

RECEIVED

NOV 17 2023

DEPARTMENT OF
WATER RESOURCES

Form 42-248/42-1409(6) Rev. 6/22

STATE OF IDAHO
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. DE

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
65-3016	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

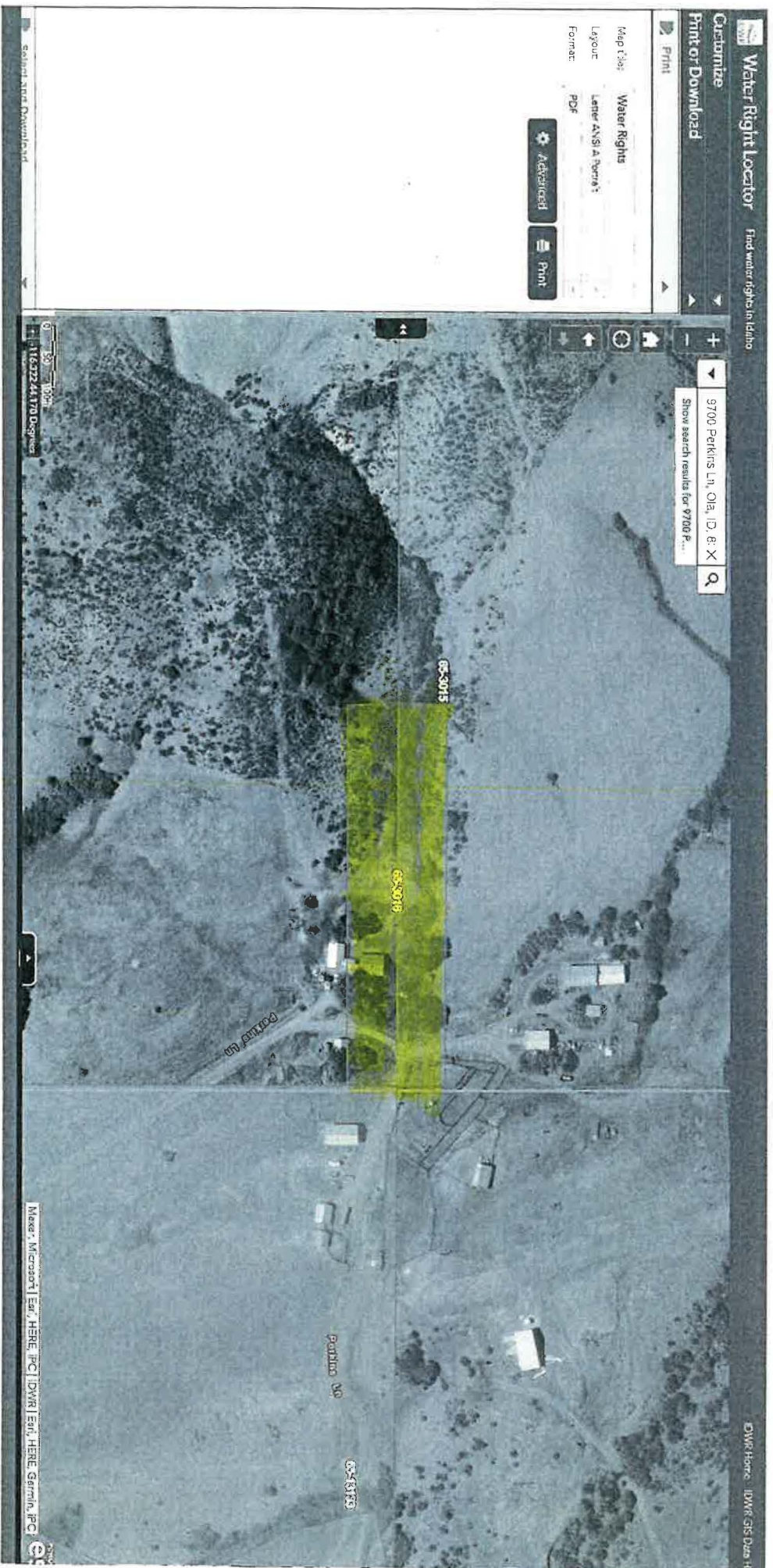
2. Previous Owner's Name: Justin Nelson Roger & Sharon Spiker
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Cassia Mullenix and McKenzie Mullenix
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or
- 9700 Perkins Ln 012 ID 83657
Mailing address City State Zip
- Telephone _____ 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: 10.13.23
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] Owner 10.12.23
Signature of new owner/claimant Title, if applicable Date
McKenzie Mullenix
Print name

Signature: _____
Signature of new owner/claimant Title, if applicable Date
Print name

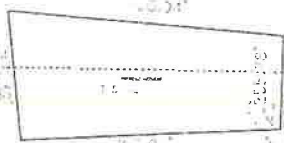
For IDWR Office Use Only:
Received by KM Date 11.17.23 Receipt No. C117368 Receipt Amt. 25.00
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by _____ Processed by _____ Date _____

60



COPY

COPY



10.00' - 6.00' = 4.00'

PERKINS LANE

10.00'

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

9/21/2023

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 65-3016

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROGER VAUGHN SPIKER
Current Owner	SHARON MARIE SPIKER PO BOX 74 OLA, ID 83657 2085843553
Original Owner	WALTER L ODERMOTT 9805 PERKINS OLA, ID 83657 2085843543
Original Owner	LAURA BELLE M O DERMOTT HC 78 BOX 3815 OLA, ID 83657 2085843543

COPY

Priority Date: 05/01/1906

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SQUAW CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	0.02 CFS	0.4 AFA
STOCKWATER	1/01	12/31	0.02 CFS	0.4 AFA
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|SWSW|Sec. 27|Township 10N|Range 01E|GEM County

Place(s) of use:

Place of Use Legal Description: IRRIGATION GEM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
10N	01E	27		NWSE	1		SWSE	1						

Total Acres: 2

Conditions of Approval:

1. N14 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. C20 Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977. This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
3. SOURCE IS ALSO KNOWN AS FOUR MILE SPRING.
4. 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.
5. N09 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Dates:

Licensed Date:

Decreed Date: 01/14/2003

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:

Water District Number: 65A

Generic Max Rate per Acre:



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

January 05, 2024

CASSIN MULLENIX
MCKENZIE MULLENIX
9700 PERKINS LN
OLA ID 83657-5014

RE: Change in Ownership for Water Right No(s): **65-3016**

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on November 17, 2023 for the above referenced water rights. The Notice could not be processed because we did not receive any acceptable evidence of water right ownership.

On November 24, 2023, the Department requested the required information from you. As of the date of this letter, the Department has not received the required information.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$25 has been requested and will be mailed to Pioneer Title Company of Gem County under separate cover from the Idaho State Controller's Office. You may re-submit your request with the appropriate new documents and fees.

If you have any questions regarding this matter, please contact me at (208)287-4921.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

Mansfield, Debra

From: Mansfield, Debra
Sent: Thursday, January 4, 2024 11:32 AM
To: IdwrPayable
Subject: Refund - PIONEER TITLE COMPANY OF GEM COUNTY

TO: Sascha Marston, Susan Steed

FROM: Debra Mansfield

DATE: January 4, 2024

RE: Refund: Notice Of Change In Water Right Ownership

Cassin Mullenix and McKenzie Mullenix submitted a Notice Of Change In Water Right Ownership but did not provide an adequate deed to complete the request.

Please issue a refund of \$25.00 to:

PIONEER TITLE COMPANY OF GEM COUNTY
2020 S JOHNS AVE STE A
EMMETT ID 83617

RECEIPT #

C117368

Thank you,

Debra Mansfield | Technical Records Specialist 1
IDWR – State Office
322 E Front St, Boise ID 83702-7371
(208) 287-4921 | Debra.Mansfield@idwr.idaho.gov



IDAHO DEPARTMENT OF
WATER RESOURCES

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Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

November 24, 2023

CASSIN MULLENIX & MCKENZIE MULLENIX
9700 PERKINS LN
OLA ID 83657-5014

RE: Change in Ownership for Water Right No(s): **65-3016**

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- 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

IDWR cannot process this change without documentation of ownership. The documentation may be in the form of a deed, court decree or other conveyance document. If you are submitting a quitclaim deed and the grantor's name does not match the water right holder of record, you will need to provide a chain of title that goes back to the water right holder/claimant of record. You may obtain this information from the assessor's office in the county where the property is located. Items that are **not** conveyance documents are deeds of trust, mortgages, purchase and sales agreements, and property tax notices.

Because the Department cannot process the Notice 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.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208)287-4921.

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/22/2023

Water Right 65-3016

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHARON MARIE SPIKER PO BOX 74 OLA, ID 83657 (208) 584-3553
Current Owner	ROGER VAUGHN SPIKER PO BOX 74 OLA, ID 83657 (208) 584-3553
Original Owner	WALTER L ODERMOTT 9805 PERKINS OLA, ID 83657 (208) 584-3543
Original Owner	LAURA BELLE M O DERMOTT HC 78 BOX 3815 OLA, ID 83657 (208) 584-3543

Priority Date: 5/1/1906

Basis: Decreed

Status: Active

Source
SPRING

Tributary
SQUAW CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	0.020 CFS	0.4 AF
STOCKWATER	1/01	12/31	0.020 CFS	0.4 AF
DOMESTIC	1/01	12/31	0.020 CFS	1.2 AF
	<u>Total Diversion</u>		0.020 CFS	1.2 AF

Source and Point(s) of Diversion:

SPRING

SWSW

Sec. 27, Twp 10N, Rge 01E, GEM County

Place Of Use:

IRRIGATION within GEM 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	
10N	01E	27														1.0	1.0		2.0

POU Total Acres: 2.0

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/22/2023

DOMESTIC Same as IRRIGATION

STOCKWATER Same as IRRIGATION

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | | SOURCE IS ALSO KNOWN AS FOUR MILE SPRING. |
| 2. | N09 | THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE. |
| 3. | 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. |
| 4. | C20 | Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977. This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury. |
| 5. | N14 | THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER USES SHALL NOT EXCEED 13,000 GALLONS PER DAY. |

Dates and Other Information:

Decreed Date: 1/14/2003
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65A
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

SubCaseNumber: 65-3016
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/22/2023

Date Filed: 1/17/2002
Objection Status: Active

Water Supply Bank:

N/A