



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 13, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Emil Herbst
Aubree Herbst
PO Box 44
Tendoy ID 83468

RE: Change of Ownership for Water Right No(s). 74-7301, 74-7326 & 74-15796

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.

As per your request the department has not complete the ownership change for 74-7326, a portion of the water right is located on BLM ground and additional evidence of ownership will be required. The department has sent a request to the state office for a refund in the amount of \$25.00 and should arrive within a couple of weeks. If at a later date you decide you would like to complete a change of ownership please submit an application along with the required documentation and filing fees.

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 74
Bill Allen Escrow