



**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](http://www.idwr.idaho.gov)

January 24, 2012

**C. L. "BUTCH" OTTER**  
Governor

**GARY SPACKMAN**  
Interim Director

Cheryl Bartauský  
281 N Cottonwood LN  
Blackfoot ID 83221

RE: Change of Ownership for Water Right No(s). 27-7474 & 27-7526

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.

During our review the department discovered that a transfer may be required for the water rights listed above, in order for the water right to cover the acres currently being irrigated. As part of the transfer the department will require written statements from small property owners (Gilchristy and Bartauský) verifying that they have no interest in the water rights.

At this time the department will be unable to complete an ownership change for water right numbers 27-7404 & 27-7432 in Section 25, it appears the property is now owned by someone else and the current owner should file a change of ownership with the department, unless you can show evidence that the water rights were withheld from the new property owners.

Also it appears you may also have interest in water right numbers 27-10684 and 27-10685, I have attached a copy of the proof reports for these two water rights, please review the information and if you believe you should be listed as the current owner please submit a Notice of Change in Water Right Ownership form and a copy of your recorded deed and the appropriate filing fee.

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](http://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 120  
Bingham Ground Water District