



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

August 8, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Hardway LP
5313 S 5700 W
Rexburg ID 83440

RE: Change in Ownership Water Right No. 22-2198 & 22-2297

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:

**** **Filing Fee** of \$25 per water right

**** **Filing Fee** of \$100 per water right for changes resulting from division of a water right

**** **Clarification**

During our review of the documentation you submitted we found some discrepancies between that documentation and the legal description of the place of use for the water right(s) indicated in your notice. Please review the map enclosed, it appears you may only have a partial interest in water right number 22-2198, if you look at the map attached it appears a portion of the place of use on ground owned by Lane Arnold and split may be required. If a split is required an additional fee will be required. Also your application did not include water right number 22-7563; it appears the place of use of that water right is located entirely on your property. 22-7476 is not listed on your application; however a portion of the place of use is located on your ground according to the legal description provided. Please review the information attached; inform the department on whether the changes should be processed and file the additional filing fee.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed.

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)

Idaho Department of Water Resources

