



IDAHO DEPARTMENT OF
WATER RESOURCES

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Governor Brad Little

Director Gary Spackman

March 24, 2022

MONTE HENDERSON
PO BOX 32
SWAN LAKE ID 83281

RE: Application for Transfer 85950

Hello Monte,

Notice of the transfer application you recently filed will be published in the Idaho State Journal and the Preston Citizen on March 30 and April 6. The last day for protests will be April 18.

On the day you filed the transfer we discussed additional information needed prior to final review of the transfer. I think you mentioned that you had documentation from the State of Idaho allowing access to the point of diversion. Please send that to my attention so that we can add it to the file.

You indicated that you own all of water right 13-871, which is currently in the name of Tommy Waddoups. As we discussed the current water right place of use includes property owned by Lynn H Davis Revocable Trust and Blaisdell Cottonwood Grazing. Please provide evidence of ownership. While you were in my office, I forgot to tell you that the law recently changed regarding updating ownership of water rights located on land belonging to others. The relevant portion of Idaho Code 42-248 says:

"If the person filing the notice of a change of water right ownership does not own the land identified as the place of use for the water right, the notice shall be accompanied by evidence that written notice of the change of water right ownership has been mailed or hand delivered to the landowner of record, as identified in the records of the county recorder."

Feel free to contact me if you have questions.

Sincerely,

Michael Holliday
Water Rights Supervisor
(208) 525-7161