

To: Water Rights 63-7011A, 63-34099, 63-34210, 63-34294, 63-32968, 63-32970, 63-34211, 63-34212, 63-34291, 63-34292, 63-34293, 63-34345, 63-34346

From: Remington Buyer

Date: May 24, 2019

Re: Clarification of leased amounts of water rights split from parent water rights 63-7011A, 63-32968 and 63-32970

This memo summarizes the present, 2019 status of leased portions of what were formerly water rights 63-7011A, 63-32968 and 63-32970 in 2012, when they were leased to the Water Supply Bank. These three ground water irrigation rights are situated in the Deersky Ranch subdivision. Following the decree of these rights in 2009, portions of the rights were leased to the Bank by the subdivision, after which, the leased portions were split into even smaller water rights, as parcels in the subdivision have been sold off. Presently, the 2019 leased extent of these water rights is as follows:

Lease Status as of May 23, 2019					
Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
63-7011A	0.95	374.8	83.3	0.020	4.5
63-32968	0.55	219.8	49.3	0.014	4.8
63-32970	0.46	177.9	52.1	0.007	3.5
Combined Limit	0.55	219.8	52.1	0.011	4.2
Lease Total	1.5	594.6	135.4	0.011	4.4

The following is summary of how the above amounts are calculated:

Water rights 63-32968 and 63-32970 originate from parent water rights 63-32299 and 63-32301 which authorized irrigation of 113 acres with a diversion rate and volume of 1.26 cfs and 495 afa. The balance of 32299 and 32301 not split into 32968 and 32970 (38 acres) were attributed to water rights 63-32967 and 63-32969 and all four child water rights were decreed in 2009 with a combined limit as follows:

2009 Partial Decrees							
T02N R03W S24	Water Right(s)	Priority Date	Rate	Vol	Acres	Rate/AC	Vol/AC
NENW	63-32967	2/25/1963	0.44	171	38	0.012	4.5
NENW	63-32969	3/11/1968	0.34	130.58	38	0.009	3.4
SENW & NESW	63-32968	2/25/1963	0.82	324	72	0.011	4.5
SENW & NESW	63-32970	3/11/1968	0.66	257.72	75	0.009	3.4
	Combined Limit		1.26	495	113	0.011	4.4
NWNW	63-7011A	8/14/1967	2.32	522	37.0	0.02	4.5
SWNW					39.0		
NWSW					40.0		
					116.0		

Note: adjacent to the four child water rights is ground water irrigation right 63-7011A which was decreed for 2.32 cfs and 522 af for the irrigation of 116 adjacent (non-overlapping) acres.

In 2012, portions of 63-32968, 63-32970 and 63-7011A were leased into the Bank. The table below summarizes the amounts that were leased to the Bank (in blue and green), as well as the amounts that were recorded on the lease acceptance document issued to Deersky Ranch (in orange):

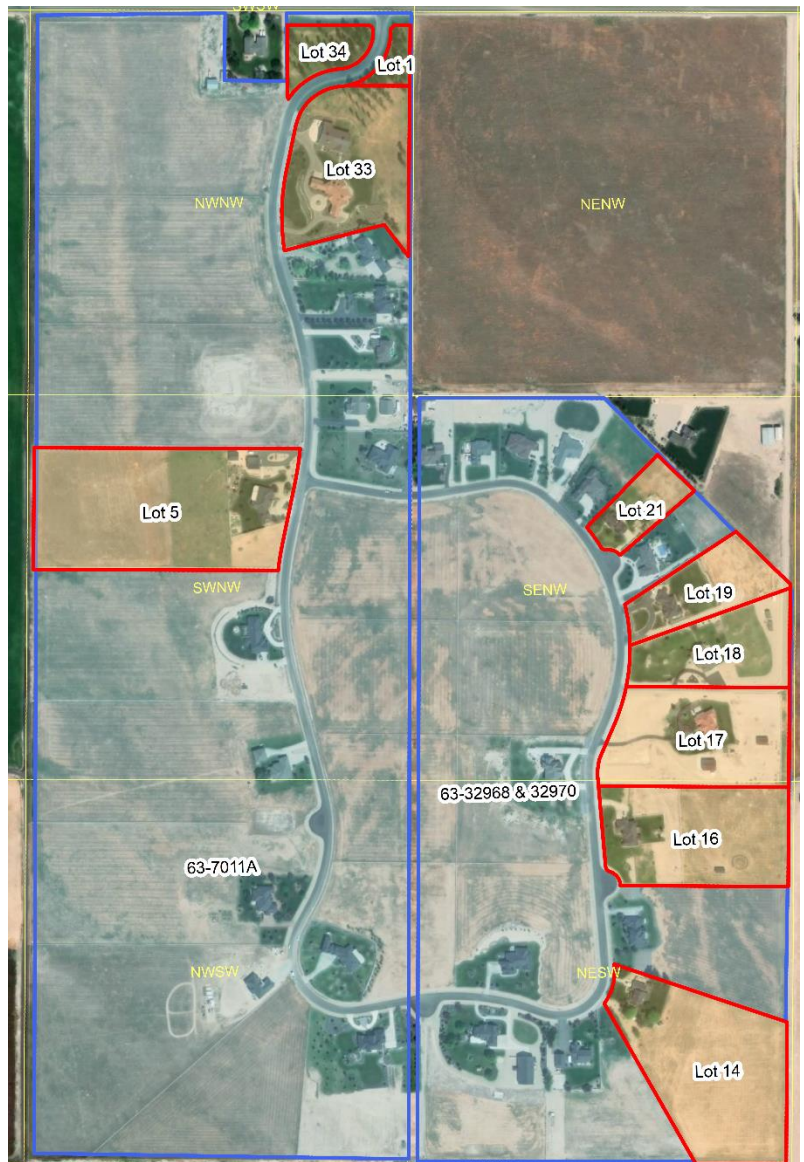
WSB 8/6/2012 Lease Acceptance						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
NWNW & NWSW	63-7011A	2.18	490.5	109	0.020	4.5
SEnw & NESW	63-32968	0.67	265.5	59	0.011	4.5
SEnw & NESW	63-32970	0.55	213	62	0.009	3.4
	Combined Limit	0.67	265.5	62	0.011	4.3
	Combined Limit*	1.22	279	62	0.020	4.5
Combined Lease Totals		2.85	756	171	0.017	4.4
Combined Lease Totals*		3.4	769.5	171.5	0.020	4.5

The 2012 lease application notes that the reason for partial lease of the three rights was to allow for continued irrigation of portions of parcels 1, 5, 14, 16, 17, 18, 19, 21, 33 and 34. The image to the right identifies the place of use for the three rights (outlined in blue), coupled with the portions of the rights leased to the bank (in light blue), and the parcels (lots) that were partially leased (in red).

The following table summarizes the lease extent of the parcels:

Lot	Acres	Unleased	Leased
1	1.1	1.1	0.0
5	8.5	2.25 (2.3)	6.25 (6.3)*
14	6.5	6.0	0.5
16	5.0	1.25 (1.3)	3.75 (3.7)
17	4.9	1.25 (1.2)	3.65 (3.7)
18	3.1	2.5	0.6
19	2.4	1.5	0.9
21	1.3	0.5	0.8
33	4.9	3.15 (3.1)	1.75 (1.8)
34	0.5	0.47 (0.5)	0.03 (0.0)
	29.7	19.97 (20.0)	11.98 (12.0)

There are only 39 decreed acres in the 40 acre SWNW QQ for 7011A, so the leased extent of lot 5 might be 6.3 acres or 5.3 acres contingent on water right coverage.



Since 2012, the leased portions of the three rights have been further subdivided and split into new child water rights (which have remained leased to the Bank) as follows:

Ownership Change: Genesis 1:1 Trust (Lease Contract 530)						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
SWNW	63-34294	0.07	16.6	3.7	0.020	4.5
SESW	63-34291	0.02	6.8	1.5	0.013	4.5
SESW	63-34293	0.01	5.2	1.5	0.007	3.5
	Combined Limit	0.02	6.7	1.5	0.013	4.5
Combined Lease Totals		0.09	23.3	5.2	0.017	4.5

Note: the ownership change process that created water right 34291 should have established an acre limit of 1.4 acres for this right (to maintain proportionate water right balances). Regardless, the combined limit for these rights prevents enlargement.

Transfer 80434: Laura & Michael Mullins (Lease Contract 532)						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
NWSW	63-34210	0.08	17.1	3.8	0.020	4.5
NESW	63-34211	0.01	5.4	1.2	0.011	4.5
NESW	63-34212	0.01	4.1	1.2	0.009	3.4
	Combined Limit	0.01	5.4	1.2	0.011	4.5
Combined Lease Totals		0.09	22.5	5.0	0.018	4.5

Note: the transfer process that created water right 34211 should have established an acre limit of 1.1 acres for this right (to maintain proportionate water right balances). Regardless, the combined limit for these rights prevents enlargement.

Ownership Change: Renee Paffumi [now Silverstrand Trust] (Lease Contract 533)						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
NESW	63-34290	0.06	22.5	5	0.012	4.5
NESW	63-34292	0.04	17.2	5	0.008	3.4
	Combined Limit	0.60	22.2	5	0.012	4.4
Combined Lease Totals		0.60	22.2	5	0.012	4.4

Note: the transfer process that created water right 34290 should have established an acre limit of 4.8 acres for this right (to maintain proportionate water right balances). Regardless, the combined limit for these rights prevents enlargement.

Transfer 80194: Hollstein Trust (Lease Contract 534)						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
SWNW	63-34099	0.17	38.3	8.5	0.020	4.5
Combined Lease Totals		0.17	38.3	8.5	0.020	4.5

Ownership Change: Erwin [now Harmon] (Lease Contract 633) [Lot 19]						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
NESW	63-34400	0.01	3.9	0.9	0.011	4.5
NESW	63-34401	0.01	3.1	0.9	0.009	3.4
	Combined Limit	0.01	3.9	0.9	0.011	4.5
Combined Lease Totals		0.01	3.9	0.9	0.011	4.5

Note: although previous memos to the file indicated that 2.4 acres of the above water rights may have been leased to the Bank, per this review memo, it is acknowledged that only 0.9 acres of these rights are presently leased to the Bank.

Transfer 81260: Perelli Minetti (Lease Contract 676) [Lot 18]						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
NESW	63-34345	0.01	2.6	0.6	0.011	4.5
NESW	63-34346	0.01	2.1	0.6	0.006	3.4
	Combined Limit	0.01	2.6	0.6	0.011	4.5
Combined Lease Totals		0.01	2.6	0.6	0.011	4.5

Note: although previous memos to the file indicated that 3.0 acres of the above water rights may have been leased to the Bank, per this review memo, it is acknowledged that only 0.6 acres of these rights are presently leased to the Bank.

Transfer 81279: Steven & Carol Meadows (Lease Contract 677)						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
NWSW	63-34406	0.08	18.0	4.0	0.020	4.5
NESW	63-34407	0.01	4.5	1.0	0.010	4.5
NESW	63-34408	0.01	3.4	1.0	0.010	3.4
	Combined Limit	0.01	4.5	1.0	0.010	4.5
Combined Lease Totals		0.10	22.5	5.0	0.020	4.5

Transfer 81568: Jeff & Jeane Barr (Lease Contract 678)						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
	63-34417	0.11	25.7	5.7	0.019	4.5
Combined Lease Totals		0.11	25.7	5.7	0.019	4.5

Transfer 82039: James & Virginia Thompson (Lease Contract 787)						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
SENW & NESW	63-34481	0.05	18.9	4.1	0.012	4.4
SENW & NESW	63-34483	0.04	14.4	4.2	0.009	3.4
	Combined Limit	0.05	18.9	4.2	0.012	4.5
Combined Lease Totals		0.05	18.9	4.2	0.012	4.5

Note: the transfer process that created water right 34481 should have established an acre limit of 4.1 acres for this right (to maintain proportionate water right balances). Regardless, the combined limit for these rights prevents enlargement.

Transfer 82039: James & Virginia Thompson (Lease Contract 992)						
T02N R03W S24	Water Right	Rate	Vol	Acres	Rate/AC	Vol/AC
SENW & NESW	63-34641	0.05	19.6	4.4	0.011	4.3
SENW & NESW	63-34642	0.04	15.8	4.6	0.009	3.4
	Combined Limit	0.05	19.6	4.6	0.011	4.3
	Combined Lease Totals	0.05	19.6	4.6	0.012	4.5