

Skaggs, Pam

From: Rushing, Emalee
Sent: Monday, September 15, 2014 11:15 AM
To: Skaggs, Pam
Subject: FW: Incoming Fax Message
Attachments: Fax001.pdf

-----Original Message-----

From: idwr.fax@idwr.idaho.gov [mailto:idwr.fax@idwr.idaho.gov]
Sent: Monday, September 15, 2014 10:41 AM
To: IDWR Fax
Subject: Incoming Fax Message

Please open the attached document. It contains a copy of a Received Fax.

Attachment File Type: pdf

multifunction device Location: 5th Floor Across from Kitchen
Device Name: 507 - 8E237

Pacific Intermountain Mortgage Co. (Grant- Baker Service Corp.)
2420 Main Street
Baker City, OR 97814
Phone: 541-523-4079 Fax: 541-523-8854
Email: office@pacificim.net

FAX COVER SHEET

To:	<u>Pamela Skaggs</u>	Date:	<u>9/15/2014</u>
Company:	<u>Dept. of Water Resources</u>	From:	<u>Kim Hite</u>
Fax #:	<u>208-287-6700</u>	Number Pages:	<u>5</u>
Subject:	<u>Water right 79-14108</u>	(Including Cover)	

Comments:

We received the following letter. We DO NOT approve of this transfer. Peggy Marek is our borrower of record. Please see copy of fax sent to your previously.

Thank you,
Kim

The information contained in this facsimile message is intended only for the use of the individual or entity named above and the privileges are not waived by virtue of this having been sent by facsimile. If the person actually receiving this facsimile or any other reader of the facsimile is not the named recipient or the employee or agent responsible to deliver it to the named recipient, any use, dissemination, distribution, or copying of the communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us via U.S. Postal Service.

Thank you.

**State of Idaho****DEPARTMENT OF WATER RESOURCES**

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.govGARY SPACKMAN
DirectorC.L. "BUTCH" OTTER
Governor

September 4, 2014

NICK V TROCHE
MARY MARLENE TROCHE
9400 ESTERBROOK
BOISE ID 83714RE: Water Right No. 79-14108
Change in Ownership

Dear Mr. & Mrs. Troche:

Further review of the water right and ownership documentation provided with the Notice of Change in Water Right Ownership you submitted on 01-31-2014 finds assignment of the entire right to you appears to have been made in error.

Right 79-14108 identifies both stockwater use and domestic use related to one home per Snake River Basin Adjudication records. There doesn't appear to be a home or structure on the parcel documented as owned by you under this right south of old Highway 95. There is a home or structures on Peggy Marek's parcel of land north of old Highway 95 related to the right.

A correction of the processed ownership change will be necessary splitting the right to reflect the separate location of uses and ownership. I will update the current record to show the original right holder of record, Peggy J Marek, as the current owner of the right until your ownership change can be reprocessed.

A filing fee of \$100 per water right is required for ownership changes resulting in a division of a water right. You paid \$25 with your application when submitted in January. Please submit the additional \$75 filing fee needed for us to complete processing of the ownership change. Once the required fee has been submitted your Notice of Change of Water Right Ownership will be reprocessed splitting off the portion of the water right related to your property for stockwater use under a new water right number.

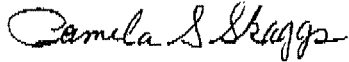
A condition of Right 79-14108 limits the use under the right to a total diversion rate of 0.08 cfs and 13,000 gallons per day that will be carried to any split portions. Diversion of water from the common well will be limited to this rate and daily volume.

The well identified under this right appears to be on your parcel of land south of old Highway 95. A water right alone does not provide a right-of-way. An access or well operation agreement is between property owners and separate from a water right. A right-of-way is a property rights issue that is not within the department's jurisdiction. Disputes of property rights are a civil matter that if not resolved by the property owners may be determined by a court.

If you have any additional information you would like to submit to support your change in ownership related to the domestic use or why this right should not be split, we will be happy to consider it.

Please submit the remaining \$75.00 application fee within 14 days to complete reprocessing your ownership change. If you have any questions regarding this matter you can contact me by telephone at (208) 287-4951, email to pam.skaggs@idwr.idaho.gov , or reply by mail to the address listed above.

Sincerely,



Pamela S Skaggs
Water Rights Supervisor

c: Grant Baker Service Corp

Grant-Baker Service Corp. c/o Pacific Intermountain Mortgage Co.
2420 Main Street
Baker City, OR 97814
Phone: 541-523-4079 Fax: 541-523-8854
Email: office@pacificim.net

FAX COVER SHEET

Attn: Jean Hershey

To:	<u>State of Idaho</u>	Date:	<u>2/10/2014</u>
Company:	<u>Dept of Water Resources</u>	From:	<u>Kim Hite</u>
Fax #:	<u>208-287-6700</u>	Number Pages:	<u>4</u>
Subject:	<u>Water Right/Pmt #79-14108</u>	(Including Cover)	

Comments:

We received the following. We do not ^{of} approve this transfer. Water rights need to remain in the name of our borrower, Peggy J. Marek.

If you have any questions please feel free to call us or the loan officer, Margie Legg, at 208-365-3867.

Thank you,

Kim Hite

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Thank you.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.govGARY SPACKMAN
DirectorC.L. "BUTCH" OTTER
Governor

February 3, 2014

NICK V TROCHE
MARY MARLENE TROCHE
9400 ESTERBROOK
BOISE ID 83714

Re: Change of Ownership for Water Right/Permit No(s): 79-14108

Dear Water Right Holder(s):

The Department acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right, to the Department. Notice of the change must be provided to the Department within 120 days of the change. Change reporting forms are available from any office of the Department, or at www.idwr.idaho.gov.

If you have any questions concerning the enclosed information, please feel free to contact me at (208) 287-4942.

Sincerely,

A handwritten signature in black ink that reads "Jean Hersley". The signature is fluid and cursive, with a large, sweeping loop at the end.

Jean Hersley
Technical Records Specialist II

Enclosure

c: Grant Baker Service Corp