



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

September 18, 2025

BETTY JEAN DUKE
PO BOX 710
STAR ID 83669-0727

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 July 07, 2025 for the above referenced water rights. The Notice could not be processed because Water Right 74-830 is not an appurtenance to your property.

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$100 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

Debra Mansfield
Technical Records Specialist 1

Enclosure(s)

Mansfield, Debra

From: Mansfield, Debra
Sent: Wednesday, September 17, 2025 5:17 PM
To: IdwrPayable
Subject: REFUND: BELNAP LEGAL PLLC

TO: Sascha Marston, Susan Steed

FROM: Debra Mansfield

DATE: September 17, 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 Water Right 74-830 is not an appurtenance to their property.

Please issue a refund of \$100.00 to:

BELNAP LEGAL PLLC
12550 W EXPLORER DR STE 100
BOISE, ID 83713

RECEIPT #

C122846
C122025

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

JUL 09 2025

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPT. OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DE✓

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 Name connector ☐ and ☐ or
- P.O. Box 710 Star Idaho 83669
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: June 9th, 2025
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
☐ 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.

8. Signature: Wm. Lyman Belnap Legal Representative 07/03/2025
Signature of new owner/claimant Title, if applicable Date
Wm. Lyman Belnap
Print name

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

For IDWR Office Use Only:

Received by BML Date 7-9-25 Receipt No. C122025 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 _____

RECORDING requested by:

Belnap Legal, PLLC
12550 W. Explorer Dr. Ste. 100
Boise, ID 83713

SEND TAX NOTICES TO:

J. Brad Duke
6225 N. Meeker Place, Ste. 205
Boise, ID 83713

COPY

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, a single woman, whose current address is P.O. Box 710, Star, Idaho 83669 ("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 Lemhi County, Idaho, described on **Exhibit A** attached hereto and made part.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assign forever, and that she will warrant and defend the same from all lawful claims whatsoever.

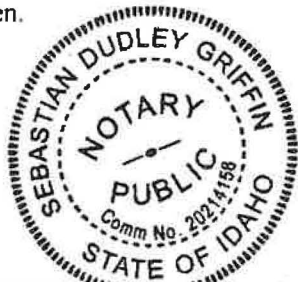
DATED this 9th day of June 2025.


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

STATE of IDAHO)
) ss.
County of Ada)

On this 9th day of June 2025, 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 John Hile Duke, deceased, and acknowledged to me that he 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.




NOTARY PUBLIC
Residing in Boise
My Commission Expires: 08/30/2027

Exhibit "A"

A parcel of land located in Section 5, T. 21 N., R. 22 E., Boise Meridian, City of Salmon, Lemhi County, Idaho, more particularly described as follows:

Commencing at the ITD Monument located at the intersection of Main Street and Water Street bears N. 61° 14' 40" W a distance of 2847.38 ft. the basis of bearing of this description, run thence S. 77° 20' 54" E. a distance of 1261.33 ft. to a point on the northerly right of way of Shoup Street, the westerly right of way of Duke Street and the point of beginning.

Thence N. 61° 14' 40" W. along said right of way a distance of 102.00 ft.;

Thence N. 28° 45' 20" E. a distance of 125.00 ft.

Thence S. 61° 14' 40" E. a distance of 102.00 ft. to a point on the westerly right of way of Duke Street;

Thence S. 28° 45' 20" W. along said right of way a distance of 125.00 ft. to the point of beginning.

COPY

RECORDING Requested By:

Belnap Legal, PLLC
12550 W. Explorer Dr. Ste. 100
Boise, ID 83713

SEND TAX NOTICES TO:

J. Brad Duke
6225 N. Meeker Place, Ste. 205
Boise, ID 83713

COPY

PERSONAL REPRESENTATIVE DEED

THIS DEED is made by J. Brad Duke as Personal Representative of the Estate of John Hile Duke, deceased ("Grantor"), to Betty Jean Duke, a single woman, whose current address is P.O. Box 710, Star, Idaho 83669 ("Grantee").

WHEREAS, Grantor is the qualified Personal Representative of said estate filed as Case No. CV01-25-07442, Ada County, Idaho.

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

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assign forever, and that she will warrant and defend the same from all lawful claims whatsoever.

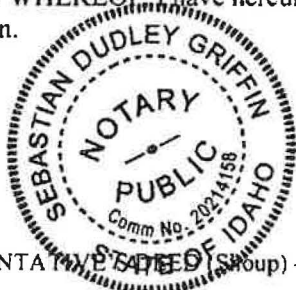
DATED this 9th day of June 2025.


J. Brad Duke
Personal Representative of the Estate
of John Hile Duke, deceased.

STATE of IDAHO)
) ss.
County of Ada)

On this 9th day of June 2025, 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 John Hile Duke, deceased, and acknowledged to me that he 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.



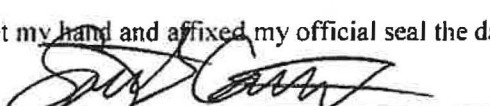

NOTARY PUBLIC
Residing in Boise, Idaho
My Commission Expires: 08/30/2027

Exhibit "A"

A parcel of land located in Section 5, T. 21 N., R. 22 E., Boise Meridian, City of Salmon, Lemhi County, Idaho, more particularly described as follows:

Commencing at the ITD Monument located at the intersection of Main Street and Water Street bears N. 61° 14' 40" W a distance of 2847.38 ft. the basis of bearing of this description, run thence S. 77° 20' 54" E. a distance of 1261.33 ft. to a point on the northerly right of way of Shoup Street, the westerly right of way of Duke Street and the point of beginning.

Thence N. 61° 14' 40" W. along said right of way a distance of 102.00 ft.;

Thence N. 28° 45' 20" E. a distance of 125.00 ft.

Thence S. 61° 14' 40" E. a distance of 102.00 ft. to a point on the westerly right of way of Duke Street;

Thence S. 28° 45' 20" W. along said right of way a distance of 125.00 ft. 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

208 Duke Street
Salmon, Idaho
RPA0000050127D
Todd Duke

1510 Shoup Street
Salmon, Idaho
83467
John Duke

Water Right Status

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

COPY

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 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 :
Enlargment 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 :

CERTIFICATION OF VITAL RECORD

RECEIVED

AUG 29 2025

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
COOPERATIVE CENTER FOR HEALTH STATISTICS

COPY

CERTIFICATE OF DEATH

DATE FILED: AUGUST 25, 1993

STATE FILE NUMBER: 93-04968

DECEDENT: FRANK MARAFFIO

DATE OF DEATH: AUG. 13, 1993

PLACE OF DEATH: CHALLIS, IDAHO

DATE OF BIRTH: [REDACTED]

PLACE OF BIRTH: IDAHO

AGE: 78 YEARS

SEX: MALE

VETERAN? NO

MARITAL STATUS: MARRIED

SPOUSE (MAIDEN): BETTY CROOK

SOCIAL SECURITY NUMBER: [REDACTED]

RESIDENCE: CHALLIS, IDAHO

FATHER: PHILIP MARAFFIO

FATHERS BIRTHPLACE: ITALY

MOTHER (MAIDEN): CATRINA

MOTHERS BIRTHPLACE: ITALY

MORTUARY: JONES & CASEY FUNERAL HOME

MORTICIAN: DOUGLAS C. CASEY

SALMON, IDAHO

DISPOSITION: BURIAL

CERTIFYING CORONER: C. DOUG GRIFFITH

AUTOPSY: NO

1. CAUSE OF DEATH, UNDERLYING CAUSE LAST:

INTERVAL

CONGESTIVE HEART FAILURE

PULMONARY EDEMA

MULTIA MYELOMA

2. OTHER CONDITIONS CONTRIBUTING TO DEATH BUT UNRELATED TO ABOVE CAUSES:

NONE LISTED

I certify that this is a true and correct reproduction or abstract of an official record filed with the IDAHO COOPERATIVE CENTER FOR HEALTH STATISTICS

AUGUST 26, 1993

DATE ISSUED: _____

JANE S. SMITH
State Registrar

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

Mansfield, Debra

From: Mansfield, Debra
Sent: Wednesday, September 17, 2025 4:47 PM
To: sebastian@belnaplegal.com
Subject: RE: Received Change in Ownership for Water Right 74-830, Betty Jean Duke

Hello Sebastian,

After further review of Water Right 74-830 the Department has found that this water right is **not** an appurtenance of Betty Jean Duke's property. The right is an appurtenance of current Parcel PIN RPA0000050127E.

To determine this information, the Department researched previous county parcel lines and parcel ownership. We were able to locate the former parcel that was under ownership of Betty Lou Maraffio; The previous Parcel PIN for the property was RPA0000050127C.

I apologize for the confusion. I will be updating the Place of Use imagery for this right to ensure the place of use does cover Betty Jean's property and only covers the real Place of Use.

If you have any other questions, please let me know. I will be returning this Change in Ownership to the applicant's PO Box in Star, per Department procedure. A Refund of \$100 will be sent to Belnap Legal since they submitted the fees.

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

Mansfield, Debra

From: Sebastian Griffin <sebastian@belnaplegal.com>
Sent: Friday, August 29, 2025 1:47 PM
To: Mansfield, Debra; IDWR File
Subject: Place of Use, 74-830 Additional Documentation
Attachments: Frank Maraffio Death Certificate.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Good afternoon Deb,

I have attached a copy of the death certificate for Frank Marraffio. As of right now, we cannot locate either the Letters of Testamentary or County docs for Frank's inheritance, so I believe the Death Certificate is the best we have.

Additionally, I have confirmed that the entire property used its water right for landscaping and irrigation, as well as a few gardens throughout the property. The only place that did not specifically utilize the right was on driveway and gravel areas that can be viewed within the photo.

I just mailed off a check for \$75 additional for the split. It will be going to the Boise office located off of Front Street.

Thank you very much,

Sebastian Griffin
Legal Intern | Belnap Legal, PLLC
(208) 375-2100