

MEMORANDUM

TO: Water Right File 37-8856

FROM: Daniel Nelson – Analyst 3

DATE: February 15, 2018

SUBJECT: Ownership Change of Water Right 37-8856

Two ownership changes were received to correct the ownership of permit 37-8856. Water right 37-8856 was a permit, but the current owner of the permit could not be found to assign the permit into the new property owners' names. Both ownership changes were submitted with the standard \$100.00 filing fee for splitting a water right. The changes of ownership were held until the water right permit could be licensed. The ownership changes were in the names of Anderson Asphalt Paving, Inc. and David D. and Charlene B. Walters. Each ownership change will be addressed below:

Anderson Asphalt Paving, Inc.

During the review of the permit, it was determined by the water right examiner, Paul Scoresby of Rocky Mountain Environmental, that the only portion of permit 37-8856 that was actually legally developed was the portion of the permit associated with the property of Anderson Asphalt Paving, Inc.

Therefore, this right has not technically been split, and the entire water right once licensed will be issued in Anderson Asphalt Paving, Inc. The fee for changing the ownership of an entire water right is \$25 and \$100 was submitted with the change of ownership form. Therefore, \$75.00 will need to be refunded to Anderson Asphalt and Paving, Inc.

David D. and Charlene B. Walters:

David D. and Charlene B. Walters (Walters) are the owners of the property for the portion of the permit that has not been recommended for licensing. Therefore, the ownership change form and the \$100.00 fee will need to be refunded.

Conclusion:

Since the permit hasn't been licensed as of the writing of this memo, it would not be prudent to refund any of the fees or return the Walters change of ownership until the license has become a finalized. This file will be put on call-up 60 days after the license is issued to refund the fees to both entities and the change of ownership form and accompanying documents to Walters.