



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

June 12, 2025

BETTY JEAN DUKE
1700 MAIN ST
SALMON ID 83467-4507

RE: Change in Ownership for Water Right No(s): 74-830

Dear Interested Parties:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) from you on May 14, 2025 for the above referenced water right. The Notice could not be processed because water right 74-830 is not an appurtenance of your property. I have enclosed a Department report for water right 74-830 for your reference.

After reviewing your property and your supporting documentation the Department found no appurtenant water rights to complete this request.

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 BELNAP LEGAL PLLC under separate cover from the Idaho State Controller's Office.

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

Sincerely,

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 14 2025

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPT. OF WATER RESOURCES

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?
74-830	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: Betty Lou Maraffio
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Betty Jean Duke
New owner(s) as listed on the conveyance document
- Mailing address: 1700 Main Street
City: Salmon State: ID Zip: 83467
Telephone: _____ Email: portiduke111@gmail.com
4. If the water rights and/or adjudication claims were split, how did the division occur? N/A
☐ 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: October 26th, 2023
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):
 - ☐ \$25 per undivided water right.
 - ☐ \$100 per split water right.
 - ☐ 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.

COPY

8. Signature: Wm. Lynn Belnap Representative May 12th, 2025
 Signature of new owner/claimant Title, if applicable Date
clo Belnap Legal, PLLC
 Print name
- Signature: _____
 Signature of new owner/claimant Title, if applicable Date
 Print name

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____

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 _____

PERSONAL REPRESENTATIVE DEED

THIS DEED, is made by J. Brad Duke as personal representative of the Estate of Betty Lou Crook Landon Maraffio, deceased ("Grantor"), to Betty Jean Duke, whose current address is 1700 Main Street, Salmon, ID 83467 ("Grantee").

WHEREAS. Grantor is the qualified personal representative of said estate filed as Case No. CV19-23-0121, Custer County, Idaho.

Therefore, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee the real property in Custer County, Idaho, described on Exhibit A attached hereto and made part.

Together with all appurtenances thereon or appertaining thereto of every kind and nature as her sole and separate property, with all appurtenances.

DATED this 26 day of October, 2023.

COPY

J. Brad Duke
Personal Representative of the Estate
of Betty Lou Crook Landon Maraffio

deceased.

STATE of IDAHO)
) ss.
County of Ada)

On this 26th day of October, 2023, before me, the undersigned, a notary public in and for said state, personally appeared, J. Brad Duke, known to me or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of Betty Lou Crook Landon Maraffio, deceased, and acknowledged to me that she executed the same as such Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

WM. LYMAN BELNAP
NOTARY PUBLIC
State of Idaho
Commission No. 12248

Wm. Lyman Belnap
NOTARY PUBLIC
Residing at Boise, ID
My Commission Expires: 2/2/25

A PARCEL OF LAND LOCATED IN THE SE1/4NW1/4 OF SECTION 33, TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO, AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SE1/4NW1/4 OF SECTION 33, T. 14 N., R. 19 E., B.M.; THENCE N. 0° 03' W., 410.95 FEET TO A STEEL PIN WHICH IS THE REAL AND TRUE POINT OF BEGINNING; THENCE N. 0° 03' W., 313.05 FEET TO A POINT WHICH WAS NOT REASONABLE TO MARK AND WHICH POINT IS AT THE INTERSECTION OF A LINE 30.55 FEET FROM THE CONCRETE FOUNDATION AT THE NW CORNER OF WM. OSBORNE'S GARAGE AND A LINE 25.30 FEET FROM THE CONCRETE FOUNDATION AT THE NE CORNER OF WM. OSBORNE'S HOUSE; THENCE N. 89° 58' E., 208.7 FEET TO A STEEL PIN; THENCE S. 0° 03' E., 313.05 FEET TO A STEEL PIN; THENCE S. 89° 58' W., 208.7 FEET TO THE STEEL PIN WHICH IS THE REAL AND TRUE POINT OF BEGINNING.

ALSO INCLUDING:

COMMENCING AT THE SOUTHWEST CORNER OF THE SE1/4NW1/4 OF SECTION 33, TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO, THENCE NORTH 0° 03' WEST, 410.95 FEET TO A STEEL PIN; THENCE NORTH 89° 58' EAST, 208.7 FEET TO A STEEL PIN; THENCE NORTH 0° 03' WEST, 104.35 FEET TO THE REAL AND TRUE POINT OF BEGINNING WHICH IS A STEEL PIN; CONTINUING THENCE NORTH 0° 03' WEST 104.35 FEET; THENCE NORTH 89° 58' EAST 208.7 FEET; THENCE SOUTH 0° 03' EAST 104.35 FEET TO A STEEL PIN; THENCE SOUTH 89° 58' WEST 208.7 FEET TO THE STEEL PIN WHICH IS THE REAL AND TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM THE FOLLOWING TWO PARCELS OF LAND:

PARCEL I:

COMMENCING AT THE SOUTHWEST CORNER OF THE SE1/4NW1/4, OF SECTION 33, TOWNSHIP 14 NORTH, RANGE 19 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO; THENCE NORTH 0° 03' WEST, 619.65 FEET TO A STEEL PIN WHICH IS THE REAL AND TRUE POINT OF BEGINNING; THENCE NORTH 0° 03' WEST, 104.35 FEET TO A POINT WHICH WAS NOT REASONABLE TO MARK AND WHICH POINT IS AT THE INTERSECTION OF A LINE 30.55 FEET FROM THE CONCRETE FOUNDATION AT THE NORTHWEST CORNER OF WILLIAM OSBORNE'S GARAGE AND A LINE 25.30 FEET FROM THE CONCRETE FOUNDATION TO THE NORTHEAST CORNER OF WILLIAM OSBORNE'S HOUSE; THENCE NORTH 89° 58' EAST, 208.7 FEET TO A STEEL PIN; THENCE SOUTH 0° 03' EAST, 104.35 FEET TO A STEEL PIN; THENCE SOUTH 89° 53' WEST, 208.7 FEET TO THE STEEL PIN WHICH IS THE REAL AND TRUE POINT OF BEGINNING.

PARCEL II:

COMMENCING AT THE SW CORNER FO THE SE1/4NW1/4 OF SECTION 33, T. 14 N., R. 19 E., B.M., CUSTER COUNTY, IDAHO;

THENCE NORTH 0° 03' WEST, 410.95 FEET TO THE SOUTHWEST CORNER OF THE LONDON ADDITION; THENCE N. 89° 58' EAST, 179.13 FEET, M/L, TO THE WEST LINE OF ELEVENTH STREET OF THE CITY OF CHALLIS, IDAHO EXTENDED AND THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE NORTH 0° 03' WEST 208.7 FEET TO THE SOUTH LINE OF THE HARDY TRACT; THENCE N. 89° 58' EAST 50 FEET M/L, TO THE EAST LINE OF SOUTH 11TH STREET; THENCE SOUTH 0° 03' EAST 104.35 FEET ALONG SAID EAST LINE; THENCE SOUTH 89° 58' WEST 20.43 FEET TO THE EAST LINE OF THE LONDON TRACT; THENCE SOUTH 0° 03' EAST 104.35 FEET ALONG SAID EAST LINE; THENCE SOUTH 89° 58' WEST 29.57 FEET, M/L, TO THE POINT OF BEGINNING.

COPY

Close

Water Right Report : 74-830(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	MARAFFIO, BETTY L	PO BOX 713	CHALLIS	ID	83226-0713
Current Owner	MARAFFIO, FRANK	PO BOX 713	CHALLIS	ID	83226-0713
Original Owner	LONDON, BETTY L	PO BOX 503	CHALLIS	ID	83226
Original Owner	LONDON, LA VAR S	PO BOX 503	CHALLIS	ID	83226

Water Right Status

Priority Date : 1/20/1880
 Basis : Decreed
 Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
WASTE WATER		LEMHI RIVER	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQ	QQ	Q	County	Diversion Type
WASTE WATER	21N	22E	8	0				NE NE LEMHI	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.04	CFS
TOTAL			0.04	CFS

Places of Use

Printable View

Paged view

Place of Use Legal Description : IRRIGATION (LEMHI county)

Township	Range	Section	Lot	QQ	QQ	Q	Acres
21N	22E	5				SW SE	1.0

Irrigation Totals

Total Acres Acre Limit
 1.00

Conditions

Code Conditions

- 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.

Dates

Licensed Date :
 Decreed Date : 7/9/2007
 Permit Proof Due Date :
 Permit Proof Made Date :
 Permit Approved Date :
 Permit Moratorium Expiration Date :
 Enlargement Use Priority Date :
 Enlargement Statute Priority Date :
 Application Received Date :
 Protest Deadline Date :

Other Information

State or Federal : S
 Water District Number : 74
 Generic Max Rate Per Acre : 0
 Generic Max Volume Per Acre : 0
 Civil Case Number :
 Decree Plaintiff :
 Decree Defendant :
 Swan Falls Trust or Nontrust :
 Swan Falls Dismissed :
 DLE Act Number :

Mansfield, Debra

From: Mansfield, Debra
Sent: Wednesday, June 11, 2025 10:30 AM
To: IdwrPayable
Subject: REFUND: BELNAP LEGAL PLLC

TO: Sascha Marston, Susan Steed

FROM: Debra Mansfield

DATE: June 11, 2025

RE: Refund: Notice Of Change In Water Right Ownership

Betty Jean Duke submitted a Notice Of Change In Water Right Ownership for water right 74-830 but this water right is not an appurtenance of the applicant's property.

Please issue a refund of \$25.00 to:

BELNAP LEGAL PLLC
12550 W EXPLORER DR #100
BOISE ID 83713

RECEIPT #

C121238

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