



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 19, 2010

SETTLERS IRRIGATION DISTRICT
ATTN: TOM DAVIS PRESIDENT
PO BOX 7571
BOISE ID 83707

COPY

RE: Water Right Nos. 63-8825 and 63-10713

Dear Mr. Davis:

In April of 2006 we received a Notice of Change in Water Right Ownership form, from you, that indicated you wished to change portions of the above referenced water rights to Settlers Irrigation District ownership. As of this date no action has been taken in regard to this request. In review of the documents you submitted, it appears that we need more information before we can proceed.

Attached to the ownership change request form, we find a Deed for Water Right Numbers 63-08825 and 63-10713 along with Exhibit A, "Fulfer Parcel Description" and Exhibit B "Howell Parcel Description". However, we did not receive any information that documented the ownership of the properties under the water rights as belonging to the parties that sold you the water rights. At this time it appears we need to have a copy of a deed from James Family Partnership to Kelly and Brenda Fulfer (pursuant to review of Exhibit A entitled "Fulfer Parcel Description"). Until we receive a copy of this deed showing ownership of the property the water right was appurtenant to we cannot process the request.

Right No. 63-8825 was split into Rights 63-32316 (James), 63-32317 (Bews), 63-32318 (Bews) and 63-32319 (Primeland) back in June of 2006. The land under the "Fulfer Parcel Description" is the same land remaining under Rt. 63-32316 (S1/2SE1/4, S26, T4N, R1W). There is no water right coverage for the lands identified as the "Howell Parcel" under the water right numbers you provided on the ownership change form.

Please submit a copy of the deed providing documentation mentioned above so we can complete the processing of your request. The SRBA (Snake River Basin Adjudication) Court has requested we complete this action so the water right can be finalized in their proceedings.

Please submit the requested information for processing to continue. Feel free to contact me at 334-2190 if you need more information or have any questions in regard to the above matter.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker". The signature is written in black ink and is positioned above the printed name and title.

KAY WALKER

Sr. Water Resource Agent

KW:k