



August 23, 2012

IDWR
Attn: Joni Barg
900 N Skyline Dr. Ste A
Idaho Falls, ID 83402

Re: Notice of Change in Water Right Ownership for Water Rights 34-322 and 34-323

Dear Joni,

Please find enclosed a Notice of Change in Water Right Ownership for water right nos. 34-322 and 34-323 along with several documents to justify ownership. Notice that the form indicates the previous owners' names are Russell K and Virginia Hanks, whereas the water right reports show the current owners to be Lynn and Velma Metcalf. The Hanks' were the previous owners of the property now owned by the Metcalfs. When the Hanks' sold the property, they reserved the surface water rights referenced above to be transferred to another property, which was never filed with IDWR.

The Metcalf's filed to change the ownership of the rights with the use of their warranty deed for the land. Since the water right reports showed the rights to be appurtenant to that ground, the ownership was changed without question. However, on-going litigation over the ownership of the two water rights has resulted in an Order dated July 12, 2012 recognizing that the Hanks' reserved the water rights when they sold the property to the Metcalfs. The water rights were then conveyed to Paul and Marianne Lanier in a Quitclaim Deed dated August 16, 2012.

Please call if you have questions.

Respectfully,

A handwritten signature in cursive script that reads "Kristin Moore".

Kristin Moore
Water Rights Analyst

Enclosures(7)