



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.

October 21, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ARLEN DEMEYER JR.
13045 BLACKS CREEK RD
BOISE ID 83716

RE: Change of Ownership for Water Right 63-09371

Dear Mr. DeMeyer:

Our letter of May 25, 2004 (copy enclosed) requesting the \$25.00 filing fee for the above referenced ownership change remains unanswered. Therefore, I am returning the ownership change request and the documentation you submitted with it. A copy of your ownership change information will be kept in our files for reference.

If, at a later date, you wish to reinstate this request you may send the enclosed ownership change request form along with the required support data we will be happy to complete the request for you.

If you have any questions regarding this matter, please call Kari Lynn Townsend at 208-287-4952.

Sincerely,

E. Justin Aldridge
Technical Review

Enclosures

RECEIVED

MAY 2 2003

RECEIVED

MAY 16 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Department of Water Resources
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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
63-9371					

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) Denise L. McMurdie
PO Box 170054, Boise, ID 83717-0054
4. New Owner/Claimant(s) The Estate of Margarette E. DeMeyer
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
c/o Arlen DeMeyer, Jr., Personal Representative
New Mailing Address Mayfield Stage, HC 34, Boise, ID 83716
City, State and ZIP Code
New Telephone Number () 208-343-9894
5. Date you acquired the property 5/16/03

COPY

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.

N/A

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	_____	_____

COPY

N/A

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 DeMeyer, Jr.

Arlen DeMeyer, Jr., Personal Representative of
the Estate of Margarette E. DeMeyer

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

S/116

Date

DH

Fee

Received by

Date

Receipt No.

Processed by

AJ

Date

WR

Date

WARRANTY DEED

FOR VALUE RECEIVED

Duane McMurdie and Denise McMurdie, husband and wife

GRANTOR(s) do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

The Estate of Margarette E. DeMeyer

GRANTEE(s) whose address is: Mayfield Stage, HC 34, Boise, ID 83716

the following described real property in ELMORE County, Idaho to wit:

Township 2 North, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 3: A parcel of land more particularly described as follows:

Commencing at a found Brass Cap marking the S $\frac{1}{4}$ Corner of Section 34, T3N., R.6E., B.M., Elmore County, Idaho (referred to as the N $\frac{1}{4}$ Corner of Section 3, T.2N., R.6E., B.M., Elmore County, Idaho under Warranty Deed Instrument No. 190944, Record of Elmore County, Idaho); thence S.18°00'00" W. 2100.86 feet (formerly 2134 feet) to a set $\frac{1}{2}$ " iron pin marking the REAL POINT OF BEGINNING;

thence S.48°07'29" E. 208.00 feet to a set $\frac{1}{2}$ " iron pin;

thence S.38°48'58" W. 208.00 feet to a set $\frac{1}{2}$ " iron pin;

thence N.48°07'29" W. 208.00 feet to a set $\frac{1}{2}$ " iron pin;

thence N.38°48'58" E. 208.00 feet to the point of beginning.

COPY

Subject to: Taxes, easements and restrictions of record.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: May 16, 2003

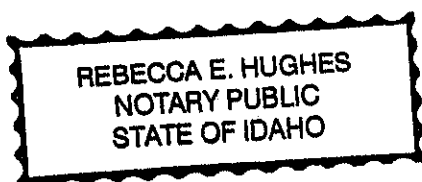
Duane McMurdie
Duane McMurdie

Denise McMurdie
Denise McMurdie

State of IDAHO
County of ELMORE

On this May 16, 2003, before me, a notary public in and for said State, personally appeared Duane McMurdie and Denise McMurdie, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.



Rebecca E. Hughes
Notary Public
Residing at: Mountain Home, Idaho
Commission Expires: 1/30/04

RECEIVED

MAY 22 2003

Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

05/12/2003

WATER RIGHT NO. 63-9371

RECEIVED

MAY 16 2003

WATER RESOURCES
WESTERN REGION

Owner Type	Name and Address
Current Owner	DENISE L MC MURDIE PO BOX 170054 BOISE, ID 83717-0054 (208)377-0023
Original Owner	LILLIAN KLUG
Original Owner	TONEY KLUG 3104 GERRARD ST BOISE, ID 83703 (208)345-4163

Priority Date: 04/28/1980
Basis: Decreed
Status: Active

READ AND APPROVED:
Arlette DeMeyer, Jr.
COPY

Source	Tributary
SPRING	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
DOMESTIC	1/01	12/31	0.02 CFS	1.2 AFA
Total Diversion			0.02 CFS	1.2 AFA

Location of Point(s) of Diversion:

SPRING	NWSESE	Sec. 04	Township 02N	Range 06E	ELMORE County
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Place(s) of use:

Place of Use Legal Description: DOMESTIC ELMORE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	06E	3		SEnw										

Conditions of Approval:

	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY
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1.	C18	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. SECTION 42-1412(6), IDAHO CODE.
2.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

1.	Explanatory	PARCEL NO. 02N06E034510
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Dates:

Licensed Date:

Decreed Date: 05/17/2001

Permit Proof Due Date: 6/1/1985

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 6/2/1980

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

COPY

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



Arc View

N¹/₄ Corner

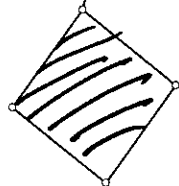


SENW

Section 3

Deed plotter

N¹/₄ Corner



Title:		Date: 05-24-2004
Scale: 1 inch = 332 feet	File: 63_09371.des	
Tract 1: 0.0794 Hectares: 794.4 Sq M.: Closure = n18.0000e 640.34 M.: Precision = 1/ 1: Perimeter = 894 M.		
001=/NW,NW,NE,3,2N,6E	004=S38.4858W 208.00	
002=S18.0000W 2100.86	005=N48.0729W 208	
003=S48.0729E 208.00	006=N38.4858E 208	