

Telephone Conversation Memorandum

Date: April 23, 2013

From: Danni M. Smith 

Subject: Change of Ownership 96-7833 filed on July 12, 2007

In reviewing this change of ownership change assigned from WR Backlog, to resolve the issues I contacted Tom Clark at 208-263-9384 to inquire how many acres he irrigated? Does he own the "greenhouse" and if the house uses only "spring" water for domestic use.

Mr. Clark also has 1 acre of irrigation under water right 96-4260. On water right 96-7833 he irrigates 5 acres, does own the greenhouse and the domestic use is from "springs". I will be splitting the water right appropriately. This right is for 9 acres of irrigation, commercial (greenhouse) and domestic. Mr. Clark purchased the original White house and will retain the domestic portion also.

This 2007 ownership change request was not processed and no correspondence was sent other than acknowledgement the form was received and receipt # N018497 attached to the letter. In 2008 a change of ownership for this right was processed and entire right was assigned to Melita Shelley although both deeds indicate a "split" should have been done during the 2008 ownership change.

No shapes were updated in the ArcMap system, just nominal quarter selections for 5 water rights. Ownerships of 3 of the rights are untraceable.

Mr. Clark said the Melita Shelley property had been sold and the condition of the FHA loan was "water supply" required they put a new well on the property that was done before closing. He will contact the new property owners and discuss the "split" arrangement of the split per the information supported above and on the property deeds in the file. Then once the split is complete, that should have been processed in 2008 is complete. The new owners of the Shelley property will file a change of ownership to retain 5 acres of irrigation and should retain the domestic Priority date with the well qualifying for a replacement source of the spring.

04-23-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 96-7833 BEFORE SPILT

WATER RIGHT NUMBER: 96-7833

Owner Type: Name and Address
Current Owner MELITA E SHELLEY
533 DENTON RD
HOPE, ID 83836
(208) 264-0153

Priority Date: 10/18/1979

Basis: License

Status: Active

Source: Tributary:
SPRINGS RISER CREEK

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.040 CFS	19.40 AF
COMMERCIAL	1/01 to 12/31	0.010 CFS	0.10 AF
DOMESTIC	1/01 to 12/31	0.020 CFS ✓	0.60 AF
	<u>Total Diversion</u>	0.040 CFS	19.40 AF

Location of Point(s) of Diversion:

SPRINGS NESE Sec. 1, Twp 56N, Rge 01E B.M. BONNER County

Place of Use:

IRRIGATION within BONNER County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
56N	01E	1													9.0				9
Total Acres:																			9.0

Conditions of Approval:

- Commercial use is for a greenhouse.
Water is diverted from 10 springs within NESE, S1, T56N, R1E.

Dates and Other Information:

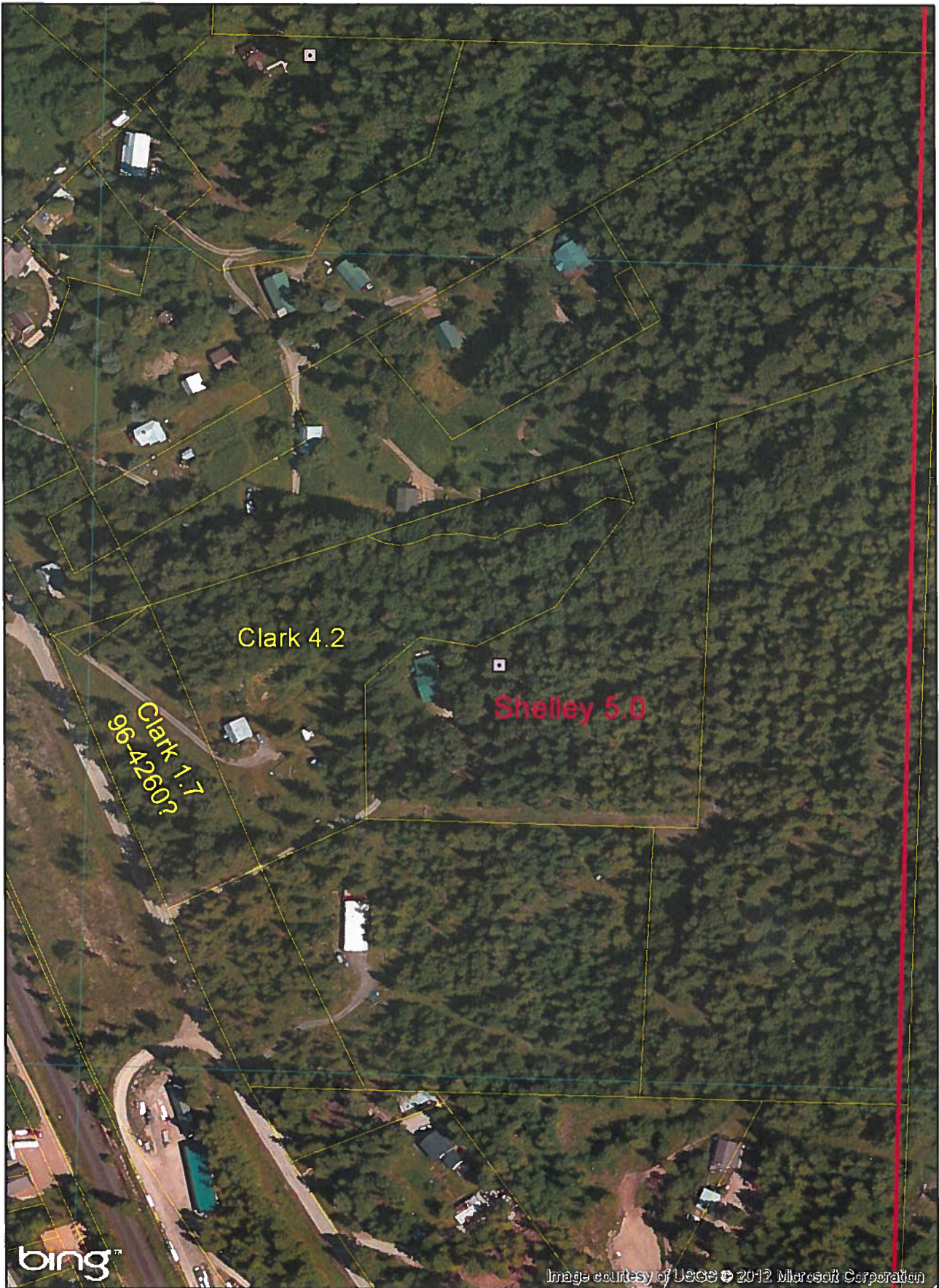
Licensed Date: 4/13/1988

Mitigation Plan: False

Combined Use Limits: N/A

SubCase: N/A

Water Supply Bank: N/A



Clark 4.2

Clark 1.7
96-4260?

Shelley 5.0

bing™

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