

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 14 2023

DEPARTMENT OF
WATER RESOURCES

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. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
67-11447	Yes ☐	Yes ☐		Yes ☐	Yes ☐
67-14779	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: WINSTON, JAMES D & WINSTON, PENNY J

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): APOSTOLI, JOHN C & APOSTOLI, MARIA C → APOSTOLI TRUST

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ orMailing address 1496 MANN CREEK RDCity WEISER State ID Zip 83672Telephone 208-550-8123Email CARLA.APOSTOLI@GMAIL.COM

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: 08-30-2021
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.
7. 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):
- o \$25 per undivided water right.
 - o \$100 per split water right.
 - o No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: [Signature] HUSBAND DEC 11, 2023
- Signature of new owner/claimant Title, if applicable Date
- JOHN C. APOSTOLI
- Print name
- Signature: [Signature] WIFE 12/11/23
- Signature of new owner/claimant Title, if applicable Date
- MARIA C APOSTOLI
- Print name

For IDWR Office Use Only:

Received by KM Date 12.14.23 Receipt No. C117514 Receipt Amt. 50

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by [Signature] Processed by [Signature] Date 12-19-23

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 67-14779

11/28/2023

After Split

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PENNY J WINSTON 1262 SYRACUSE LN MANTECA, CA 95336 (209) 239-3145
Current Owner	JAMES D WINSTON 1262 SYRACUSE LN MANTECA, CA 95336 (209) 239-3145
Original Owner	EARL ADAMS , ID
Original Owner	SYBIL M CLARK 1498 THOUSAND SPRINGS RD WEISER, ID 83672 (208) 549-0479
Original Owner	HARVEY D CLARK III 1498 THOUSAND SPRINGS RD WEISER, ID 83672 (208) 549-0479

Priority Date: 6/1/1874

Basis: Decreed

Status: Active

Source

MANN CREEK

Tributary

WEISER RIVER

Beneficial Use

IRRIGATION

From

03/01

To

11/15

Diversion Rate

0.060 CFS

Volume

Total Diversion

0.060 CFS

Source and Point(s) of Diversion:

MANN CREEK

SESENE

Sec. 11, Twp 12N, Rge 05W, WASHINGTON County

Place Of Use:

IRRIGATION within WASHINGTON County

Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
12N	04W	19																	3.0
																			L1

POU Total Acres: 3.0

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 67-14779

11/28/2023

Conditions of Approval:

1. C18 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. Section 42-1412(6), Idaho Code.
2. This right is a split from former right 67-519 .
3. 169 This right is a Primary Right, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), and, as such, irrespective of priority, is senior to all other rights that have not been identified as a Primary Right on Mann Creek.
4. 167 This right shall receive 100% of its decreed amount until the natural flow of the waters of Mann Creek shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights, as established by the district court in Jefferson et al. v. Higgenbotham et al. (Washington County, June 3, 1921), shall be cut to 70% of the said amounts, beginning with the latest right and proceeding to the earliest right in the order of priority.

Comments:

- 1 jhersley 11/28/2023 POU
Updated Shape
- 2 jhersley 11/28/2023 Split Right
Split into 67-14779 and 67-15481 due to change in ownership to Graham.

Dates and Other Information:

Decreed Date: 10/20/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 67
Mitigation Plan: False

Combined Use Limits:

N/A

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	9/6/2006	dnarsavage			Closed
POD	9/6/2006	dnarsavage			Closed
Source	9/6/2006	dnarsavage			Closed
POU	9/6/2006	dnarsavage			Closed
Use	9/6/2006	dnarsavage			Closed
Season	9/6/2006	dnarsavage			Closed
Quantity	9/6/2006	dnarsavage			Closed

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 67-14779

11/28/2023

Summary	9/6/2006	dnarsavage	9/6/2006	dnarsavage	Closed
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SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 67-14779

11/28/2023

Before Split

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Original Owner	EARL ADAMS , ID
Original Owner	HARVEY D CLARK III 1498 THOUSAND SPRINGS RD WEISER, ID 83672 (208) 549-0479

Priority Date: 6/1/1874

Basis: Decreed

Status: Active

Source

MANN CREEK

Tributary

WEISER RIVER

Beneficial Use

IRRIGATION

From

03/01

To

11/15

Diversion Rate

0.070 CFS

Volume

Total Diversion

0.070 CFS

Source and Point(s) of Diversion:

MANN CREEK

SESENE

Sec. 11, Twp 12N, Rge 05W, WASHINGTON County

Place Of Use:

IRRIGATION within WASHINGTON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N	04W	19																	3.5
									3.5										

L1

POU Total Acres: 3.5

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 67-14779

11/28/2023

Conditions of Approval:

1. C18 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. Section 42-1412(6), Idaho Code.
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Comments:

Dates and Other Information:

Decreed Date: 10/20/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: 67
Mitigation Plan: False

Combined Use Limits:

N/A

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	9/6/2006	dnarsavage			Closed
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POU	9/6/2006	dnarsavage			Closed
Use	9/6/2006	dnarsavage			Closed
Season	9/6/2006	dnarsavage			Closed
Quantity	9/6/2006	dnarsavage			Closed
Summary	9/6/2006	dnarsavage	9/6/2006	dnarsavage	Closed

SubCase:

N/A

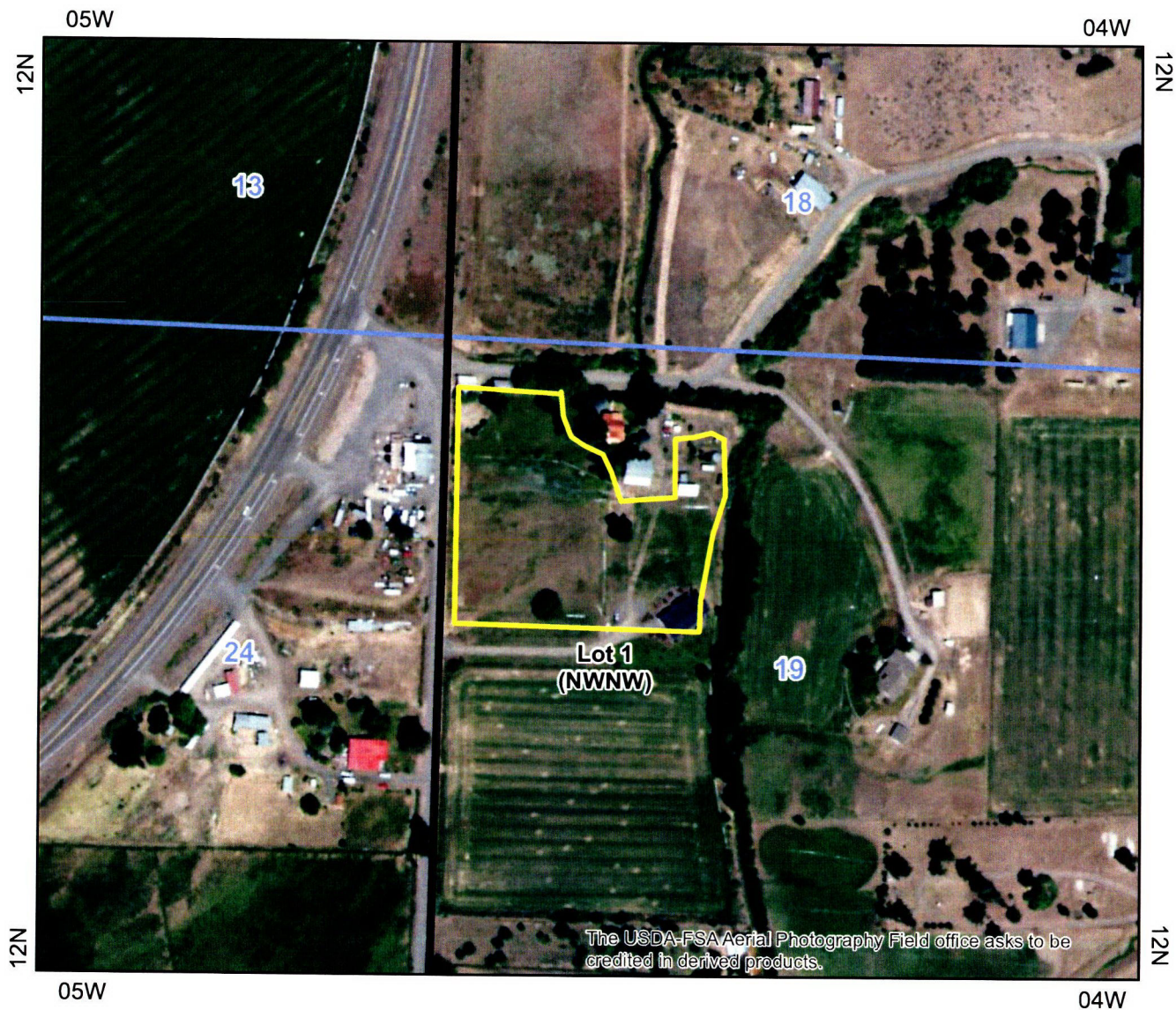
IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 67-14779

11/28/2023

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right
67-14779



0 0.035 0.07 0.14 Miles

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  State Outline



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED RECEIVED DE

MAR 17 2023

MAR 13 2023

DEPARTMENT OF
WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
67-14779	Yes ☒	Yes ☐		Yes ☐	Yes ☐
67-11447	Yes ☐	Yes ☐		Yes ☐	Yes ☐
267-14779 +	Yes ☐	Yes ☐		Yes ☐	Yes ☐
67-15481	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: _____

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s):

Ross Preston Graham + Ariel Renee Graham

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or

1498 Thousand Springs Rd.

Mailing address

Weiser

City

ID

State

83672

Zip

208-741-1540

Telephone

MannCreekCollective@Proton.me

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: 1/22/2022
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- o If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:

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- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 67-11447

8. Signature: Ariel Graham

Signature of new owner/claimant

Ariel Graham

Print name

Title, if applicable

Date

3/13/23

Signature: _____

Signature of new owner/claimant

Title, if applicable

Date

Print name

Received by DM

Date

11-27-23

For IDWR Office Use Only: C 117410

Receipt No. W051066

Receipt Amt. 75.00

Active in the Water Supply Bank? Yes ☐ No ☐

If yes, forward to the State Office for processing

W-9 received? Yes ☐ No ☐

Name on W-9 _____

Approved by _____

Processed by gmh

Date 11-28-23