



1896

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
AUG 22 2012	
By _____	Clerk
_____	Deputy Clerk

SRBA
P.O. Box 2707
Twin Falls, ID 83303-2707

8/20/2012

Clerk of the Court,

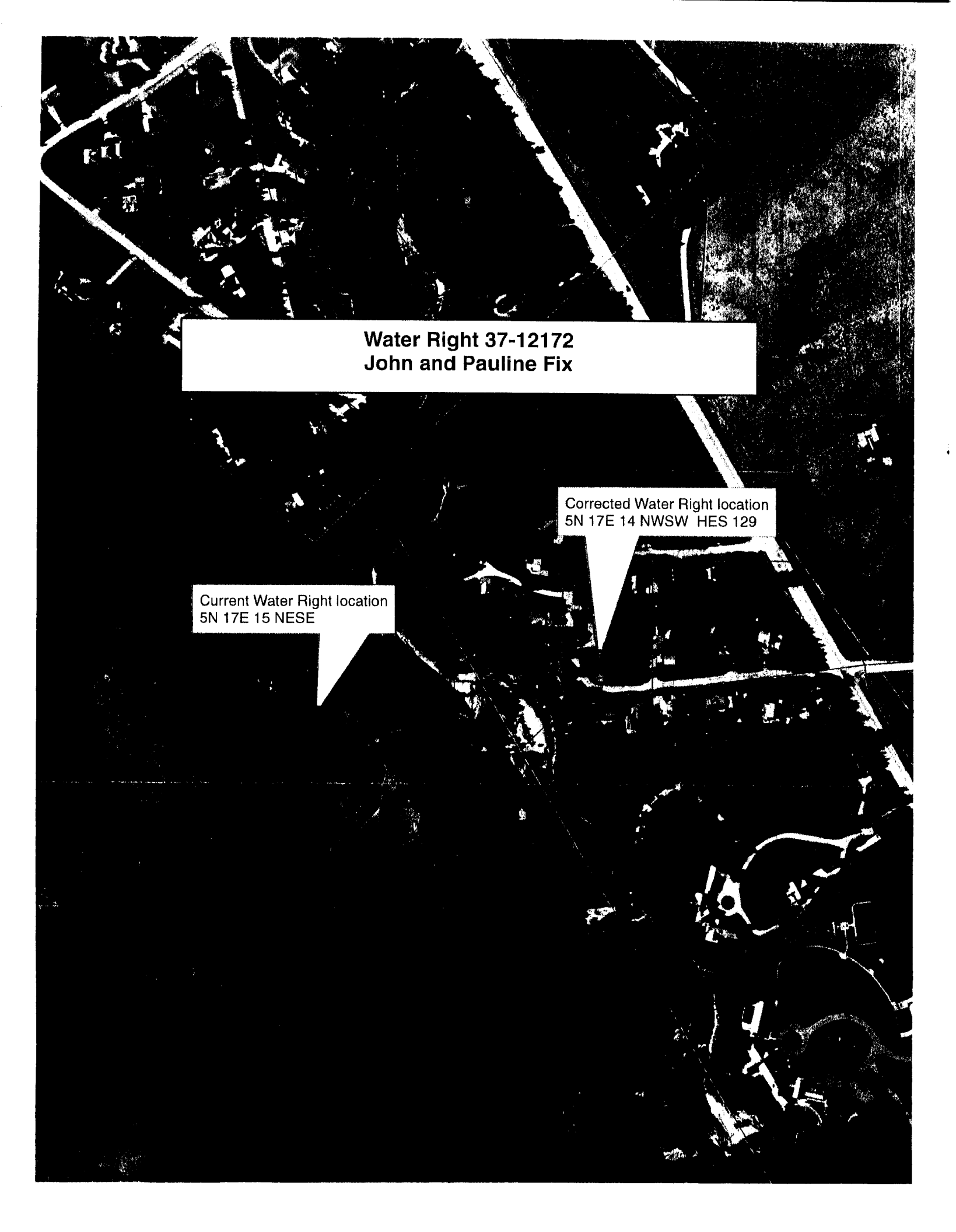
Please find enclosed information on Water Right No. 37-12172.

The ownership change has occurred, and the Ronald and Marlow Geuin now own this Water Right.

My request is to set aside the right, and correct it, because it is in the wrong location. Please refer to enclosed map, and letters from the IDWR.

Thank-you,

Marlow Geuin



Water Right 37-12172
John and Pauline Fix

Corrected Water Right location
5N 17E 14 NWSW HES 129

Current Water Right location
5N 17E 15 NESE



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

August 3, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

MARLOW AND RONALD GEUIN
PO BOX 1689
SUN VALLEY ID 83353

RE: Change of Ownership for Water Right No. 37-12172

Dear Water Right Holders:

The department acknowledges receipt of correspondence changing ownership of the above referenced water right to you. The department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

By the map you included in your Change of Ownership submission, it is pointed out that your water right is located in the wrong section. Your right lists the location as T05S R17E Sec 15 NESE, when it should be T05N R17E Sec 14 NWSW. (See enclosed partial decree and map)

To correct this error you have two options to consider:

1. Petition the SRBA court to Set Aside your partial decree and have it re-decreed with the correct elements.
or
2. File an Application for Transfer with IDWR to correct the elements of the right.

With option 1, you contact the SRBA Court at:

253 3rd Ave N/PO Box 2707, Twin Falls, ID, 83303-2707

Phone: 208-736-3011 Fax: 208 736-2121 with a request to set aside your right because it is in the wrong location. Your proof is the letters and maps we have sent you. The Court will then reply and the process is started. This process requires you to deal with the Court directly but there is no fee to proceed this way. This process does take time to work through the Courts.

SNAKE RIVER BASIN AD.

With option 2 you are required to file an Application for Transfer with Idaho Dept of Water Resources (IDWR), 1341 Fillmore St Ste 200, Twin Falls ID 83301, Phone: 208-736-3033, Fax: 208-736-3037. Your proof is the maps and letters we have sent you. This process is much faster but there is a \$200 filing fee.

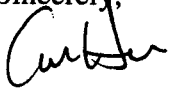
Both options have their relative pluses and minuses but if you take no action to correct the water right record it is uncertain what potential future impact this might have.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter. (208) 736-3033

Sincerely,



Carrie Hahn
Clerk
Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-12172

WATER RIGHT NUMBER: 37-12172

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RONALD S GEUIN PO BOX 1689 SUN VALLEY, ID 83353 (208)726-3772
Current Owner	MARLOW GEUIN PO BOX 1689 SUN VALLEY, ID 83353 (208)726-3772

Priority Date: 10/05/1965

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> _____ <u>To</u> _____	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER

NE1/4SE1/4

Sec. 15, Twp 05N, Rge 17E, B.M.

BLAINE County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	17E	15													X				

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. PARCEL NO. RP001450040010A

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Jan-04-2001