



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

July 27, 2011

WORST FITZGERALD & STOVER PLLC
PO BOX 5226
TWIN FALLS ID 83303-5226

RE: Water rights 37-10537, 36-11141, disallowed right 37-10493

Dear Sir or Madam,

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records on rights 37-10537 and 36-11141 to reflect the change in ownership and has enclosed computer-generated reports for your records.

Water right 37-10493 is a disallowed right. The reason for the disallow was the right was claimed previously as right 37-7192. Through various splits (see enclosed documents) this right is now rights 37-20721, 37-22158, and 37-22159 owned by Big Sky Dairy. An ownership change is not needed. I have requested a refund check for \$25 to be sent from fiscal to your firm.

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.

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.

Thanks for your time and if you have any question please contact me at (208)736-3033.

Sincerely,

Carrie Hahn
Clerk

Enclosures
Cc. Big Sky Dairy