

Robertson, Jean

From: Zach Latham [zach.latham@brockwayeng.com]
Sent: Thursday, October 22, 2009 8:55 AM
To: Robertson, Jean
Subject: RE: Jentzsch-Kearl transfer splits...

Thanks Jeanie-

I understand why I came up with a smaller amount to be split for the 20 acres, compared to the 7 acres sold regarding water right 36-7446. A percentage of the total authorized acre limit was used to calculate the split for the 20 acres (0.05 cfs), as opposed to a percentage of the individual water right acre limit used for the Gardner 7 acres (0.07cfs). Thanks for bringing this to my attention. I understand that a proportionate amount of water will be spit from each water right for the 20 acre sale, and those numbers will be larger than the numbers I supplied to you in the cover letter table. Please let me know if you have additional comments or questions.

Zach Latham

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From: Robertson, Jean [mailto:Jean.Robertson@idwr.idaho.gov]
Sent: Tuesday, October 20, 2009 12:00 PM
To: Zach Latham
Subject: Jentzsch-Kearl transfer splits...

Zach,

While working on this transfer, I couldn't make sense of the split analysis and spreadsheet you came up with to split the rights. Take 36-7446, for example. You split off a total of 0.12 cfs for both parcels, leaving 4.88 cfs for J-K. Then for the 7 acre Gardner portion, you gave them .07 cfs, leaving only 0.05 cfs for the other 20 acres. Since nothing was specified in the deeds, we have to split each right proportionately, unless they come up with either a modified deed or a signed agreement for the amounts you specified. Just thought I'd let you know that absent that, I'll be splitting the rights proportionately. Jeanie