



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

July 8, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Leslie Ball IRA
Bank of Idaho Trustee
PO Box 1487
Idaho Falls ID 83403

Leslie Ball
1204 W 300 N
Blackfoot ID 83221

RE: Change in Ownership Water Right No. 34-227E

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 'recorded' 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.

First please accept our apology for the delay on completing you application. According to the information that is located within the departments records an ownership change was originally submitted in September of 2001 into Leslie Ball. There was a delay in the process, during which time another ownership change was received in May of 2005 into Leslie Ball.

According to the information located within the department's records it appears there has been a total of \$100.00 paid for this transaction, receipt number C078099.

There are some discrepancies between the property purchased and place of use of the water right. It appears you had made aware of the issues and you paid an additional fee for the split of the water right, however it appears you are entitled to a portion of several other water rights as well.

The water right numbers in question are:

- 34-227E (on your original application)
- 34-637D
- 33-909
- 34-10685
- 34-2323C
- 34-644C
- 34-12360

Please review the map attached showing the place of use of the water rights listed above. If you believe you are entitled to a portion of all or some of these water rights please submit the additional fees required to complete this process.

Also during my review of the information I was given with this application, it appears we only have a recorded deed for the northern parcel of the property purchased and only the legal description of the southern parcel; also we do not have a copy of the deed going into Leslie Ball IRA. Please supply copies of the recorded deeds for both parcels of the legal and if it is the intention to place ownership into Leslie Ball IRA a copy of the recorded deed will be required.

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,

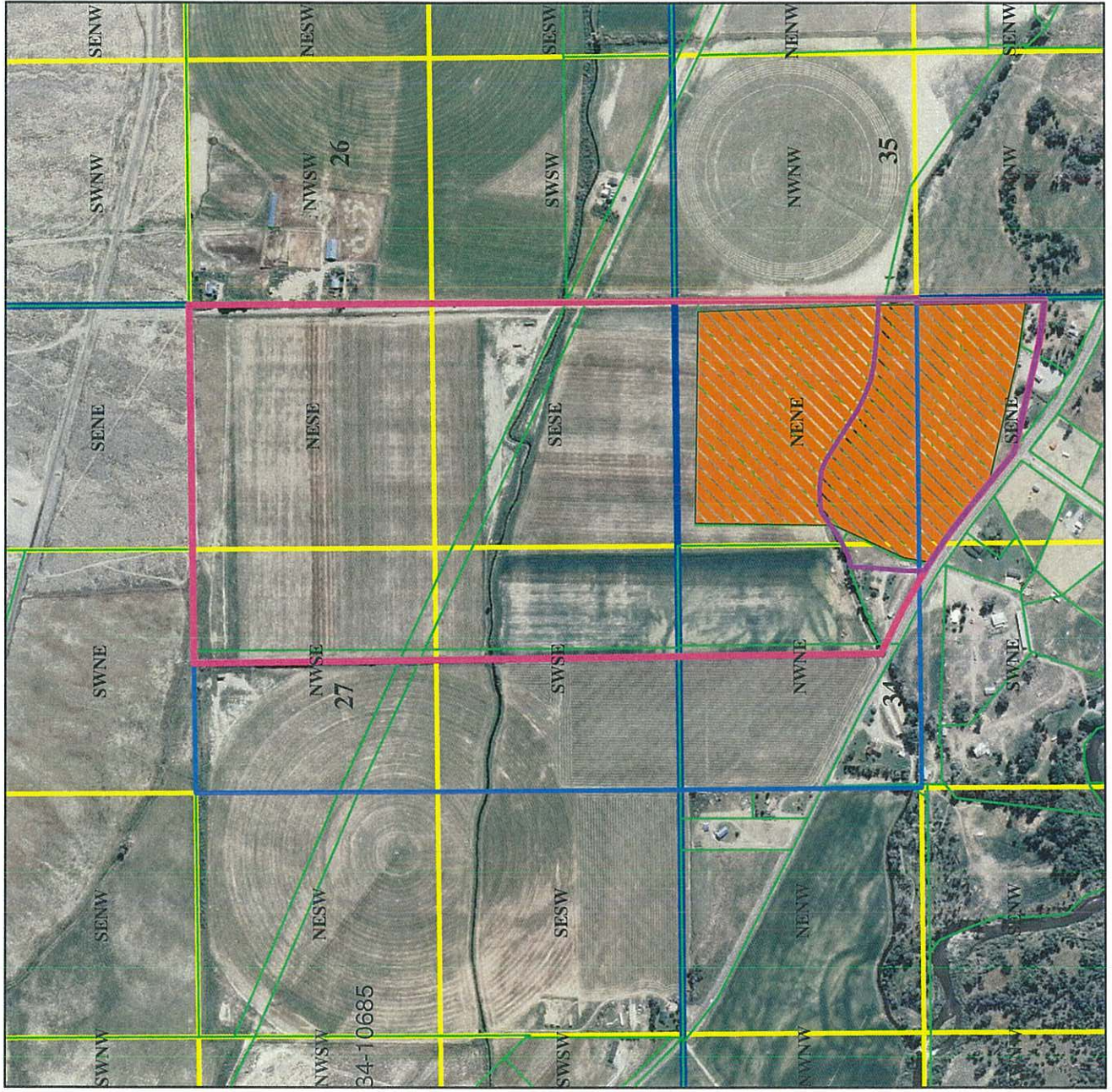
Jonie Barg
Technical Records Specialist

Enclosure(s)

Idaho Department of Water Resources

Legend

- Place of Use 34-644C & 34-12360
- Place of Use 34-227E, 34-637D, 34-909 & 34-10685
- Place of Use 34-2323C
- Ball Property
- Taxlots
- Township/Range
- Sections
- QQ



Layout Created by:
 Jonie Barg
 Date:
 July 8, 2010