

MEMORANDUM

Date: April 30, 2009
To: Water Right File 63-33100
From: Steve Lester 
Re: Rescinded Transfer

Transfer 74580 was approved 11/4/08 to split the Mellin residual right, numbered 63-32893 when the transfer was filed. After transfer approval and due to unrelated ownership changes for other portions of the Mellin right, the result was 63-33097 for Mellin residual and 63-33100 for Halladay. Mellin and Halladay petitioned on 4/16/09 to have Transfer 74580 rescinded since the development proposed in the transfer never got started. The transfer will be rescinded by preliminary order, restoring 63-33100 to Mellin at the original P/D and P/U.

Mellin filed pending Transfer 75555 about a week after the petition was filed. Transfer 75555 proposes to change 63-33097 and 63-33100 within a single system. Those rights can be recombined for Mellin into a single record when the Mellin transfer application is processed. For now, it is sufficient to simply restore 63-33100 to its original site and show it is owned by Mellin. This will be consistent with Transfer 74580 ownership documents and the petition to rescind that transfer. The preliminary order to rescind the transfer should be sent to Mellin and Halladay, with a copy to SPF consultant Scott King.