

Cefalo, James

From: Cefalo, James
Sent: Thursday, July 14, 2022 8:20 AM
To: Spiro Daskalos
Subject: Application for Transfer 86307

Spiro,

In May of this year, you filed Application for Transfer 86307, proposing to change the point of diversion for water right 74-1061 from the L-42 Diversion on the Lemhi River to the L-40 Diversion. The Department published notice of the application and no protests were filed. I am now working on preparing the approval but had a question about the ownership of the right. You, Annette, Mary Ann Sabatte and Donald Sabatte are listed as the current owners of water right 74-1061. I found a copy of a Stipulated Decree of Divorce and Marital Settlement Agreement in the water right file. Those documents state that Annette was going to execute a Quit Claim deed for the properties in Idaho, including the land covered by water right 74-1061. If that deed was executed, Annette could be removed as a current owner of the right. It is not clear what should happen to Mary Ann's and Donald's interest in the property.

I think we should update the ownership of water right 74-1061 as part of the transfer approval. To update the ownership for the water right, I need a couple of things. First, I need a copy of the Quit Claim Deed from Annette to you for the subject property (NWSE and SWSW of Section 21, T18N, R24E). This will allow me to remove Annette as a current owner. If Mary Ann and Donald should also be removed, I need a deed confirming that Mary Ann and Donald have conveyed their interest in the property to you. The filing fee for the ownership change is \$25.

On second thought, perhaps you want to update the ownership records for all of your water rights in Idaho at the same time. We could approve the transfer right now, with Annette, Mary Ann and Donald still listed as current owners, and allow you time to collect the deeds and update the ownership of all of your rights in one filing. Let me know what you would prefer.

James

 IDAHO DEPARTMENT OF
WATER RESOURCES
James Cefalo | Regional Manager
900 N Skyline Drive, Idaho Falls, ID 83402
(208) 525-7161 | www.idwr.idaho.gov