



## 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](http://www.idwr.idaho.gov)

June 27, 2013

\*\*\*Final Notice\*\*\* C.L. "BUTCH" OTTER  
Governor

Bench Farms Limited  
Po Box 8  
Rexburg ID 83440

GARY SPACKMAN  
Director

RE: Change in Ownership Water Right No. 22-13457

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:** copy of a 'recorded' Deed, Title Policy, or other legal documentation indicating your ownership of the property and/or water right in question. According to the information submitted Bench Farms only owns a portion of the place of use of the water right number 22-13457. It has come to my attention that department is aware of the discrepancies, however in order for the department to complete your application an agreement signed by the land owner and the current owner of the right, being Webster Brothers Inc. and Richard Smith indicating both are aware of and agree to the ownership change or a recorded Quit Claim Deed for the water rights only from Richard Smith to Bench Farms will be required.

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](http://www.idwr.idaho.gov).

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

Sincerely,

Jonie Barg  
Technical Records Specialist

Enclosure(s)