



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

August 7, 2014

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Heritage Farms LLC
PO Box 10
American Falls ID 83211

RE: Change of Ownership for Water Right No(s). 35-2112, 35-8084, 35-8085, 35-2167A, 35-2227, 35-2531, 35-2569, 35-2719, 35-2634, 35-8665

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water right(s) to you. The department has modified its records to reflect the change in ownership and has enclosed computer-generated reports for your records.

Please note an Assignment of Application for Permit does not require a filing fee; therefore the assignments filed for application numbers 35-8994 and 35-8967 will not require a fee. So you will receive a refund of \$50.00 for those applications.

Also water right number 35-2719 was listed on both the Power County application and the Bingham County application and \$25.00 was paid for the water right twice. You are entitled to a \$25.00 refund for that water right number.

Also per your request we are completing the application and refunding the fee for the water rights we were unable to change because the department required additional information in order to complete. The water right numbers that were not complete are 35-7208, 35-7719, 35-7836 and 35-7891. For your convenience I have attached a copy of the deficiency letter that was mail on July 7, 2014.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been deliberately abandoned or forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-

222 and 42-223, Idaho Code.

Also, 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 this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Merrill & Merrill
Water District 120
Aberdeen American Falls Ground Water District