

Music, Vicky

From: Music, Vicky
Sent: Wednesday, March 31, 2010 8:55 AM
To: 'Sue Pomerleau'
Subject: RE: water right transfer

Good morning Suzy and Don –

At the time of our appointment, I told you I would discuss again with Steve because when the application was originally filed you were not married. Steve, in his meeting with you and in the memo I attached to your letter, stated that depending on your intention, the application may have to be resubmitted in your name and deeds submitted. I don't remember asking specifically if it was to be changed to your name - I asked if it was meant to be a temporary or permanent transfer. So, we are parsing words but in the water world, I have to nail down the minute details, and sometimes right owners do transfer water to other properties but retain the ownership.

When you were in the office this month, I said I would have to discuss with Steve again because I was not sure what additional documentation, such as the deeds, we would need now that you were married. Well, the application we will accept with you added to it, but we still need a document, a water right deed, stating that the water right is now conveyed from D R & J Investments to you for your use on your property [legal description described]. The reason is that a water right is a type of real property and a transfer such as you and Don filled out is not a legal conveyance of the water right....it merely changes how, where it is used.

You can have your attorney call me if he has any questions but it is truly a very easy document to prepare...just like any other deed, signed, notarized, filed with the county clerk.

Vicky Music

From: Sue Pomerleau [mailto:suzy.away@yahoo.com]
Sent: Tuesday, March 30, 2010 10:26 PM
To: Music, Vicky
Subject: Re: water right transfer

Hi Vicky---

Thank you for all your help. I talked with Don and he said that we want the water right put into my name. He and I both thought that we had made that clear, sorry for the confusion. Just let me know what our next step needs to be. You suggested an attorney to draw up a simple water right deed?????? I'm confused please let me know.

Thank you,
Suzy

From: "Music, Vicky" <Vicky.Music@idwr.idaho.gov>
To: suzy.away@yahoo.com
Sent: Tue, March 30, 2010 1:14:56 PM
Subject: water right transfer

Hello Suzy –

I talked to Steve Lester again about the water right transfer and whether we needed deeds. He said no if the right is to remain in the business name, D R & J Investments. I did not ask you and Don that specific question when you were in the office. So, if it is okay that it remain in the business name but be used on your property, just reply here and I will continue to process the transfer.

If you and Don intended the water right to be in your name, then I will need a water right deed that conveys the water right by number to you for use on your property. An attorney can draw up a simple water right deed. E-mail me in this case and let me know.

All information including a water right deed is due by April 30, 2010. Thank you.

Vicky L. Music
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