

From: Bentz, Claudia <cbentz@mvsd11.org>
Sent: Tuesday, May 3, 2022 10:31 AM
To: Hersley, Jean
Cc: plwalters51@gmail.co
Subject: No interest in Water Rights 78-250, 78-251, 78-252 & 78-4130

Good morning Jean. This email is written on behalf of my mother Lynette Walters who wishes to no longer be contacted regarding water rights. Upon review of all documents listed with the Idaho Department of Water Resources, water rights were split twice without having to gain the consent of my parents. My father Phillip Walters, who is deceased, wrote an abandonment letter in 2015 to which my mother Lynette Walters agreed upon. Regardless of the fact that the IDWR did not acknowledge the letter of abandonment, my family to this day has no interest or concern regarding the above-mentioned water rights. Nor shall the Walters family be involved in the division or granting of water rights. We ask that the State of Idaho Department of Water Resources create a plan of action for Dwello or any other landowner as done for Schaetzel and Kalinowski. Again, please do not have further contact with Lynette Walters regarding water rights, thank you.

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Claudia Bentz
Administrative Office Manager
Meadows Valley School District #11

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Hersley, Jean

From: Hersley, Jean
Sent: Monday, May 2, 2022 3:13 PM
To: 'plwalters51@gmail.com'
Cc: 'dwellok@gmail.com'
Subject: RE: No interest in Water Rights 78-250, 78-251, 78-252 & 78-4130

Lynette,

I am following up on this email I sent back in March. Could you please respond to this email letting me know you no longer have an interest in the water rights mentioned above. The Department needs to move forward with the ownership change and transfer filed by Mr. Dwello. Thank you.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

From: Hersley, Jean
Sent: Monday, March 7, 2022 2:47 PM
To: plwalters51@gmail.com
Cc: dwellok@gmail.com
Subject: No interest in Water Rights 78-250, 78-251, 78-252 & 78-4130

Lynette,

Thank you for speaking to me regarding these water rights. I am going to provide a little background to help you understand why I am asking for your input.

You and your husband file a claim on these water rights in 1988. You sold the land appurtenant to the water rights to HPJ Partners in 1993. HPJ did not file an ownership change to update the ownership of the water rights when they purchased the land. The Snake River Basin Adjudication (SRBA) Court decreed these rights to you and Phil in 2007. By doing so, the court basically severed the water rights from the land since you and Phil no longer owned any of the land. Yes, you can be an owner of water rights and not own the land. The Department received a letter signed by Phil in 2015 stating he had no interest in the water rights. He used the word "abandoned". The Department of sent a letter to you saying he could not abandon the water rights because he didn't own any of the land. The water rights are still active, and you and Phil are still listed as current owners.

The cleaner way would be for you to quitclaim each parcel owner a proportionate share of the water rights. The Department realizes this would be time consuming and possibly costly as it might require an attorney to help you with the deeds, which we would encourage. However, since the Department assumes the intent of the letter, we received in 2015 is that Phil has no interest in these water rights. But, as you are also listed as an owner of the water rights, the Department will need a signed statement from you stating that you have no interest in water rights 78-250, 78-251, 78-252 & 78-4130.

You can provide that statement by responding to this email and then placing the statement in the mail to: IDWR, PO Box 83720, Boise, ID, 83720-0098, Attn: Jean. Please let me know if you have any questions.

Jean Hersley

