



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

April 2, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

DENNIS A GANSBERGER
DALE G GANSBERGER
11400 SWEET OLA HWY
SWEET ID 83670

MICHAEL YOUNG
MARY H YOUNG
11600 OLA RD
SWEET ID 83670

BLAKE PROBST
SHERI PROBST
9625 OLA RD
SWEET ID 83670

NOTICE TO RESUME WATER USE

Re: Water Right No. 65-3045A – split into 65-23166 (Gansberger) and ~~65~~-23167 (Young/Probst)

Dear Water Right Holder:

On the 9th day of March 2005, the department approved an Application for Extension of Time to Avoid Forfeiture for water right no. 65-3045A. One condition of the approval was that diversion and use of this water must resume on or before June 1, 2010. Failure to resume use of the water and to notify the department of the resumed use would be cause for the water to revert back to the state and again be subject to appropriation.

Per Section 42-222 (4)(d), Idaho Code, I am mailing this letter out by certified mail to the water right holders of record. I do note that on August 20, 2007, the department received a notice of change in water right ownership which split water right 65-3045A into 65-23166 and 65-23167. Per 2009 tax lot data, it appears that there are new owners and a further split of water right 65-23166 is required. Please see the map enclosed which depicts the intersection of the water right with the tax lots.

Section 42-248, Idaho Code, requires you or the owner of the property for which these water rights are appurtenant to maintain current ownership and address records on file with the department. As a courtesy, I am sending a copy of this letter to the 2009 tax lot holders.

Please find enclosed:

- Map which depicts the intersection of the water right with the tax lots.
- Water right report for water right nos. 65-23166 and 65-23167
- Copy of the approved application for extension of time to avoid forfeiture
- Notice of Change in Water Right Ownership form
- Resumption of Beneficial Use form

If you or the new owner have resumed use or plan to resume use by June 1, 2010, you will need to complete each of the forms enclosed and submit them before the June 1, 2010 due date. Please note that there is a \$100 fee to split a water right and no fee to file the resumption of use form.

If you have any questions regarding this matter, please contact me at (208) 287-4952.

Sincerely,

Emalee Rushing
Emalee Rushing
Office Services Supervisor

Enclosures

Cc: BROOKS FAMILY TRUST
10650 SWEET-OLA HWY
PO BOX 123
SWEET ID 83670

THOMAS D BLESSINGER
2053 COVE RD
WEISER ID 83672

CHUCK & MARIANNE WAKE
9087 SWEET-OLA HWY
SWEET ID 83670

Location of parent water right 65-3045A

Map depicts each portion as divided and 2009 tax lot owners.

