



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

February 27, 2013

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Randy Moulding
10485 W 900 S
Ogden UT 84404

RE: Change of Ownership for Water Right No(s). 15-7009

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 the department does acknowledge receipt of a Notice of Change in Water Right Ownership for water right numbers 15-62 & 15-64. The department cannot complete the ownership change for those water rights at this time, therefore applications as being returned unprocessed. The old decree does not give any information on the place of use of the water rights, therefore the department has no way to determine the place of use. Also none of the deeds specifically refer to the Cherry Creek water rights. Without additional information the department cannot process the ownership change for those water rights.

Because the department cannot complete the ownership change for water right numbers 15-62 & 15-64 a refund in the amount of \$50.00 is required. The department has initiated the refund and it should arrive at Northern Title Co of Idaho 20 N Main Ste 8 Malad ID 83252 from the state office within a couple of weeks.

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: Water District 11
Mountain Valley Realty
Northern Title Co of Idaho