



State of Idaho

DEPARTMENT OF WATER RESOURCES

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February 5, 2013

Edwin Hanson
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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

RE: Change of Ownership for Water Right No(s). 1-257, 1-10040, 1-363 & 1-4018

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**

The department has determined that with the information provided the ownership change can be complete for water right numbers 1-257, 1-10040 & 1-363.

The department has found there are discrepancies between the place of use of the water and the property purchased for water right number 1-4018. Please find attached a map showing the place of use of water right number 1-4018 and the property purchased according to the legal description of the quit claim deed submitted with your application. As you can see the place of use of the water right is outside the property boundary. The tax lot data indicates that the property covered by the water right in section 1 is owned by Fuchs Marital Trust and the property in section 5 appears to be a subdivision with multiple owners. In order for the department to complete your application additional evidence of ownership will be required. Please review the map attached and follow up with one of the following:

- If you feel there is an error in the place of use a transfer application may be required.
- If you believe the place of use is correct the department will need evidence that the water right was withheld when sold to the current owners of the land associated with the water right and a deed from the current owner of the water right to you, for the water right only.

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)