



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

March 23, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

JAY B BROWN
6379 SW DIVISION
MOUNTAIN HOME ID 83647

RE: **Corrected** Change of Ownership for Water Rights 61-2188 and 61-7151

Dear Water Right Holder:

In response to the Notice of Change of Ownership the department received from Augusta Greenheart on February 17, 2012, the department has modified its records and enclosed the updated computer-generated reports for your records.

As of July 20, 2006, a portion of water rights 61-2188 and 61-7151 are leased to the Water Supply Bank (bank), and remain in the bank. In accordance with the bank lease acceptance, the lessor or current right holder (right holder) may not use the rights while they are in the bank, even if the rights are not rented from the bank. These portions will remain in the bank **Indefinitely**, unless the rights are released earlier by the Idaho Water Resource Board or upon request by the right holder. To reduce the term of the lease, the right holder must submit a written request to the department. The department will verify if the rights are rented or available for release, and notify the right holder of the release date.

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 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. Changes to the ownership of water rights in the department's database are based on information provided in the Notice of Change of Ownership by the person submitting the form. The department includes the information provided in its database, but does not determine legal ownership.

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,

A handwritten signature in black ink that reads "Danni M. Smith". The signature is written in a cursive style with a large, stylized "D" and "S".

Danni M. Smith
Technical Specialist 2

Encl:

cc Michael C Creamer, Givens Pursley