



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 12, 2017

Foster Co
PO Box 626
Ririe ID 83443

RE: Change in Ownership Water Right No. 23-28, 23-29, 23-7017, 23-10217, 23-11265
and 23-11269

Dear Sir/Madam:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership.

Our review of your notice indicates that additional information and/or filing fees are required before we can process the change. The information required is indicated below:

**** **Evidence of Ownership:** The deed received is not recorded please supply a copy of the recorded Warranty Deed. Also there are some discrepancies between the property purchased and place of use of the water rights, due to the discrepancies additional information and/or filing fees may be required.

According to the information provided with your application water right 23-10217 is not appurtenant to your property, that water right is for domestic and stock water and it appears the only home in that area is owned by Josh Heilesen, which is an exception on your legal description.

Also, according to the application you are requesting an ownership change with no splits. During our review of the documentation provided a split is required for 23-28, 23-29, 23-7017, 23-11265 and 23-11269. I have attached maps showing the place of use of the water rights in question, your property and the property of the other owners who may have an interest in the water rights as well (Josh Heilesen and Melissa Miller).

If you believe you own the entire water right the department will require additional evidence of ownership. According to the documents filed with the department the water rights are in the name of Ruth Weeks, Spencer Weeks and Steve Weeks, it is possible that water rights were withheld on previous purchases and/or deeded specifically on previous purchases. A full chain of title may clarify if the water rights were specifically deeded to Hidden Moose Properties. If the water rights were deeded specifically to Hidden Moose Properties, please supply a copy of that deed also a copy of the deeds to Heilesen and Miller showing that the water rights were withheld from their purchase. If you believe the water rights should be split an additional filing fee will be required. The filing fee for a split ownership change is \$100.00 per water right. The total filing fee for 5 split water rights would be \$500.00. The department has already received \$150.00 so the additional fee would be \$350.00.

Because the Department cannot process the ownership change without proper documentation/fees, we will hold any action on your notice pending receipt of the necessary information/fees. If we do not receive the necessary information/fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

Idaho Department of Water Resources



Legend

-  Miller Property
-  Heilesen Property
-  Hidden Moose Properties LLC
-  Place of Use 23-28

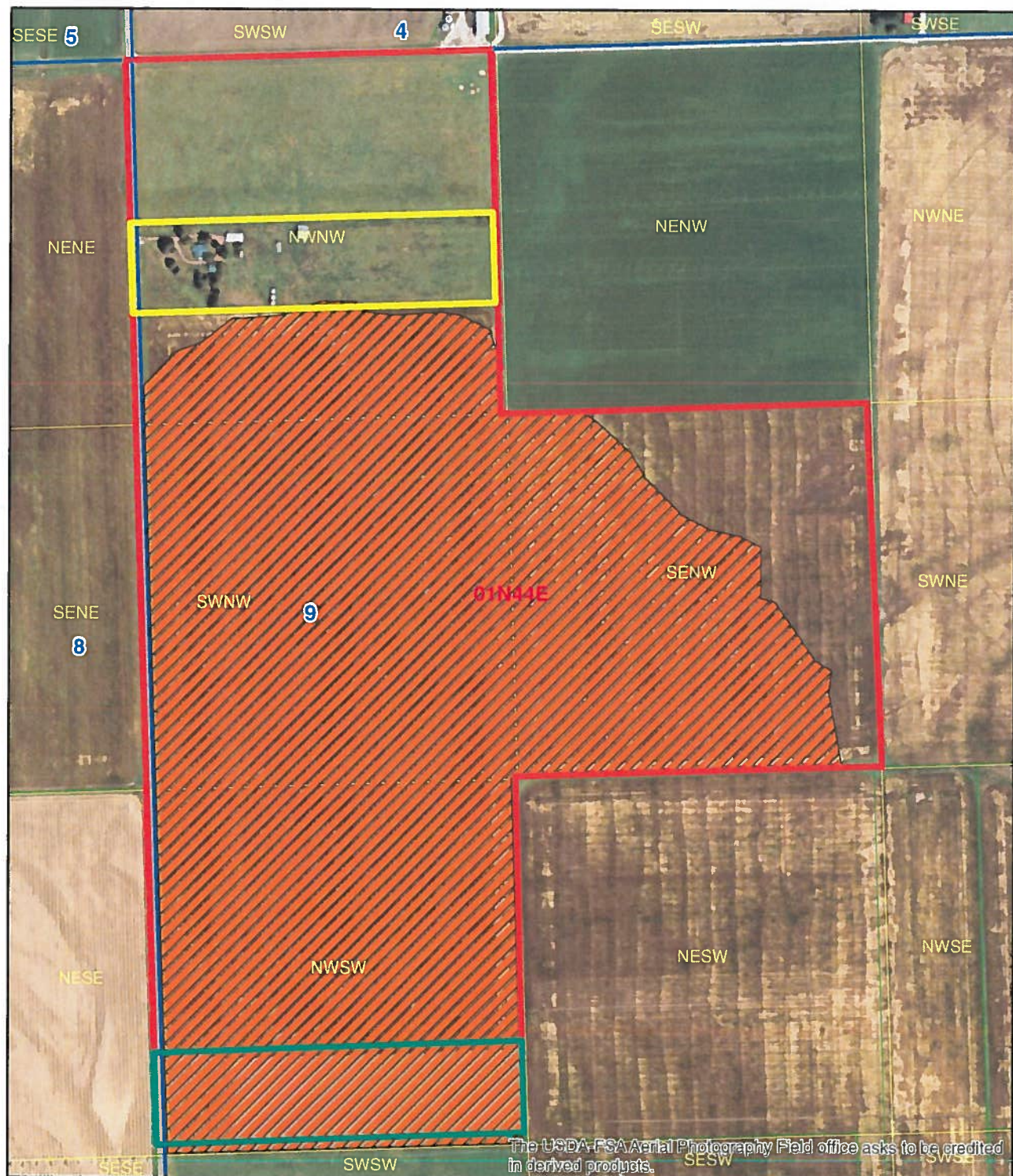
Idaho Department of Water Resources



Legend

-  Miller Property
-  Heilesen Property
-  Hidden Moose Properties LLC
-  Place of Use 23-7071

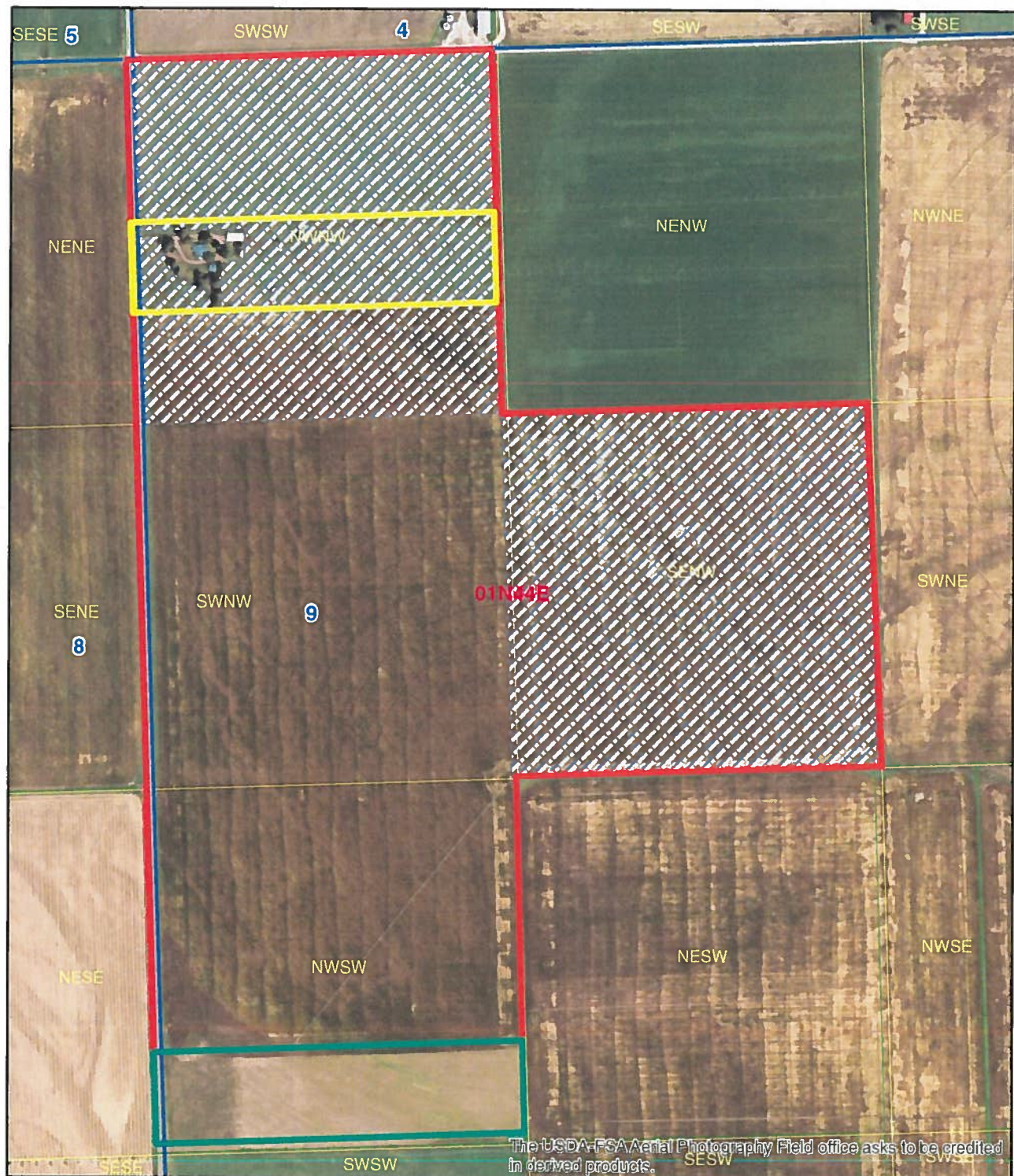
Idaho Department of Water Resources



Legend

-  Miller Property
 Heilesen Property
 Hidden Moose Properties LLC
 Place of Use 23-11265

Idaho Department of Water Resources



Legend

-  Miller Property
-  Heilesen Property
-  Hidden Moose Properties LLC
-  Place of Use 23-11269