

## MEMORANDUM

TO: 63-2798 and 63-34495  
FROM: Rachel Sommer  
DATE: May 9, 2018  
RE: Water Right Overlap Review for Application for Permit

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Water Right 63-2798 was decreed on February 6, 2009 in the name of John J Hockberger Sr. for the irrigation of 65 acres. Hockberger later sold land in which 63-2798 was appurtenant to, though he withheld all water rights and conveyed portions of the right individually through Special Grant Deeds.

Water Right 63-2798 appears to be appurtenant to 13455 Riverside Rd, Caldwell, ID 83607, however the current land owner Richard G. Wertz stated he was never granted any portion of the right. Wertz filed Application for Permit 63-34495 on January 29, 2018 proposing to appropriate 3.5 acres of irrigation. The application advertised and protests were not filed. Application 63-34495 will be approved recognizing that right 63-2798 is not appurtenant to the same property.