

Hersley, Jean

From: Keen, Shelley
Sent: Monday, December 21, 2015 8:12 AM
To: Hersley, Jean
Subject: FW: Ownership/Water bank Records for Boise Cascade/Office max water rights
Attachments: Office Max water right email.pdf

From: Bruce M. Smith [mailto:BMS@msbtlaw.com]
Sent: Friday, December 18, 2015 2:36 PM
To: Keen, Shelley
Cc: Bruce M. Smith
Subject: Ownership/Water bank Records for Boise Cascade/Office max water rights

Shelley—Good to talk with you. Here is an email Jean sent to Cloverdale Nursery about these water rights that I'd like to straighten out the records on. Some database names are incorrect; some water bank names are incorrect. These are all Cascade area rights. The original sale was from Office Max(successor to Boise Cascade) to Cloverdale Nursery. In water bank records, you may see reference to Boise Cascade Corrugated Containers. This is completely wrong and I can give you long history on what happened but main thing is to get IDWR records correct.

For 65-594,65-595, 65- 7884, there appear to be property description problems with regard to whether the right should have been split between owners. Comparing property ownership records with place of use records should give us the answers to who now owns the land appurtenant to the right. I will track down whatever deeds are necessary to document the changes that are necessary.

For 65-593 and 65-597, although Jean's email says records would be changed to show Cloverdale as owner, I don't think that happened. Corresponding changes in water bank records may be necessary too.

My calendar is open Monday/Tuesday next week so how about Tuesday at 1:00 to go over this. Thanks Bruce

Bruce M. Smith
Moore Smith Buxton & Turcke, Chtd.
950 W. Bannock Street, Suite 520
Boise, ID 83702
Telephone: (208)331-1800
Facsimile: (208)331-1202

Hersley, Jean

From: Hersley, Jean
Sent: Tuesday, July 23, 2013 2:42 PM
To: 'bcook@cloverdalenursery.com'
Subject: Notice of Change of Water Right Ownership 65-593, 65-594, 65-595, 65-597, 65-7884 and 65-8004

The Idaho Department of Water Resources is in the process of reviewing your request for ownership change of the above mentioned water rights. The warranty deed you provided includes land located in Township 14N, Range 03E, Section 25 and 36. I will break down what each water right includes.

65-593 Your deed includes all the land appurtenant to this water right. The ownership will be updated.

65-594, Your deed doesn't include any of the land appurtenant to this water right. Unless you can provide the Dept. with additional deeds, this water right will remain in the name of Office Max Inc.

65-595, Deed only appurtenant to land in the NE¼NE¼. this water right will need to be divided unless additional deeds can be provided. The fee for a division of a water right is \$100 per water right.

65-597, The ownership will be updated on this water right.

65-7884, Deed is only appurtenant to land in the NE¼NE¼, and NW¼NE¼. Deed does not include land in the SE¼NE¼. This water right will need to be divided unless additional deeds can be provided. The fee for a division of a water right is \$100 per water right.

65-8003, This water right is located in Township 11N, Range 03E, Section 10. Deed provided doesn't include any land under this description.

I know this is confusing. Please call if you have any questions. Basically, I need additional deeds to complete the request for change of ownership for all the water rights. You can email them or fax them to me at (208) 287-6700 attn: Jean or you can mail them to: IDWR, PO Box 83720, Boise, ID 83720-0098

Thank you.

Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942

