



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

December 3, 2014

C.L. "BUTCH" OTTER
Governor

JCH Engineering & Consulting PLLC
6755 N Albert Ln
Idaho Falls ID 83401

GARY SPACKMAN
Director

RE: Change in Ownership Water Right No. 35-7052 & 35-7731

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 is required before we can process the change. The information required is indicated below:

**** **Evidence of Ownership:** According to the notes on the file the department has attempted to contact you via email. Requests were sent on September 22, 2014 and November 14, 2014. In order for the department to complete the ownership change for LCSC Enterprise additional evidence of ownership is required. Please supply a copy of a 'recorded' Warranty Deed or other legal evidence of ownership for the water rights listed above. The department did receive a Notice of Contract with the applications however the contract was rerecorded the original recording cover the property for one of the water rights and the second recording cover the other water right. Because document 525106 was rerecorded to correct the legal and was rerecorded as 525972, 525106 is invalid. Please note a Contract of Sale must be reviewed for instructions regarding ownership, typically with a contract of sale the previous owner would hold the title until the property is paid off. Once the property is paid off a Warranty Deed would be issued. Then the ownership change would be filed at that time. Another option would be for the department to list both the previous owner and the buyer as the current owner.

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)