



State of Idaho

DEPARTMENT OF WATER RESOURCES

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

January 26, 2008

WAYNE TORGENSEN
2277 N 800 E
MONTEVIEW ID 83435

RE: NOTICE OF SECURITY INTEREST FOR WATER RIGHT 31-4090

Dear Mr. Torgensen:

I understand you spoke with Wendy Murphy regarding the above referenced security interest. She referred this matter to me.

In order to put Mr. and Mrs. Hawker as lien holders on water right 31-4090, they must fill out the enclosed "Notice of Security Interest in a Water Right" form and return to my attention with the attached Contract of Sale documents and a check for \$25.00.

In response to your concern that you already paid the \$25.00 fee, our records show Milburn Hawker paid \$25.00 on April 24, 2007 with check number 8230 for an ownership change from Hawker to Roundy.

Regarding your concern that Mr. and Mrs. Hawker should not have been removed from the water right, our agents followed the instructions described in the contract of sale which stated, "The water rights for the Property will be transferred into Buyer's name..."

I believe we can accomplish what the Hawker's want if they will submit this form

and fee. Then I can add them as lien holders and leave the Roundy's as owners.

Respectfully,

A handwritten signature in cursive script that reads "Jennifer Crabtree". The signature is written in black ink and is positioned above the printed name.

Jennifer Crabtree

Technical Records Specialist

Enclosure

Murphy, Wendy

From: Knowles, Corbin
Sent: Tuesday, January 15, 2008 11:57 AM
To: Murphy, Wendy
Subject: 31-4090

Wendy,

I talked to Emalee about the change in ownership, either IDWR didn't properly notify the parties or a security interest form was not filled out at the time the Change of Ownership took place. I suspect we dropped the ball, anyway we can add them on the water right as a security interest but they may be in a lurch with the changes that took place under the Transfer. There is not really much we can do at this point but they do need to file a security form and pay the 25.00 fee to be added to the right 31-4090. It does look like the Transfer did change POU?

Thanks
Corbin