

MEMORANDUM

Date: 3/5/2019
To: Water Right File 63-32919, 63-33383
From: Allen Bradbury
Re: Ownership Change Processed Prior to Transfer No. 82918

Ownership change (including applicable fee) requested with transfer filing. A separate Notice of Ownership Change form was not received nor required. Ownership change processed prior to transfer. Supporting documents can be found in transfer #82918.

63-32919 to:

Old Owner (s): RUBY C VICTOR, W NOLAN VICTOR, KATHI L MEYERS, ROBERT J MEYERS

New Owner: MDLN LLC

63-33383 to:

Old Owner (s): RUBY C VICTOR, W NOLAN VICTOR, KATHI L MEYERS, ROBERT J MEYERS, RODNEY KENT MONTIERTH, THE ESTATE OF GOLDA D MONTIERTH, EDWARD RAY MONTIERTH, SUSAN MONTIERTH, HERBERT R MONTIERTH JR

New Owner: MDLN LLC

Transfer no. 82918 will affect WR(s) 63-32919, 63-33383. The transfer applicant was not required to amend the transfer application form.

SUPPORT DATA
IN FILE # 63-32919



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

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

Brad Little
Governor

Gary Spackman
Director

October 18, 2019

MDLN LLC
PO BOX 212
SPRINGVILLE UT 84663-0212

Re: Change in Water Right Ownership: 63-32919 (Split into 63-32919 and **63-34748**) & 63-33383 (Split into 63-33383 and **63-34749**)

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of a portion of the above referenced water right(s) to you. The Department has modified its records based on the information received and has enclosed a computer-generated report for you.

Your portion of each water right(s) has a specified point of diversion, nature of use and place of use. If you plan to change the authorized point of diversion, nature of use, or place of use, including adding a new point of diversion, you must file an Application for Transfer of Water Right. If you do not plan to change any elements of your water right, then no further action is required at this time.

The portion of the water right retained by the original right holder retains the original water right number. The Department is sending the original right holder a copy of this letter and a computer-generated report showing the changes to the original water right.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned 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 Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact IDWR at (208) 334-2190.

Sincerely,

Chad Jones
Technical Records Specialist 1

Enclosure(s)

c: Ruby C Victor, W Nolan Victor, Robert J Meyers, Kathi L Meyers, Rodney K Montierth, Estate of Golda Montierth, Edward R Montierth, Susan Montierth & Herbert R Montierth Jr

Bradbury, Allen

From: Bradbury, Allen
Sent: Wednesday, May 29, 2019 10:23 AM
To: 'Eric Ensign'
Subject: RE: Water Issues- Dr. Felix
Attachments: 82918 MDLN Info Letter.pdf; 82918 MDLN Trnsfr App.pdf

Dear Mr. Felix and Mr. Ensign,

The Idaho Department of Water Resources (IDWR) is reviewing your transfer application to add a point of diversion (POD) from ground water for property owned by MDLN LLC. Additional information is needed to process your proposal. Department staff are not allowed to make these changes, so I have attached a copy of your original application and a letter describing the needed amendments to the transfer application.

In addition, you paid \$25 for the ownership change, however since you are splitting two water rights 63-33383 and 63-32919 there is a charge of \$100 per split right since splits require significantly more time to process. You will need to submit an additional \$175 to cover the cost of the ownership change splits.

Please let me know if you have any questions regarding the content of this email. I can be reached by phone at 208-334-2190 or by email at allen.bradbury@idwr.idaho.gov.

Respectfully,

Allen Bradbury

Water Resource Agent, Sr.
Idaho Dept. of Water Resources - Western

Attachments: Request for information letter
Copy of original transfer application

From: Eric Ensign [mailto:eensign@yesco.com]
Sent: Wednesday, May 29, 2019 10:54 AM
To: Bradbury, Allen <Allen.Bradbury@idwr.idaho.gov>
Subject: Water Issues- Dr. Felix

Allen,

Thanks very much for your help here.

Eric Ensign
Mountain Oasis Holding Company
General Manager
801.598.1152, Cell



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W Airport Way • Boise ID 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348

Website: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

March 5, 2019

MDLN LLC
PO Box 212
Springfield, UT 84663

Eric Ensign
2401 Foothills Dr.
Salt Lake City, UT 84109

RE: ownership change for water Right No's: 63-32919 & 63-33383

Dear Applicants,

The Department of Water Resources acknowledges receipt of your request for an ownership change on the water right mentioned above. However, after reviewing the request, it was determined the form was not completed and additional documentation is needed to complete this request.

Please complete and submit the requested documentation listed below:

- The filing fee for a Notice of Change in Water Right Ownership is \$25.00 per undivided water right or a fee of \$100.00 per split water right. There are two water rights on your notice and only \$100.00 was received. Please submit the remaining \$100.00 fee in order to process the application.

Because the Department cannot process this request at this time, we will hold any action on your notice pending receipt of the necessary documentation. If we do not receive the required documentation within 30 days, the notice will be returned and will not be processed.

Thank you for your cooperation. If you have any questions please contact this office at 208-334-2190.

Sincerely,

Allen Bradbury
Water Resource Agent, Sr.
IDWR-Western Regional Office

Enclosures

Split Analysis

Water Right Number: **63-32919**

Total Diversion Rate: 1.39

Total Acres 103.4

Twp	Rng	Sec	QQ	Lot	Parent	Children	
					63-32919	MDLN	Remain
02N	03W	14	NESW		35.5		35.5
			SWSW		39.0	39.0	0.0
			SWSE		28.9		28.9
					103.4	39.0	64.4
Total Children Acreage							103.4

Water Right To Be Split		CFS	Acres	CFS per ACRE
63-32919		1.39	103.4	0.0134
Children				
MDLN		0.52	39.0	0.0134
Remain		0.87	64.4	0.0134
0		0.00	0.0	0.0134
		1.39	103.4	

Water Right Number: **63-33383**

Total Diversion Rate: 1.31

Total Acres 68.9

Twp	Rng	Sec	QQ	Lot	Parent	Children	
					63-33383	MDLN	Remain
02N	03W	14	NWSW		28.9		28.9
			SWSW		40.0	39.0	1.0
					68.9	39.0	29.9
Total Children Acreage							68.9

Water Right To Be Split		CFS	Acres	CFS per ACRE
63-33383		1.31	68.9	0.0190
Children				
MDLN		0.74	39.0	0.0190
Remain		0.57	29.9	0.0190
0		0.00	0.0	0.0190
		1.31	68.9	