



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

September 21, 2007

FALL CREEK MOUNTAIN RANCH
5493 HWY 95
NEW MEADOWS ID 83654

RE: Notice of Change in Water Right Ownership for 78-12172

Dear Property Owner(s):

Per your request and letter received September 17, 2007, your Notice of Change in Water Right Ownership will not be processed for the above referenced water right. It is being returned to you at this time.

You also submitted a Notice of Change in Water Right Ownership for water right nos. 78-12171 and 78-12173, in which are currently being reviewed.

If you have any questions concerning this matter, please feel free to contact this office at any time.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington". The signature is written in dark ink and is positioned above the printed name and title.

Denise Buffington
Administrative Assistant

DB: db

Enclosures

Please disregard the change in
water right ownership form for this
water right (78-12172)

Received from
Fall Creek
Mountain Ranch
Inc. 9-17-07

RECEIVED

SEP 17 2007

WATER RESOURCES
WESTERN REGION

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

RECEIVED

AUG 21 2007

WATER RESOURCES
WESTERN REGION

Please 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 (under the "split" heading), 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
78-12172		—			—
(See attached)		—			—
		—			—
		—			—
		—			—

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) is 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)

RMC Water Company / EARL & JANET BAUMGARTEN

4. New Owner/Claimant(s)

Fall Creek Mtn. Ranch Inc.

Name Connector (Check one): ☐ and ☐ or ☐ and/or

New Mailing Address

5493 HIGHWAY 95

City, State and ZIP Code

NEW MEADOWS, ID 83654

New Telephone Number

(208) 628-4107

5. Date you acquired the property

1996

BAUMGARTEN IS NO LONGER CONNECTED
 TO THIS WELL AND DOES NOT NEED
 A WATER RIGHT.

Earl A Baumgarten 8/17/07

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)

Mr. L. A. ...
VICE PRESIDENT (FALL CREEK MTN RANCH)

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 DB Date 8-21-07 Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

*No Money
Received*

HOUSE
Well

08/15/2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 78-12172

WATER RIGHT NUMBER: 78-12172

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	RMC WATER CO
Current Owner	EARL A BAUMGARTEN
Current Owner	JANET A BAUMGARTEN

> Baumgarten No Longer has an
interest in this well.
Earl A Baumgarten 8/17/07

Priority Date: 07/01/1978
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 22, Twp 22N, Rge 01E, B.M.
ADAMS County		

Place of Use

DOMESTIC

Twp Rge Sec	NE	NW	SW	SE	Totals
22N 01E 22	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	
		X			

Conditions of Approval:

1. This claim is the result of a split due to change in ownership for a portion of 78-10191. DH 6/24/2002.
2. NOTE: Agent spoke to Mr. Howard Wallace. He purchased the Ruffridge & Roberts home, sold both to Baumgarten. Baumgarten destroyed one of the homes. The other home, Clausen, now belongs to Fall Cr. Mt. Ranch. Baumgarten has contacted them regarding filing a change of ownership.

Remarks:

Dates and Other Information: