

MEMORANDUM

DATE: February 11, 2008

TO: File for the Payne statutory claim filed 2/11/2008

FROM: Shelley W. Keen *SWK*

RE: Relationship of the claim to the water rights in Haddock v. Thornock

Gary and Marilyn Payne wanted to submit an ownership change notice indicating that they own one or more of the water rights listed in the Haddock v. Thornock decree on Worm Creek. Because the decree does not specify places of use for the decreed rights, we could not determine which right(s) may be appurtenant to the Paynes' land. (See Conclusions of Law 1 and 2 on page 4 of the proposed memorandum decision and order for Transfer No. 2103, Right 11-1058 et. al.) The Paynes opted to file a statutory claim instead.