____	DATE _____
UNSUREVEYED _____	DATE _____
RECORDED _____	DATE _____
SHEET <u>1</u> of <u>1</u>	DRAWING NO. _____