

MEMORANDUM

RECEIVED

APR 09 2010

WATER RESOURCES
WESTERN REGION

Date: April 7, 2010
To: 65-23414 and 65-7231
From: Michele Edl
Re: status update memo

On March 30, 2010, I received Mr. Dennis Gribble as a walk-in client on my office day.

I learned from Mr. Gribble that his father-in-law Mr. Donald M. House held decreed water right 65-7231 for domestic use in two cabins. One cabin is currently owned by Mr. Dennis Gribble and his wife Mrs. Vicki Gribble. The other cabin is owned by Mr. Richard Olson and his wife Mrs. Helen Olson and the two families are in-laws. Mr. Gribble contacted the Department to update ownership of the decreed water right.

Two completed Notice of Change in Water Right Ownership forms were submitted to the IDWR on September 18, 2009 accompanied by two checks for \$50 each. See receipt #C089313 (Gribble) and #C089314 (Olson). Decreed water right 65-7231 was split by ownership into 65-23356 (Olson), and 65-23357 (Gribble) before it was recognized that the PLS address of place-of-use of the decreed right and the PLS address of the cabins were not the same. In order to correct the place-of-use discrepancy, Mr. Gribble was asked to complete an application for a transfer.

Mr. Gribble came into my office with questions about completing the transfer form. I reviewed the change of ownership documents, and the partial decree and determined that a transfer was not the appropriate water rights process in this situation. The decreed right was for a surface water diversion in section 11 but the use was from ground water in section 14.

The Olsons and the Gribbles are seeking authorization for the diversion that they have in place which is a single well with a single pump serving two cabins. I gave him the instructions for an application for permit and a blank, double sided application form.

The completed application for permit was returned in my absence on April 5, 2010. I have had several phone conversations and emails with both families since my first contact on March 30. They are comfortable with a single permit in the Gribble name at this time. The new application for permit provided the quickest method for authorizing the use that these families have developed. An assignment of a portion of this permit may be necessary in the future but the Olsons also mentioned pursuing a domestic well and permit dedicated solely for their cabin.

With the approval of Mr. Olson and Mr. Gribble, the fees that they have already paid for the ownership change will be applied to the application for permit rather than be refunded to them. I have emailed finance group a request to move those funds and I believe that the move will be accomplished today 4/7/2010.

I have consulted with Craig Saxton on options for preserving a decreed right for the Gribbles and Olsons. The cabins have apparently always been located where they are and the incorrect PLS was unchallenged in spite of changing ownership at least once. The unnamed stream was a spring that daylighted on the property and has been developed from a collection box to a well.

I have provided a webpage link to the back file information for 65-7231 to Mr. Gribble and explained to him that the partial decree may not have any value. However, I have not taken any action to reverse the ownership split. Nor have I recommended that he take any action to remove this decree from the active files.