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Department of Water Resources

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WATER RESOURCES
WESTERN REGION

Form 42-248/42-1409(6) July, 2000

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

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
63-17060					
63-17061					
63-17063					
63-17062					

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) Arlen A. DeMeyer
Mayfield Stage, HC 34, Boise, ID 83716
4. New Owner/Claimant(s) Arlen A. DeMeyer, Jr.
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address Mayfield Stage, HC 34
- City, State and ZIP Code Boise, ID 83716
- New Telephone Number (208) 343-9894
5. Date you acquired the property August 23, 2000

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)

Arlen A. DeMeyster, Jr.

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 JFW Date 12/20/02 Fee 25⁰⁰
 Received by _____ Date 12/20/02 Receipt No. W029936
 Processed by _____ AJ Date _____ WR _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-17063

NAME AND ADDRESS: ARLEN A DEMEYER
MAYFIELD STAGE HC 34
BOISE, ID 83706

SOURCE: UNNAMED STREAM TRIBUTARY: BLACKS CREEK
QUANTITY: 10.00 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/01/1936

POINT OF DIVERSION: T01N R04E S03 SESW Within Elmore County
S04 SWNW Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater Storage	01-01 TO 12-31	10.00 AFY
	Stockwater from Storage	01-01 TO 12-31	10.00 AFY

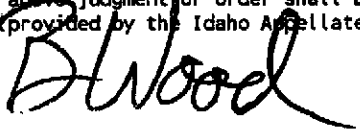
PLACE OF USE: Stockwater from Storage Within Elmore County
T01N R04E S03 SESW
S04 SWNW
Stockwater Storage Same as Other Use

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

MEMORANDUM

DATE: July 12, 2004
FROM: JUSTIN ALDRIDGE
TO: FILE 63-17060 – 63-17063
RE: Telephone conversation

=====

I called Arlen DeMeyer, Jr. regarding the lack of proof of ownership for the above 4 water rights.

Mr. DeMeyer said that these water rights had been owned by his parents who are now both deceased and their estate is in probate and he is waiting for the probate court to release documents to him. He will contact our office with the appropriate documentation as soon as possible.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

January 26, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ARLEN A DEMEYER JR
MAYFIELD STAGE HC 34
BOISE ID 83716

RE: Change of Ownership for Water Right 63-17060, 63-17061, 63-17062, and 63-17063

Dear Mr. DeMeyer:

In reference to our letters of May 3, 2004, June 7, 2004 (letters enclosed), and our telephone conversation in July 2004 we have not received the support data and the \$75 filing fee that is necessary to process your request for change in water right ownership.

Per our telephone conversation in July 2004, we realize that your parent's estate has been in probate and that you have been waiting for the probate court to release the documents to you. We have determined that until we receive the appropriate documentation and fees we are going to retain your notice and documentation you submitted in December 2002 and re-shelve the files pertinent to the above referenced water rights. When you receive the appropriate documentation from the probate court you may send us the documentation with the \$75 filing fee and we will process your request.

If you have any questions regarding this matter, please call me (Justin Aldridge) at 208-287-4944 or Kari Lynn Townsend at 208-287-4952.

Sincerely,

E. Justin Aldridge
Technical Review

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

~~May 2, 2004~~

June 7, 2004

2nd
Request

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ARLEN A DEMEYER JR
MAYFIELD STAGE HC 34
BOISE ID 83716

RE: Change in Ownership for Water Right 63-17060, 63-17061, 63-17062, and 63-17063

Dear Mr. DeMeyer:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

☒ Filing Fee of \$25 per water right

☒ Evidence of Water Right Ownership: copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water rights in question

During our review of the documentation you submitted we found no proof of ownership of the property. For the water right ownership to be changed you will need to submit documentation proving your ownership of the property. The Disclaimer of Interest that was furnished with your request does not convey the property to you and is not proof of ownership. It is being returned with this letter.

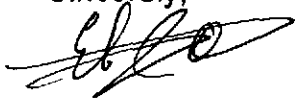
Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. The filing fee for your notice was \$100. In Dec 2002 Coie Perkins LLP paid \$25 for water right 63-17060. We have determined that, when the necessary documentation is received, the remaining filing fee for your notice will be \$75.

Because the Department cannot process the ownership change without proper documentation and fees, we will hold any action on your notice pending their receipt. If we do not receive the necessary information and fees within 30 days we will return your notice and all attachments and your notice will not be processed.

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 (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call Kari Lynn Townsend at 208-327-7941.

Sincerely,

A handwritten signature in black ink, appearing to read "E. Aldridge", with a long horizontal flourish extending to the right.

E. Justin Aldridge
Technical Review

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 3, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ARLEN A DEMEYER JR
MAYFIELD STAGE HC 34
BOISE ID 83716

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E. Justin Aldridge
Technical Review

Enclosure