

MEMORANDUM

Date: June 26, 2014
To: 63-16752
From: Michele Edl
Re: Ownership

Today, I received a call from a Moffatt-Thomas staff member requesting assistance with completing an ownership change form. She gave me the above water right number and stated that she had questions about the place-of-use and point-of-diversion. I understood that she had queried our website and had a map provided from our website which illustrated those elements for her.

WR 63-16752 has been decreed in the SRBA, to Annette Kindall. She confirmed that the firm was working with the Kindall family. Moffatt-Thomas had completed the transfer of Annette Kindall's real property to her children and was now pursuing a similar update for the water right.

The caller explained that the Kindall family owns property located directly adjacent, on the east side of the POU location that IDWR records show for this right. Available taxlot information confirmed that. I understood from the caller that Kindall family believed water right 63-16752 was also associated with the property and that they were using the well and the water.

I explained that the law says that the place-of-use for this water right is in the subdivision to the east (Autumncrest Subdivision) where both her map and my imagery place it. I created the attached screenshot of the vicinity. I was not able to locate the parcel that is listed as the place-of-use on the decree.

I understood from the caller that Kindalls don't own any property in the subdivision now but owned it in the past when it was farmland. I explained that completing an ownership change notice will not resolve the problems with the place-of-use or point-of-diversion because according to the partial decree, the water right is now associated with property in the subdivision

She said she would take this issue to their water rights attorney for resolution.

