

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A36-00015, -0018

TRANSFER FILE OF SAME

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

August 31, 1995 9:14am

NAME:

MARCI STERLING

CALLOUT / BACK

RE:

BUCKEYE FARMS TRANSFER

I EXPLAINED THE AJ FINDINGS AND RELATIONSHIP BETWEEN THE BUCKEYE AND SPRING VALLEY RANCHES. A PORTION OF THE LANDS IN SECTION 23 & 26 WERE SOLD TO SPRING VALLEY RANCH (SVR) AND BUCKEYE WITHHELD THE WATER RIGHTS BY DEED IN THE SALE. THEY ARE NOW PROPOSING TO TRANSFER THIS WATER TO LANDS ALREADY ADEQUATELY SUPPLIED WITH WATER (AS RESOLVED BY SETTLEMENT CONFERENCE WITH IDWR). THE QUESTION IS HOW TO DEAL WITH THE PROPOSED TRANSFER?

ISSUES TO CONSIDER:

IF THE TRANS. IS APPROVED HOW TO RATIONALIZE THE ADDITIONAL WATER ON LANDS ALREADY SUPPLIED WITH WATER.

IF THE TRANS. IS APPROVED IN WHOLE, SVR SHOULD NOT BE
IRRIGATING THE LAND THAT WAS DRIED UP TO ALLOW THE TRANS.

IF THE TRANSFER IS DENIED, DOES THE BUCKEYE HAVE FURTHER OPPORTUNITY TO TRANS. THE RIGHTS. DOES SVR CONTINUE TO IRRIGATE THE ORIGINAL PARCEL AND IF SO, BY WHAT RIGHT IS IT DONE?

SHOULD CEASE AND DESIST BE ISSUED TO SVR? WHEN?

AFTER CONSULTING WITH ALLEN MERRITT, WE AGREED THE ATTORNEYS FOR IDWR SHOULD BE CONSULTED BEFORE PROCEEDING WITH THIS MATTER.

CC: MARCI STERLING & TRANSFER FILE

T#4930