



Rocky Mountain
ENVIRONMENTALSM
ASSOCIATES, INC.

RECEIVED

MAY 19 2015

Department of Water Resources
Eastern Region

May 14, 2015

RMEA 15-0038

Idaho Department of Water Resources
900 N Skyline Dr. Ste A
Idaho Falls, ID 83401

Re: Transfer and Ownership Changes for Frank and Kimberly Seay

Dear Agent,

The Seay's own two adjacent parcels of land in Tetonia, Idaho. Ground water right no. 22-13798 is appurtenant to both parcels. Surface water right nos. 22-13845 and 22-13846 are appurtenant to parcel 2 only. Enclosed are several forms to update the ownership of the appurtenant water rights and transfer the point of diversion for ground water right no. 22-13798. Also enclosed are chains of title for the two parcels.

Water Right no. 22-13798 is currently recorded in the name of Jared and Linda Nusbaum. In reviewing the chain of title to show water right ownership, it became apparent that there has been some confusion as to the ownership of the water right appurtenant to this property. The water right lists a previous owner of Stanford Huff. Following the chain of title for the two parcels from Huff down to the current owners Seays, there is no deed indicating that Jared and Linda Nusbaum owned that property. Yet Nusbaum is listed as the water right owner.

A Warranty Deed from John and Catherine Correia to Nusbaums indicate that Nusbaums purchased all of the ground surrounding the parcels in question, but that the parcels themselves, including another adjacent parcel, were excluded from the deed. It appears that the exclusion was overlooked when ownership was changed to Nusbaum's name and the entirety of the water right was recorded as owned by Nusbaum. A deed plot is also included with the deed to show the location of the exclusions.

We assert that based upon the provided chain of titles, Seay owns a portion of water right no. 22-13798. Therefore, the forms enclosed propose to split water right no. 22-13798 proportionately and to update the water right elements to reflect the current owner's practices.

Please contact me if you have questions.

Thank you,



Kristin Moore
Water Rights Analyst

Enclosures: Application for Transfer
 Notice of Change in Water Right Ownership
 Notice of Change in Water Right Ownership
 Chain of Title for Parcel 1
 Chain of Title for Parcel 2