

MEMORANDUM

DATE: May 19, 2010

TO: Water Right File 75-10277

FROM: Shelley W. Keen *SNK*

RE: Water Right Ownership

In 2000 Water Right 75-10277 was decreed to Shirley Hitesman and Stanley Hitesman with the place of use described as the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T21N, R22E, B.M. In 2001 Becky A. Krause submitted an ownership change notice for Water Right 75-10277. The deed submitted by Ms. Krause described two parcels of land in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 29, T21N, R22E, B.M. IDWR notified Ms. Krause of the discrepancy by telephone that the ownership change notice was insufficient because the legal descriptions didn't match. The county assessor confirmed for Ms. Krause that the legal description on her deed is correct. Consequently, the inaccuracy must be in the partial decree, which could be addressed by petitioning the SRBA court to re-open the partial decree and issue a correction. Apparently neither Ms. Krause nor the Hitesmans took further action to resolve the issue at the time.

Yesterday Shirley and Stanley Hitesman visited me at the office and provided a handwritten note with Ms. Krause's name and address. They insist that she purchased land from them and is the new owner of Water Right 75-10277. They no longer wish to receive correspondence in connection with the right. Because I have guidance from both the owners of record and the purported new owner that the ownership of the right should be changed, I have made the change in IDWR's records. However, someone must still pursue a correction to the rights, either by petitioning the SRBA court or by filing an application for transfer.