



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 1, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Merlin Smith
Merlin & Jennifer Smith
399 N 500 W
Blackfoot ID 83221

RE: Notice of Change in Water Right Ownership
Water Rights: 35-4237 & 35-13912

SUPPORT DATA

IN FILE # 35-4237

Dear Mr. Cook:

On April 20, 2011, you filed a Notice of Change in Water Right Ownership (ownership change) with the Idaho Department of Water Resources (IDWR), seeking to update the ownership records for the water rights listed above. After an initial review, we determined that you needed to provide additional evidence of ownership or fees, specifically a deed for the water rights, the legal description received does not cover the entire place of use of the water rights listed above. In order for the department to complete a division of the water rights additional fees are required. On September 26, 2011, we sent a letter requesting the additional information along with an acknowledgement of Security Interest.

IDWR has never received a response to the request for additional information. Without the requested documents, we cannot verify ownership of the water right and cannot complete the ownership change. We are therefore returning your original ownership change and have initiated a refund of your filing fee (\$25.00). The refund from the state of Idaho will arrive at the address listed above within a couple of weeks.

Please feel free to re-file your ownership change any time in the future when you have collected the requested documentation of ownership. Because your filing fee is being refunded, you will need to determine and provide the proper filing fee at the time you re-file the ownership change.

If you have any questions, feel free to contact me at (208) 525-7161.

Respectfully submitted,

Jonie Barg
Technical Records Specialist

Enclosure(s)

cc: Idaho AgCredit FLCA