



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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 10, 2011

Bear Lake Air LLC
PO Box 26
St Charles ID 83272

RE: Change in Ownership Water Right No. 11-1044 & 11-4016

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 \$100 per water right for changes resulting from division of a water right
- **** **Evidence of Water Right Ownership:** copy of Deed, Title Policy or other legal document indicating your ownership of the property and/or water rights in question

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. I have enclosed a copy of the water right(s) for your reference.

The place of use of water right number 11-1044 includes land located in Government Lot 3 Section 6, Township 15 South Range 44 East; the legal description on the Warranty Deed provided to our department does not include any portion of that government lot. Please review the information enclosed if you feel you own the entire place of use, please provide legal documentation indicating your ownership. If you do not own the entire place of use please provide the department with the additional fee as mentioned above. Please note the place of use for water right 11-4016 is incomplete with may cause a delay on the processing of that ownership change.

Also the department will require a full chain of title from the current owners on the water right(s), which is Ray Bateman to you. Please provide copies of all the recorded Warranty Deeds showing these transactions.

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)