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SRBA

PARTIAL DECREE 65-06220

Issued on 09-25-1998.

This is not an official copy.

Contact IDWR or the Court for a Certified Copy.

Choose Landscape Orientation when printing.

NAME AND ADDRESS: EVELYN DYKEMA
RALPH H DYKEMA
RT 1
NEW PLYMOUTH, ID 83655

SOURCE: GROUNDWATER

QUANTITY: 0.08 CFS
5.30 AFY

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

PRIORITY DATE: 04/01/1940

POINT OF DIVERSION: T07N R04W S17 SWSE Within Payette County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTIT
Domestic 1 HOME	01-01 TO 12-31	0.04 C
		1.20 A
Stockwater	01-01 TO 12-31	0.07 C
		4.10 A

PLACE OF USE: Stockwater Within Payette

T07N R04W S17 SWSE

Domestic Within Payette

T07N R04W S17 SWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NO
DETERMINATION OF HISTORICAL BENEFICIAL USE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISION
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFIC
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN TH
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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468 27 2002

MEMORANDUM

Dated: March 28, 2002

To: file 65-6220

From: Roxanne Brown

Re: Change of Ownership

Mr. and Mrs. Trent filed a *Change of Ownership* on this water right in 2001. The legal description on the documentation supplied by the Trent's did not match the legal description on the water right. The *Change of Ownership* form and documentation was returned to the Trent's July 25, 2002.

Mr. and Mrs. Trent subsequently filed a Motion to Set Aside the Partial Decree issued for this right. During the course of that proceeding it was determined that water right 65-06220 is still used at the location described on the partial decree. Water right 65-06220 does not belong to the Trent's; their water right was developed in 1996 and has not been recorded.

The Trent's intend to withdraw their Motion to Set Aside the Partial Decree of 65-06220. In addition, they will contact IDWR's Western Region office to apply for a permit for their stockwater spring right. They may also pursue a claim for their domestic well.

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MAR 27 2002



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 25, 2001

FLOYD TRENT
MARGARET TRENT
5245 ADAMS RD
NEW PLYMOUTH ID 83655

RE Change in Ownership for Decreed Water Right 65-06220

Dear Mr. & Mrs. Trent:

Our letter of June 14, 2001 (copy enclosed) requesting proper documentation for the above referenced ownership change request remains unanswered.

In accordance with the letter of June 14th we are returning your request for ownership change and the attachments

If you have any questions regarding this matter, you may call me at 208-327-7941

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

Enclosures

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MAR 27 2002

ownership change,
Send letter - 3-26-01

* Comments →

Spoke to Dykema
only had 1 house.

ACTION CHECKLIST

Subcase No.:

7/24/01	4:30	TELEPHONE CALL TO FLOYD	GARRICK BAXTER
		& MARGARET TRENT	
		I CALLED MR & MRS TRENT -	
		BOTH WERE ON THE TELEPHONE.	
		I EXPLAINED THAT THEY HAD	
		TWO OPTIONS - FILE A TRANSFER	
		PER LETTERS FROM IDWR	
		(SEE FILE) OR WRITE COURT	
		& ASK FOR THE COURT TO	I FURTHER
		SET ASIDE PARTIAL DECREE.	EXPLAINED
		I GAVE THEM THE ADDRESS.	THE PROCESS.
		THEY SAID THAT THEY WOULD	
		THINK ABOUT WHAT THEY WOULD	
		DO & GET BACK TO ME IF	
		THEY HAD ANY QUESTIONS.	
		GARRICK	

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MAR 27 2002



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

June 14, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FLOYD TRENT
MARGARET TRENT
5245 ADAMS RD
NEW PLYMOUTH ID 83655

RE: Change in Ownership for Decreed Water Right 65-06220

Dear Mr & Mrs. Trent:

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.

During our review of the documentation you submitted we found some discrepancies between that documentation and the legal description of the place of use for the water right(s) indicated in your notice. I have enclosed a copy of the decreed water right for your reference.

A letter dated March 26, 2001 (copy enclosed) was mailed to you from our Western Region office describing the differences in the legal descriptions in our records and your deed. This letter advised you of the claimant responsibility to ensure the accuracy of the claim and suggested filing a transfer to effect a correction. To date there has been no response to that letter. A transfer application is enclosed for your convenience should you decide to use that means of correcting the legal description.

Because the Department cannot process the ownership change without proper documentation, we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information 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 on the Internet to obtain the proper forms and instructions.

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MAR 27 2002

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

Sincerely,

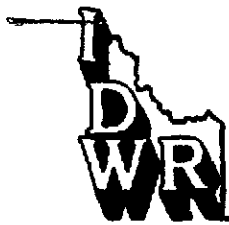
A handwritten signature in cursive script, reading "Kari Lynn Townsend". The signature is fluid and elegant, with a large, sweeping loop at the end of the last name.

Kari Lynn Townsend
Secretary

KLT.k

Enclosure(s)

MICROFILMED
MAR 27 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

March 26, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FLOYD OR MARGARET TRENT
5245 ADAMS RD
NEW PLYMOUTH, ID 83655

Re: Notice of Claim to a Water Right No. 65-06220

Dear Claimant:

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the water right.

Based on the evidence you submitted, we were able to change the water right, however, the legal description you provided covers T7N, R4W, Sec 17, NESE, and the water right was claimed in T7N, R4W, Sec 17, SWSE. While the legal description filed on originally may have been an error by the claimant, this right has had a partial decree issued by the court. The court considers it the responsibility of the claimants to ensure the accuracy of their own claim. This means that in order to change the legal description to reflect the property you actually own, you would need to file a transfer. A transfer of this nature usually cost \$100, to cover the advertising charges. Keep in mind that domestic use of water does not require a water right.

Please feel free to contact our office if you have any questions, or would like to have paperwork to file a transfer.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Adjudication Section
Western Region

Enclosure: Water right profile

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