



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 28, 2010

TUSCANY HOMEOWNERS ASSOCIATION INC
6223 N DISCOVERY WAY STE 120
BOISE ID 83713

**RE: Proof of Beneficial Use Acknowledgment for Permit No. 63-32052
& Ownership Change Deficiency for Water Right No. 63-32397**

Dear Permit Holder(s):

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Condition no. 7 of permit no. 63-32052 states:

"Prior to the diversion and use of water under this right, the right holder shall demonstrate ownership of the mitigation right to the Department pursuant to Idaho Code Section 42-248. When the ownership change is complete, the official record for the mitigation water right will be changed to show that diversion and use of water is not authorized because the right is being dedicated to mitigation purposes."

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership for the above mentioned water right. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

 X **Evidence of Water Right Ownership:** Copy of Deed, Title Policy, Contract of Sale, or other legal document indicating your ownership of the property and/or water right in question.

Because the Department cannot process the ownership change without proper documentation we will hold any action on your notice pending receipt of the necessary information. If we do not receive the necessary information within 30 days we will return your notice and your notice will not be processed.

Therefore, you may wish to submit the required information before the department conducts the field examination on permit no. 63-32052, to avoid any problems in licensing this permit. Enclosed is a copy of this permit for your information.

Please be advised 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.

If you have any questions regarding the permit conditions, please call me at (208)287-4945. If you have any questions concerning the field examination, please contact the Western Regional Office of the department in Boise, Idaho at 208-334-2190.

Sincerely,

A handwritten signature in black ink that reads "Darla Block". The signature is fluid and cursive, with the first name "Darla" and the last name "Block" clearly distinguishable.

Darla Block

Technical Records Specialist

Enclosures

cc: SPF WATER ENGINEERING
C/O LORI GRAVES