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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESWATER RESOURCES
WESTERN REGION

MAR 18 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

Notice of Change in Water Right Ownership

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 #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
55-10275	Yes ☐	Yes ☐	55-10319B	Yes ☐	Yes ☐
55-10281	Yes ☐	Yes ☐		Yes ☐	Yes ☐
55-10282	Yes ☐	Yes ☐		Yes ☐	Yes ☐
55-10285B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
55-10287	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: United States of America USDI/BLM
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Petan Company of Nevada, Inc.; Petan Co. of Nevada
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☒ and/or
HC 32 Box 450 Tuscarora NV 89834
Mailing address City State ZIP
(775) 756-6512 petanranch@gmail.com
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: March 2, 1939 *See Attachment 1
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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.

SUPPORT DATA

IN FILE # 55-10275

8. Signature: [Signature] Attorney for Petan Co. of Nevada, Inc. 03/15/2021
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by SG Date 3/18/21 Receipt No. 5038471 Refunded 9/27/21
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing Receipt Amt. \$150.00
Name on W-9 _____ Approved by _____ Processed by _____ Date _____

**DECLARATION OF JOHN JACKSON
RE: OWNERSHIP UPDATE FOR STOCKWATER RIGHTS IN BASIN 55**

I, John Jackson, hereby submit the following declaration in support of my request for ownership update for stockwater rights in hydrographic basin 55.

1. My name is John Jackson.
2. I am the General Manager of Petan Company of Nevada, Inc. ("Petan"). Petan is registered as a Foreign Business Corporation with the Idaho Secretary of State and is in good standing. My business address is:

Petan Company of Nevada, Inc.
YP Ranch
HC 32 Box 450
Tuscarora, NV 89834

3. My business telephone number is: (775)756-6512.
4. My date of birth is April 9, 1965.
5. I make this declaration in support of ownership updates for the below described water rights in hydrographic basin 55 for stockwater on the Garat Grazing Allotment in Idaho.

I. Garat Allotment Historical Background

The Garat Allotment is located in southwest Idaho, adjacent to the Idaho/Nevada state line. The Allotment encompasses 221,036 total acres. Of the total acreage, 210,986 acres are public land, 8,975 acres are State land, and 1,075 acres are private land. The public land is owned by the United States and is administered by the Owyhee Resource Area, Boise Grazing District, United States Department of Interior, Bureau of Land Management ("BLM"). The state land is owned by the State of Idaho and controlled for grazing purposes by Petan through a state land lease.¹ The private land is primarily owned by Petan (approximately 800 acres) and by Riddle Ranch, Inc. (approximately 140 acres) with the balance owned by other individuals.

The YP Ranch was originally developed by the Garat Family beginning with a land purchase in 1871. This included approximately 320 acres at Salmon Point on the South Fork of the Owyhee River. Additional land was purchased in 1882 and 1883 with acquisitions continuing until the Garat family ranked among one of the larger operators in the region.

On March 2, 1939, Petan through Petan Land and Livestock Company, purchased the Garat Family Ranch including 75,000 acres of private land, 7,500 cattle, 500 horses and the YP ranch and branding iron. Petan continues to operate and invest substantially in the private and

¹ See Attachment 1.

public land upon which the YP ranch is dependent for use. This includes the Garat Allotment located in the State of Idaho.

Petan owns “base property” for which a BLM Grazing Preference is attached for the public lands within the Garat Allotment. Petan also holds the BLM grazing permit associated with the allotment.² In the 1980s, Petan began coordinating with BLM to plan wildfire rehabilitation, water developments, and grazing practice changes in the grazing allotment. In 1989, a minimum of five new reservoirs were developed by Petan in coordination with BLM. Petan continues to use the allotment today for stock raising pursuant to the state land lease, private ownership, and BLM grazing permit.

II. Idaho House Bill 592

On March 20, 2020 Idaho House Bill 592 (“HB 592”) was signed into law.³ HB 592 amended Chapter 2, Title 42 of the Idaho Code governing stockwater. In part, HB 592 amended language in Idaho Code 42-502. The previous language disallowed both the Federal Government or an agent acting on its behalf to acquire stockwater rights unless the agency owned livestock and put the water to beneficial use. The amendment removed the language barring an agent from acquiring stockwater rights and removed the limitation that a permittee on a federally administered grazing allotment may not be considered an agent of the federal government. The bill also created a new forfeiture process for stockwater rights not beneficially used for a period of five years. It is important to note that the legislative intent of this chapter remains protecting Idaho stockwater right holders from encroachment by the federal government. See Idaho Code 42-501.

Following HB 592, BLM issued “Agency Agreements” to federal grazing permittees, requesting they become “agents” of the federal agency as is now not explicitly prohibited by Idaho Law. As BLM does not own stock, its only method of beneficially using stockwater rights is through stock owners acting as its agents. However, BLM’s Agency Agreements were issued on a voluntary basis and no BLM permittee was required to enter them. Petan did not enter such an agreement and did not create an agency relationship with BLM for the Garat Allotment.

III. Water Rights

In 1998 the Idaho Department of Water Resources (“IDWR”) Director’s Report, submitted for purposes of the Snake River Adjudication (“SRBA”), identified the following rights located on the Garat Allotment as owned by Petan Company of Nevada:

- 1) 55-10275⁴;
- 2) 55-10281⁵;
- 3) 55-10282⁶;

² See Attachment 2.

³ See Attachment 3.

⁴ See Attachment 4, p. A-518.

⁵ See Attachment 4, p. A-520.

⁶ See Attachment 4, p. A-503.

- 4) 55-10285⁷;
- 5) 55-10287⁸; and
- 6) 55-10319.⁹

However, the owner of these water rights is currently listed as the BLM. As noted above, the BLM does not own stock and has no agency agreement with Petan.

IV. Ownership Update

Given the facts outlined above, I am making this ownership update pursuant to Idaho Code Chapter 2, Title 42 as amended by HB 592, the IDWR Directors Report, and my grazing permit and state land lease for the Garat Allotment, under which I am the present and historic beneficial user of the above listed stock water rights.

I declare under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

DATED this 10th day of March (month), 2021.


John Jackson

⁷ See Attachment 4, p. A-520.

⁸ See Attachment 4, p. A-526.

⁹ See Attachment 4, p. A-540.

ATTACHMENT 1



GRAZING LEASE
No. G600133
PETAN COMPANY OF NEVADA, INC.

SUMMARY OF LEASE PROVISIONS:

Lessor: STATE OF IDAHO
 By and through the State Board of Land Commissioners
 300 North 6th Street, Suite 103
 PO Box 83720
 Boise ID 83720-0050

Lessee: Petan Company of Nevada, Inc.
 Attn: John Jackson
 HC 32 PO Box 450
 Tuscarora NV 89834

Lease Term: Commencement: January 1, 2015
 Expiration: December 31, 2034

Rent: The annual rent payment is due on MAY 1st of each year

GRAZING:**Number of AUMs by Class for Billing**

Cattle 795
 Acres 8,862

Rent terms are more particularly described in *Section 2. Rental Rate and Modification of Rent* of the Lease Provisions.

Leased Premises Legal Description:

See Attachment B

The Lessor, in consideration of the rental paid and the covenants, conditions and restrictions hereinafter set forth, in the Lease (including the Lease Provisions, Signature Page and all Attachments, including any Special Terms and Conditions), does hereby lease and demise unto the Lessee the lands (Leased Premises) described in Attachment B for the uses specified herein.

Primary Use of Leased Premises:

Grazing

Bond:

N/A

Liability Insurance:

N/A

Lease Index:

SUMMARY OF LEASE PROVISIONS
 LEASE PROVISIONS
 SIGNATURE PAGE
 ATTACHMENT A – SPECIAL TERMS AND CONDITIONS
 ATTACHMENT B – LEASED PREMISES LEGAL DESCRIPTION
 ATTACHMENT C – SITE MAP(S)
 ATTACHMENT D – REPORTS

This is to certify that this is a true and correct copy of this document, the original of which is on file with the Idaho Department of Lands (IDL).

Shariett Laufenberg 11/3/14
 IDL Representative Date

ATTACHMENT 2

COPY

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AUTH NUMBER: 1105146
DATE PRINTED: 7/13/2015Form 4130-2a
(February 1999)UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

GRAZING PERMIT

2015 JUL 27 AM 10:55

STATE ID
OFFICE: LLIDB03000
AUTH NUMBER 1105146
PREFERENCE CODE 03
DATE PRINTED 07/13/2015
TERM 05/20/2015 TO 02/28/2025BUREAU OF LAND MANAGEMENT
OWYHEE FIELD OFFICE
20 FIRST AVE WEST
MARSING ID 83639PETAN CO. OF NEV, INC
HC 32 P.O. BOX 450
TUSCARORA NV 89834

THIS GRAZING PERMIT IS OFFERED TO YOU UNDER 43 CFR PART 4100 BASED ON YOUR RECOGNIZED QUALIFICATIONS. YOU ARE AUTHORIZED TO MAKE GRAZING USE OF LANDS, UNDER THE JURISDICTION OF THE BUREAU OF LAND MANAGEMENT AND COVERED BY THIS GRAZING PERMIT, UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS GRAZING PERMIT AND PAYMENT OF GRAZING FEES WHEN DUE. CONTACT YOUR LOCAL BLM OFFICE AT 208-896-5912 IF YOU HAVE QUESTIONS.

MANDATORY TERMS AND CONDITIONS

ALLOTMENT	PASTURE	LIVESTOCK		GRAZING PERIOD		% PL TYPE USE	AUMS
		NUMBER	KIND	BEGIN	END		
00584 GARAT		1604	CATTLE	03/15	09/30	96 ACTIVE	10125
		250	CATTLE	10/01	10/15	96 ACTIVE	118
		15	HORSE	03/15	10/15	100 ACTIVE	106

OTHER TERMS AND CONDITIONS:

GRAZING USE OF THE GARAT ALLOTMENT (00584) WILL BE IN ACORDANCE WITH THE GRAZING SCHEDULE IDENTIFIED IN THE FINAL DECISION OF THE OWYHEE FIELD OFFICE MANAGER DATED MARCH 6, 2015. FLEXIBILITY IN DATES OF LIVESTOCK MOVES BETWEEN PASTURES IS PROVIDED TO MEET RESOURCE MANAGEMENT AND LIVESTOCK MANAGEMENT OBJECTIVES, SO LONG AS MOVE DATES ADHERE TO SEASONS OF USE CONSTRAINTS IDENTIFIED IN THE DECISION. CHANGES TO THE SCHEDULED USE REQUIRE PRIOR APPROVAL BY THE AUTHORIZED OFFICER, CONSISTENT WITH STANDARD TERMS AND CONDITIONS.

LINE 2 OF THE SCHEDULE ABOVE PROVIDES MANAGEMENT FLEXIBILITY FOR STRAYS AT THE CLOSE OF THE GRAZING SEASON, NOT TO EXCEED 250 HEAD FROM 10/1 TO 10/15.

LINE 3 OF THE SCHEDULE ABOVE PROVIDES MANAGEMENT FLEXIBILITY FOR AN AVERAGE OF 15 HEAD OF HORSES THROUGH THE GRAZING SEASON WITHIN THE HORSE FIELDS LOCATED NEAR STATELINE CAMP AND FOUR CORNERS CAMP. APPROXIMATELY 10 SADDLE HORSES MAY BE KEPT AT ONE OR BOTH OF THESE LOCATIONS SEASON-LONG, BUT NOT TO EXCEED 75 HORSES DURING PERIODS WHEN CATTLE ARE BEING MOVED BETWEEN PASTURES OR DURING BRANDING, NOT TO EXCEED 106 AUMS.

LIVESTOCK TURNOUT IS SUBJECT TO BOISE DISTRICT RANGE-READINESS CRITERIA.

YOU ARE REQUIRED TO SUBMIT A SIGNED AND DATED ACTUAL GRAZING USE REPORT FORM (BLM FORM 4130-5) FOR THE ALLOTMENT YOU GRAZE. THE COMPLETED FORM(S) MUST BE SUBMITTED TO THIS OFFICE WITHIN 15 DAYS FROM THE LAST DAY OF YOUR AUTHORIZED ANNUAL GRAZING USE.

SUPPLEMENTAL FEEDING IS LIMITED TO SALT, MINERAL, AND/OR PROTEIN, IN BLOCK OR GRANULAR FORM. IF USED, SUPPLEMENTS MUST BE PLACED AT LEAST ONE-QUARTER (1/4) MILE AWAY FROM ANY RIPARIAN AREA, SPRINGS, STREAMS, MEADOW, ASPEN STAND, PLAYA, SPECIAL STATUS PLANT POPULATIONS, OR WATER DEVELOPMENT. USE OF OTHER SUPPLEMENTS ON PUBLIC LAND REQUIRES ANNUAL AUTHORIZATION BY THE AUTHORIZED OFFICER.

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DATE PRINTED: 7/13/2015

TRAILING ACTIVITIES MUST BE COORDINATED WITH THE BLM PRIOR TO INITIATION. A CROSSING PERMIT MAY BE REQUIRED PRIOR TO TRAILING LIVESTOCK ACROSS PUBLIC LANDS. YOU MUST NOTIFY ANY/ALL AFFECTED PERMITTEES OR LANDOWNERS IN ADVANCE OF CROSSING.

LIVESTOCK ENCLOSURES LOCATED WITHIN YOUR GRAZING ALLOTMENT (E.G., PIUTE CAMP ENCLOSURE (PASTURE 7) AND PIUTE CREEK ENCLOSURE (PASTURE 8) ARE CLOSED TO ALL DOMESTIC GRAZING USE.

RANGE IMPROVEMENTS MUST BE MAINTAINED IN ACCORDANCE WITH THE COOPERATIVE AGREEMENT AND RANGE IMPROVEMENT PERMITS IN WHICH YOU ARE A SIGNATORY OR ASSIGNEE. ALL MAINTENANCE OF RANGE IMPROVEMENTS WITHIN DESIGNATED WILDERNESS REQUIRES PRIOR CONSULTATION WITH THE AUTHORIZED OFFICER SUBJECT TO THE BLM WILDERNESS MANAGEMENT AND POLICIES.

BIRD LADDERS THAT MEET BLM STANDARDS MUST BE INSTALLED AND FUNCTIONING ON ALL WATER TROUGHS ON PUBLIC LANDS. IT IS YOUR RESPONSIBILITY TO INSTALL AND MAINTAIN ALL BIRD LADDERS. ON PERMANENT TROUGHS, YOU ARE REQUIRED TO INFORM THE BLM WHEN BIRD LADDERS ARE NEEDED, AND THE BLM WILL SUPPLY BIRD LADDERS. ON TEMPORARY TROUGHS, YOU ARE RESPONSIBLE FOR PROVIDING BIRD LADDERS.

ALL APPROPRIATE DOCUMENTATION REGARDING BASE PROPERTY LEASES, LANDS OFFERED FOR EXCHANGE-OF-USE, AND LIVESTOCK CONTROL AGREEMENTS MUST BE APPROVED PRIOR TO TURN OUT. LEASES OF LAND AND/OR LIVESTOCK MUST BE NOTARIZED PRIOR TO SUBMISSION AND COMPLY WITH BOISE DISTRICT POLICY.

PURSUANT TO 43 C.F.R. 10.4(B), YOU MUST NOTIFY THE BLM FIELD MANAGER, BY TELEPHONE WITH WRITTEN CONFIRMATION, IMMEDIATELY UPON THE DISCOVERY OF HUMAN REMAINS, FUNERARY OBJECTS, SACRED OBJECTS, OR OBJECTS OF CULTURAL PATRIMONY (AS DEFINED IN 43 C.F.R. 10.2) ON FEDERAL LANDS. PURSUANT TO 43 C.F.R. 10.4(C), YOU MUST IMMEDIATELY STOP ANY ONGOING ACTIVITIES CONNECTED WITH SUCH DISCOVERY AND MAKE A REASONABLE EFFORT TO PROTECT THE DISCOVERED REMAINS OR OBJECTS.

UTILIZATION MAY NOT EXCEED 50 PERCENT OF THE CURRENT YEAR'S GROWTH, IN ACCORDANCE WITH THE OWYHEE RESOURCE MANAGEMENT PLAN.

YOU SHALL PROVIDE ADMINISTRATIVE ACCESS ACROSS PRIVATE AND LEASED LANDS TO THE BLM FOR THE ORDERLY MANAGEMENT AND PROTECTION OF THE PUBLIC LANDS.

GRAZING USE WILL BE BILLED AFTER THE FACT, BASED UPON THE PERMITTEE'S ACTUAL GRAZING USE REPORT FORM(S).

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OWYHEE FIELD OFFICEALLOTMENT SUMMARY (AUMS)

<u>ALLOTMENT</u>	<u>ACTIVE AUMS</u>	<u>SUSPENDED AUMS</u>	<u>TEMP SUSPENDED AUMS</u>	<u>PERMITTED USE</u>
00584 GARAT	10350	10896	0	21,246

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AUTH NUMBER: 1105146
DATE PRINTED: 7/13/2015

Standard Terms and Conditions

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
2. They are subject to cancellation, in whole or in part, at any time because of:
 - a. Noncompliance by the permittee/lessee with rules and regulations.
 - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
 - c. A transfer of grazing preference by the permittee/lessee to another party.
 - d. A decrease in the lands administered by the Bureau of Land Management within the allotment(s) described.
 - e. Repeated willful unauthorized grazing use.
 - f. Loss of qualifications to hold a permit or lease.
3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans MUST be incorporated in permits or leases when completed.
4. Those holding permits or leases MUST own or control and be responsible for the management of livestock authorized to graze.
5. The authorized officer may require counting and/or additional or special marking or tagging of the livestock authorized to graze.
6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
8. Livestock grazing use that is different from that authorized by a permit or lease MUST be applied for prior to the grazing period and MUST be filed with and approved by the authorized officer before grazing use can be made.
9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
10. The holder of this authorization must notify the authorized officer immediately upon the discovery of human remains, funerary objects, sacred objects, or objects of cultural patrimony (cultural items), stop the activity in the area of the discovery and make a reasonable effort to protect the remains and/or cultural items.
11. Grazing fee payments are due on the date specified on the billing notice and MUST be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.
12. No Member of, or Delegate to, Congress or Resident Commissioner, after his/her election of appointment, or either before or after he/she has qualified, and during his/her continuance in office, and no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App.1) and Sections 309 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.) shall be admitted to any share or part in a permit or lease, or derive any benefit to arise therefrom; and the provision of Section 3741 Revised Statute (41 U.S.C. 22), 18 U.S.C. Sections 431-433, and 43 CFR Part 7, enter into and form a part of a grazing permit or lease, so far as the same may be applicable.

THIS GRAZING PERMIT:

1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES
2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS REQUIRED BY LAND PLANS AND APPLICABLE LAW; (B) ANNUAL REVIEW AND MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREAFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

ACCEPTED:

SIGNATURE OF PERMITTEE:

John Peter Co.

DATE:

7/21/15

APPROVED

BLM AUTHORIZED OFFICER:

Michelle J. Ryerson

DATE:

7/30/15

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ATTACHMENT 3

LEGISLATURE OF THE STATE OF IDAHO
Sixty-fifth Legislature Second Regular Session - 2020

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 592

BY WAYS AND MEANS COMMITTEE

AN ACT

RELATING TO STOCKWATER; AMENDING CHAPTER 2, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-224, IDAHO CODE, TO PROVIDE FOR ISSUANCE OF ORDERS TO SHOW CAUSE, TO PROVIDE FOR CONTENT OF ORDERS TO SHOW CAUSE, TO PROVIDE FOR SERVICE OF ORDERS TO SHOW CAUSE, TO PROVIDE FOR PUBLICATION, TO PROVIDE FOR COPIES OF THE ORDER, TO PROVIDE FOR REQUESTS FOR HEARING, TO PROVIDE THAT MULTIPLE STOCKWATER RIGHTS HELD BY A SINGLE OWNER MAY BE CONSIDERED IN A SINGLE ORDER TO SHOW CAUSE, TO PROVIDE FOR HEARINGS, TO PROVIDE FOR ORDERS, TO PROVIDE FOR JUDICIAL REVIEW, TO DEFINE TERMS, AND TO PROVIDE FOR APPLICABILITY; AMENDING SECTION 42-501, IDAHO CODE, TO PROVIDE THAT CERTAIN STOCKWATER RIGHTS ARE SUBJECT TO FORFEITURE PURSUANT TO SPECIFIED LAW AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 42-502, IDAHO CODE, TO REMOVE PROVISIONS REGARDING AGENTS OF THE FEDERAL GOVERNMENT AND PERMITTEES ON FEDERALLY ADMINISTERED GRAZING ALLOTMENTS; REPEALING SECTION 42-503, IDAHO CODE, RELATING TO THE FORFEITURE OF CERTAIN STOCKWATER RIGHTS; AND AMENDING SECTION 42-504, IDAHO CODE, TO REVISE PROVISIONS REGARDING LIMITS OF USE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 2, Title 42, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 42-224, Idaho Code, and to read as follows:

42-224. FORFEITURE OF STOCKWATER RIGHTS. (1) Whenever the director of the department of water resources receives a petition making a prima facie showing, or finds, on his own initiative based on available information, that a stockwater right has not been put to beneficial use for a term of five (5) years, the director shall expeditiously issue an order to the stockwater right owner to show cause before the director why the stockwater right has not been lost through forfeiture pursuant to section 42-222 (2), Idaho Code.

(2) Any order to show cause shall contain the director's findings.

(3) The director shall serve a copy of any order to show cause on the stockwater right owner by personal service or by certified mail. Personal service may be completed by department personnel or a person authorized to serve process under the Idaho rules of civil procedure. Service by certified mail shall be complete upon receipt of the certified mail. If reasonable efforts to personally serve the order fail, or if the certified mail is returned unclaimed, the director may serve the order by publication by publishing a summary of the order once a week for two (2) consecutive weeks in a newspaper of general circulation in the county in which the point of diversion is located. Service by publication shall be complete upon the date of the last publication.

(4) If the order affects a stockwater right where the place of use is a federal grazing allotment, the director shall provide a copy of the order

1 to the holder or holders of any livestock grazing permit or lease for said
2 allotment.

3 (5) The stockwater right owner shall have twenty-one (21) days from
4 completion of service to request in writing a hearing pursuant to section
5 42-1701A, Idaho Code. If the stockwater right owner fails to timely respond
6 to the order to show cause, the stockwater right shall be considered for-
7 feited, and the director shall issue an order declaring the stockwater right
8 to be forfeited pursuant to section 42-222(2), Idaho Code.

9 (6) The director may consider multiple stockwater rights held by a sin-
10 gle owner in a single order to show cause.

11 (7) If the stockwater right owner timely requests a hearing, the hear-
12 ing shall be in accordance with section 42-1701A, Idaho Code, and the rules
13 of procedure promulgated by the director. If, after the hearing, the di-
14 rector confirms that the water right has been lost and forfeited pursuant to
15 section 42-222(2), Idaho Code, the director shall issue an order declaring
16 the water right forfeited. Judicial review of any decision of the director
17 shall be in accordance with section 42-1701A, Idaho Code.

18 (8) For purposes of this section, the following terms have the follow-
19 ing meanings:

20 (a) "Stockwater right" means water rights for the watering of livestock
21 meeting the requirements of section 42-1401A(11), Idaho Code.

22 (b) "Stockwater right owner" as used in this section means the owner of
23 the stockwater right shown in the records of the department of water re-
24 sources at the time of service of the order to show cause.

25 (9) This section applies to all stockwater rights except those stockwa-
26 ter rights decreed to the United States based on federal law.

27 (10) The director shall not issue an order to show cause, and shall not
28 proceed under the provisions of this section, where the holder or holders of
29 any livestock grazing permit or lease on a federal grazing allotment asserts
30 a principal/agent relationship with the federal agency managing the grazing
31 allotment.

32 SECTION 2. That Section 42-501, Idaho Code, be, and the same is hereby
33 amended to read as follows:

34 42-501. LEGISLATIVE INTENT. In the landmark case of *Joyce Livestock*
35 *Company v. United States of America*, 144 Idaho 1, 156 P.3d 502 (2007), the
36 Idaho Supreme Court held that an agency of the federal government cannot ob-
37 tain a stockwater right under Idaho law, unless it actually owns livestock
38 and puts the water to beneficial use.

39 In *Joyce*, the court held that the United States:

40 "bases its claim upon the constitutional method of appropriation. That
41 method requires that the appropriator actually apply the water to a ben-
42 eficial use. Since the United States has not done so, the district court
43 did not err in denying its claimed water rights."

44 The court also held that federal ownership or management of the land alone
45 does not qualify it for stockwater rights. It opined:

46 "The United States claimed instream water rights for stock watering
47 based upon its ownership and control of the public lands coupled with
48 the Bureau of Land Management's comprehensive management of public
49 lands under the Taylor Grazing Act...The argument of the United States

1 reflects a misunderstanding of water law...As the United States has
2 held, Congress has severed the ownership of federal lands from the own-
3 ership of water rights in nonnavigable waters located on such lands."

4 The court went on to state:

5 "Under Idaho Law, a landowner does not own a water right obtained by
6 an appropriator using the land with the landowner's permission unless
7 the appropriator was acting as agent of the owner in obtaining that wa-
8 ter right...If the water right was initiated by the lessee, the right
9 is the lessee's property, unless the lessee was acting as the agent of
10 the owner...The Taylor Grazing Act expressly recognizes that ranchers
11 could obtain their own water rights on federal land."

12 A rancher is not unwittingly acting as an agent of a federal agency sim-
13 ply by grazing livestock on federally managed lands when he files for and re-
14 ceives a stockwater right.

15 It is the intent of the Legislature to codify and enhance these impor-
16 tant points of law from the Joyce case to protect Idaho stockwater right
17 holders from encroachment by the federal government in navigable and nonnav-
18 igable waters.

19 Further, in order to comply with the Joyce decision, it is the intent of
20 the Legislature that stockwater rights acquired in a manner contrary to the
21 Joyce decision are subject to forfeiture pursuant to sections 42-222(2) and
22 42-224, Idaho Code.

23 SECTION 3. That Section 42-502, Idaho Code, be, and the same is hereby
24 amended to read as follows:

25 42-502. FEDERAL AGENCIES -- STOCKWATER RIGHTS. ~~(1) No agency of the~~
26 ~~federal government, nor any agent acting on its behalf,~~ shall acquire a
27 stockwater right unless the agency owns livestock and puts the water to ben-
28 eficial use. For purposes of this chapter, "stockwater rights" means water
29 rights for the beneficial use for livestock.

30 ~~(2) For the purposes of this chapter, a permittee on a federally ad-~~
31 ~~ministered grazing allotment shall not be considered an agent of the federal~~
32 ~~government.~~

33 SECTION 4. That Section 42-503, Idaho Code, be, and the same is hereby
34 repealed.

35 SECTION 5. That Section 42-504, Idaho Code, be, and the same is hereby
36 amended to read as follows:

37 42-504. LIMITS OF USE. If an agency of the federal government, or
38 the holder or holders of any livestock grazing permit or lease on a federal
39 grazing allotment, acquires a stockwater right, that stockwater right shall
40 never be utilized for any purpose other than the watering of livestock ~~unless~~
41 ~~otherwise approved by the state of Idaho pursuant to section 42-222, Idaho~~
42 ~~Code on the federal grazing allotment that is the place of use for that stock-~~
43 water right.

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JUN-29-1998
PAGE: A-518

RIGHTS FROM:	SOURCE: UNNAMED STREAM	TRIBUTARY: SINKS
RIGHT NUMBER:	55-10275	
NAME & ADDRESS:	PETAN COMPANY OF NEVADA INC TUSCARORA NV 89834	
SOURCE:	UNNAMED STREAM	TRIBUTARY: SINKS
QUANTITY:	25.0	AFY
PRIORITY DATE:	03/05/1962	
POINT OF DIVERSION:	T14S R03W S13 S14 S33	NWNE SESE NESE Within OWYHEE County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER STORAGE STOCKWATER FROM STORAGE	PERIOD OF USE 01-01 12-31 01-01 12-31 QUANTITY 25.0 AFY 25.0 AFY
PLACE OF USE:	STOCKWATER FROM STORAGE T14S R03W S13 S14 S33	Within OWYHEE County NWNE SESE NESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM ALLOTMENT NO. 0584.
STOCKWATER, 2000 RANGE CATTLE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JUN-29-1998
PAGE: A-520

RIGHTS FROM:	SOURCE: UNNAMED STREAM	TRIBUTARY: SINKS
RIGHT NUMBER:	55-10281	
NAME & ADDRESS:	PETAN COMPANY OF NEVADA INC TUSCARORA NV 89834	
SOURCE:	UNNAMED STREAM	TRIBUTARY: SINKS
QUANTITY:	34.0	AFY
PRIORITY DATE:	03/05/1962	
POINT OF DIVERSION:	T14S R03W S02 S03 S06 S15	NENE SWSE NESW NENW Within OWYHEE County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER STORAGE STOCKWATER FROM STORAGE	PERIOD OF USE 01-01 12-31 01-01 12-31 QUANTITY 34.0 AFY 34.0 AFY
PLACE OF USE:	STOCKWATER FROM STORAGE T14S R03W S02 S03 S06 S15	Within OWYHEE County NENE SWSE NESW NENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE
BLM ALLOTMENT NO. 0584.
THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 55-02184 & A PORTION OF 55-02194.
STOCKWATER, 2400 CATTLE

ATTACHMENT 4

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JUN-29-1998
PAGE: A-503

RIGHTS FROM:	SOURCE: UNNAMED STREAM	TRIBUTARY: SINKS
RIGHT NUMBER:	55-10282	
NAME & ADDRESS:	PETAN COMPANY OF NEVADA INC TUSCARORA NV 89834	
SOURCE:	UNNAMED STREAM	TRIBUTARY: SINKS
QUANTITY:	0.5	AFY
PRIORITY DATE:	03/06/1945	
POINT OF DIVERSION:	T14S R04W S10	SWSE Within OWYHEE County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER STORAGE STOCKWATER FROM STORAGE	PERIOD OF USE 01-01 12-31 01-01 12-31
		QUANTITY 0.5 AFY 0.5 AFY
PLACE OF USE:	STOCKWATER FROM STORAGE T14S R04W S10	Within OWYHEE County SWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM ALLOTMENT NO. 0584.
STOCKWATER, 600 RANGE CATTLE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: JUN-29-1998
PAGE: A-506

RIGHTS FROM:	SOURCE: UNNAMED STREAM	TRIBUTARY: SINKS
RIGHT NUMBER:	55-10285	
NAME & ADDRESS:	PETAN COMPANY OF NEVADA INC TUSCARORA NV 89834	
SOURCE:	UNNAMED STREAM	TRIBUTARY: SINKS
QUANTITY:	15.0	AFY
PRIORITY DATE:	06/20/1947	
POINT OF DIVERSION:	T15S R02W S25 S32 S36	SESW SWSE SENE NESE NWNE NENW
		Within OWYHEE County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER STORAGE STOCKWATER FROM STORAGE	PERIOD OF USE 01-01 12-31 01-01 12-31
		QUANTITY 15.0 AFY 15.0 AFY
PLACE OF USE:	STOCKWATER FROM STORAGE T15S R02W S25 S32 S36	Within OWYHEE County SESW SENE NWNE
		SWSE NESE NENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM ALLOTMENT NO. GARAT 0584
STOCKWATER, 1650 RANGE CATTLE

COPY

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: JUN-29-1998
PAGE: A-526

RIGHTS FROM:	SOURCE: UNNAMED STREAM	TRIBUTARY: SINKS
RIGHT NUMBER:	55-10287	
NAME & ADDRESS:	PETAN COMPANY OF NEVADA INC TUSCARORA NV 89834	
SOURCE:	UNNAMED STREAM	TRIBUTARY: SINKS
QUANTITY:	46.0 AFY	
PRIORITY DATE:	02/17/1964	
POINT OF DIVERSION:	T15S R03W S17 S26 S35	SENE SENE NESW NWSE Within OWYHEE County
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE STOCKWATER STORAGE STOCKWATER FROM STORAGE	PERIOD OF USE 01-01 12-31 01-01 12-31 QUANTITY 46.0 AFY 46.0 AFY
PLACE OF USE:	STOCKWATER FROM STORAGE T15S R03W S17 S26 S35	Within OWYHEE County SENE SENE NESW NWSE
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:		
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE. IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS.		
EXPLANATORY MATERIAL:	BASIS OF CLAIM - BENEFICIAL USE BLM ALLOTMENT NO. 0584. STOCKWATER, 1800 RANGE CATTLE	

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: JUN-29-1998
PAGE: A-540

RIGHTS FROM:	SOURCE: UNNAMED STREAMS	TRIBUTARY: JUNIPER CREEK			
RIGHT NUMBER:	55-10319				
NAME & ADDRESS:	PETAN COMPANY OF NEVADA INC TUSCARORA NV 89834				
SOURCE:	UNNAMED STREAMS	TRIBUTARY: JUNIPER CREEK			
QUANTITY:	0.44 CFS 3600.0 AFY				
	FACILITY VOLUME 5000 AF.				
PRIORITY DATE:	07/01/1923				
POINT OF DIVERSION:	T16S R01W S04	SESW SWSE	Within Owyhee County		
PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE		QUANTITY	
	IRRIGATION STORAGE	01-01	12-31	3200.0	AFY
	STOCKWATER	01-01	12-31	0.44	CFS
	STOCKWATER STORAGE	01-01	12-31	400.0	AFY
	STOCKWATER FROM STORAGE	01-01	12-31	26.8	AFY
PLACE OF USE:	STOCKWATER	Within Owyhee County			
	T16S R01W S04	SESW	SWSE	SESE	
	S08	NESE	SESE		
	S09	NENE	NWNE	SWNE	SENE
		NENW	NWNW	SWNW	SENW
		NESW	NWSW	SWSW	SESW
		NESE	NWSE		
	S10	NWNW	SWNW	NWSW	
	S16	NENW	NWNW	SWNW	NWSW
		SWSW			
	S17	NENE	SWNE	SENE	NESW
		SWSW	SESW	NESE	NWSE
		SWSE	SESE		
	S20	NENE	NENW	NWNW	
	S21	NWNW			

Place of use for STOCKWATER FROM STORAGE is same as STOCKWATER

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.



Governor Brad Little

Director Gary Spackman

September 27, 2021

PETAN CO OF NEVADA INC
C/O LAURA SHROEDER
SCHROEDER LAW OFFICES PC
1915 NE CESAR E CHAVEZ BLVD
PORTLAND OR 97212

**RE: Change in Ownership for Water Right No(s): 55-10275, 55-10281, 55-10282,
55-10285B, 55-10287, 55-10319B**

Dear Ms. Schroeder:

The Idaho Department of Water Resources (Department) received a Notice of Change in Water Right Ownership (Notice) and a Notice of Change in Address for the above referenced water rights from you on March 24, 2021 on behalf of Petan Company of Nevada, Inc. (Petan).

The Notice of Change in Address was processed and a confirmation letter was mailed to you on June 10, 2021.

The Department is returning the Notice to you without processing it pursuant to § 42-248(7), Idaho Code because the Notice did not include a conveyance document that demonstrates the water rights have been conveyed from the current owner to Petan. All the water rights mentioned above are water rights decreed by the Snake River Basin Adjudication Court. The court decreed these rights with the owner listed as the United States of America acting through Bureau of Land Management (BLM). The Notice does not include documentation demonstrating that the rights were conveyed from the BLM to Petan. The documents included with the Notice assert that the records of the Department should be changed to list Petan as the owner of the water rights because Petan holds the lease on the grazing allotment associated with the rights and is the one beneficially using the water rights. The documents included with the Notice suggest that changes to the law in 2020 pursuant to Idaho House Bill 592 support a change in ownership from the BLM to Petan. The Department does not consider the information and argument presented with the Notice as sufficient evidence that the right has been conveyed to Petan. The 2020 amendment to chapter 5, title 42, Idaho Code prohibits an agency of the federal government from *acquiring* a stockwater right unless it owns the stock and puts the water to beneficial use, but that prohibition does not divest the BLM of water rights previously decreed to it in the Snake River Basin Adjudication.

If you are able to secure documentation conveying the water rights from the BLM to Petan, you may resubmit the Notice with that documentation. Examples of sufficient documentation include warranty or quitclaim deeds from the BLM that convey the rights to you or a court decree if you

resolve ownership in an action to quiet title pursuant to § 6-401, Idaho Code or through an action with the adjudication court.

As an alternative to obtaining ownership of the specific rights listed in the Notice, you may be able to file claims with the Snake River Basin Adjudication court for your own stock water rights on Federal Grazing allotments. You will need to submit: a Motion for Determination of Deferred De Minimis Domestic or Stock Water Use form, a Notice of Claim to a Water Right form (contact the Department's Adjudication staff to obtain a claim number for this form), base property information, a document that establishes that an owner of the base property perfected a stock water right on federal land, a chain of title for the base property establishing that the water rights were not reserved or severed from the base property, a copy of the current grazing permit(s), and a map of the grazing allotment. The forms are enclosed and are available with instructions on the Department's website at <https://idwr.idaho.gov/water-rights/adjudication/SRBA/stockwater.html>

The Department is returning your Notice of Change in Water Right Ownership and the attachments. A refund of \$150 has been requested and will be mailed to Schroeder Law Offices P.C. under separate cover from the Idaho State Controller's Office.

If you have any questions regarding the ownership change, please contact our office at (208) 334-2190. If you have questions on the adjudication process, please contact Craig Saxton at (208) 287-4916.

Sincerely,


Lynne Evans
Office Specialist 2

Enclosure(s)

Evans, Lynne

From: Evans, Lynne
Sent: Monday, September 27, 2021 8:56 AM
To: IdwrPayable
Subject: Refund Request

TO: Sascha Marston, Brenda Corbett

FROM: Lynne Evans

DATE: September 27, 2021

RE: Refund: Ownership Change

Petan Co of Nevada Inc submitted a change in ownership, but it could not be processed.

Please issue a refund of \$150 to:

SCHROEDER LAW OFFICES PC
1915 NE CESAR E CHAVEZ BLVD
PORTLAND OR 97212

RECEIPT #

S038471

Lynne Evans | Office Specialist II
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov

Laura A. Schroeder
Oregon, Idaho,
Nevada, Washington & Utah

Therese A. Ure Stix
Oregon & Nevada

Sarah R. Liljefelt
Oregon,
California & Utah



SCHROEDER
LAW OFFICES, P.C.

William F. Schroeder
(1928 - 2015)

Wyatt E. Rolfe
Of Counsel
Oregon & Washington

James Browitt
Of Counsel
Idaho & Washington

COPY

March 15, 2021

VIA U.S. MAIL

IDWR Southern Region
650 Addison Ave. W
Ste. 500
Twin Falls, ID 83301-5858

RECEIVED

MAR 24 2021

WATER RESOURCES
WESTERN REGION

RECEIVED

MAR 18 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

RE: Ownership Updates

To Whom it May Concern:

Please be advised that Schroeder Law Offices, P.C. represents Petan Company of Nevada, Inc. ("Petan"). Schroeder Law Offices, P.C. submits the enclosed *Notice of Ownership Update* on behalf of the Petan along with the *Declaration of John Jacksons* in support of these requested updates. Also enclosed, please find check number 103211 for \$150 to cover the filing fee of the enclosed documents.

Additionally, in review Petan's water rights our office noted that IDWR's database for the following water rights contains incomplete contact information for Petan: 55-2198; 55-2193; 55-2192; 55-2191; and 55-2185. Specially, our office noticed that while the water rights list Petan Co./YP Ranches as the owner, they do not include Petan's address. As such, enclosed please find a *Change of Address* form to facilitate updating these addresses.

If you have any questions, please contact our office at (775)786-8800.

Very truly yours,
SCHROEDER LAW OFFICES, P.C.

Laura A. Schroeder

LAS:crs
Enclosures

cc: Client

1915 NE Cesar E. Chavez Boulevard, Portland, Oregon 97212 (503) 281-4100

10615 Double R Boulevard, Suite 100, Reno, Nevada 89521 (775) 786-8800

www.water-law.com counsel@water-law.com