

Shurte, Jan

OWNERSHIP DOCUMENTS
FROM STATE OFFICE
(REC. SUNDANCE)
JFK 03-31194A
r 63-31194B

From: Peppersack, Jeff
Sent: Wednesday, March 29, 2006 3:45 PM
To: Shurte, Jan
Subject: RE: 63-31194 Mc Kay / Sundance Investment

Jan,
John Homan is also very familiar with this issue, so feel free to include him in your discussions.

Jeff

-----Original Message-----

From: Shurte, Jan
Sent: Wednesday, March 29, 2006 3:43 PM
To: Peppersack, Jeff
Subject: RE: 63-31194 Mc Kay / Sundance Investment

Thanks Jeff - Dan had come to me about this one and nothing has been done on it as of right now. We will have to look at the documents you have as I hear there are some security interest, quitclaim deeds, etc., and it sounds like we need to review ownership of the right on this one before recommending it. We will proceed carefully and keep you informed. Thanks for the update. Jan

-----Original Message-----

From: Peppersack, Jeff
Sent: Wednesday, March 29, 2006 2:43 PM
To: Shurte, Jan
Cc: Buffington, Denise
Subject: RE: 63-31194 Mc Kay / Sundance Investment

Hi Jan,
Just wanted to give you a heads up on this one. You may already know that 63-31194 has been the subject of an ownership dispute between McKay and Sundance. McKay has filed a claim in the SRBA for the licensed right even though it was not required. Sundance intends to do the same with a competing claim. Dan Nelson is working on a transfer for the right in the name of Sundance and plans to proceed with advertising. It will likely be protested by McKay and then we may still end up waiting for an SRBA decision before we can move forward with a transfer.

I'm having the water right file scanned so all the recent documents should be available for viewing, except the transfer file which is at your region.

Jeff

-----Original Message-----

From: Buffington, Denise
Sent: Wednesday, March 29, 2006 12:16 PM
To: Peppersack, Jeff
Subject: 63-31194 Mc Kay / Sundance Investment

Hi Jeff,

I just took a call from Rich Stover, attorney for Sundance Investment. He is questioning the names listed on SRBA claim 63-31194, and whether or not they should file a second claim to show their apparent ownership of the same property. Per my conversation with him, it appears that there are some discrepancies as to whether or not the water rights were sold with the land itself. In looking at the database, it looks like there is some ownership documentation in the water right file, which the bar code shows you have on your desk. The claim file here does not reflect any of that information.

Can you please call Mr. Stover, and let him know what they can do to help resolve this issue? He is going to file a Notice of Appearance for now, to get their name added to the water right in order to receive further notices of action. Mr. Stover's number is 947-3239

Thank you,

Shurte, Jan

From: Peppersack, Jeff
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Cc: Buffington, Denise
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Thank you,

Denise @ Western