



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 12, 2013

Zions First National Bank
Commercial Banking
1235 S Utah Ave
Idaho Falls ID 83402

RE: Notice of Security Interest in a Water Right 32-10036 & 32-2072

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence adding a security interest to the above referenced water right(s) to you. The department has modified its records to reflect the security interest and has enclosed a computer-generated report for your records.

On October 16, 2013 the department contacted you in reference to water right number 32-2072 (Proof Report attached for your review). The current owner of that water right is not Lynn or Lana Tomlinson, nor does the legal description attached to the Mortgage cover the place of use of the water right. Without additional information the department cannot place your security interest on that water right. If at a later date you wish to resubmit your security interest along with additional evidence the department will reevaluate your application. Because the department could only place the security interest on one water rights you're entitled to a \$25.00 refund, the refund should come from the state office in a couple of weeks.

Updating the security interest record for a water right does not reconfirm the validity of the right. When processing a security interest 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.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jonie Barg
Technical Records Specialist

Enclosure

cc: Kenneth Rowland
Mary Rowland