



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

March 24, 2010

Thomas Rich
592 N 1089 E
Jackson ID 83350

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

RE: Change in Ownership Water Right No. 27-4091, 27-4092, 27-11350, 27-11351, 27-11352, 27-11353, 27-11354 & 27-11355

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, Contract of Sale, 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.

During our review our department found sufficient evidence to complete the owners change for water right numbers 27-4091, 27-11350, 27-11351, 27-11352 & 27-11353.

However during our review we found discrepancies with the property purchased and the place of use of the water rights 27-4092, 27-11354 & 27-11355. According to legal description of the Warranty Deeds attached to your application you do not own property within the NWNW quarter of Township 5 South Range 40 East Section 2 (which according to the taxlot data is owned by BLM) or SENW quarter of Township 5 South Range 40 East Section 2 (which according to the taxlot data is owned by Oleson) both quarter quarter are part of the place of use of water right 27-4092. According to legal description of the Warranty Deeds attached to your application you do not own property within the NWNE quarter of Township 4 South Range 40 East Section 33 which is the place of use of water right 27-11354, also according to this water right it is part of a state least G 8552. According to legal description of the Warranty Deeds attached to your application you do not own property within the NENW and NWNW both located within Township 5 South Range 40 East Section 5 (Rich lease according to taxlot data) and NENE, NWNE, NENW and NWNW all located within Section 5 South Range 40 East Section 6 (Rich Lease according to taxlot data). Please find 2 maps attached showing the place of use of water rights 27-4092 and 27-11355. In order for the department to split a water right we require a \$100.00 fee per water right to complete that

transaction. The department does acknowledge receipt of \$175.00 receipt no. E035656. If you do not believe any of these water rights will require a split please submit documentation indicating you ownership or a lease agreement with the property owners. Please review the attached documentation and submit the necessary items for our department to complete your application.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a 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)

cc: Roger D Ling
121 W 100 S
PO Box 623
Rupert ID 83350

Idaho Department of Water Resources

Legend

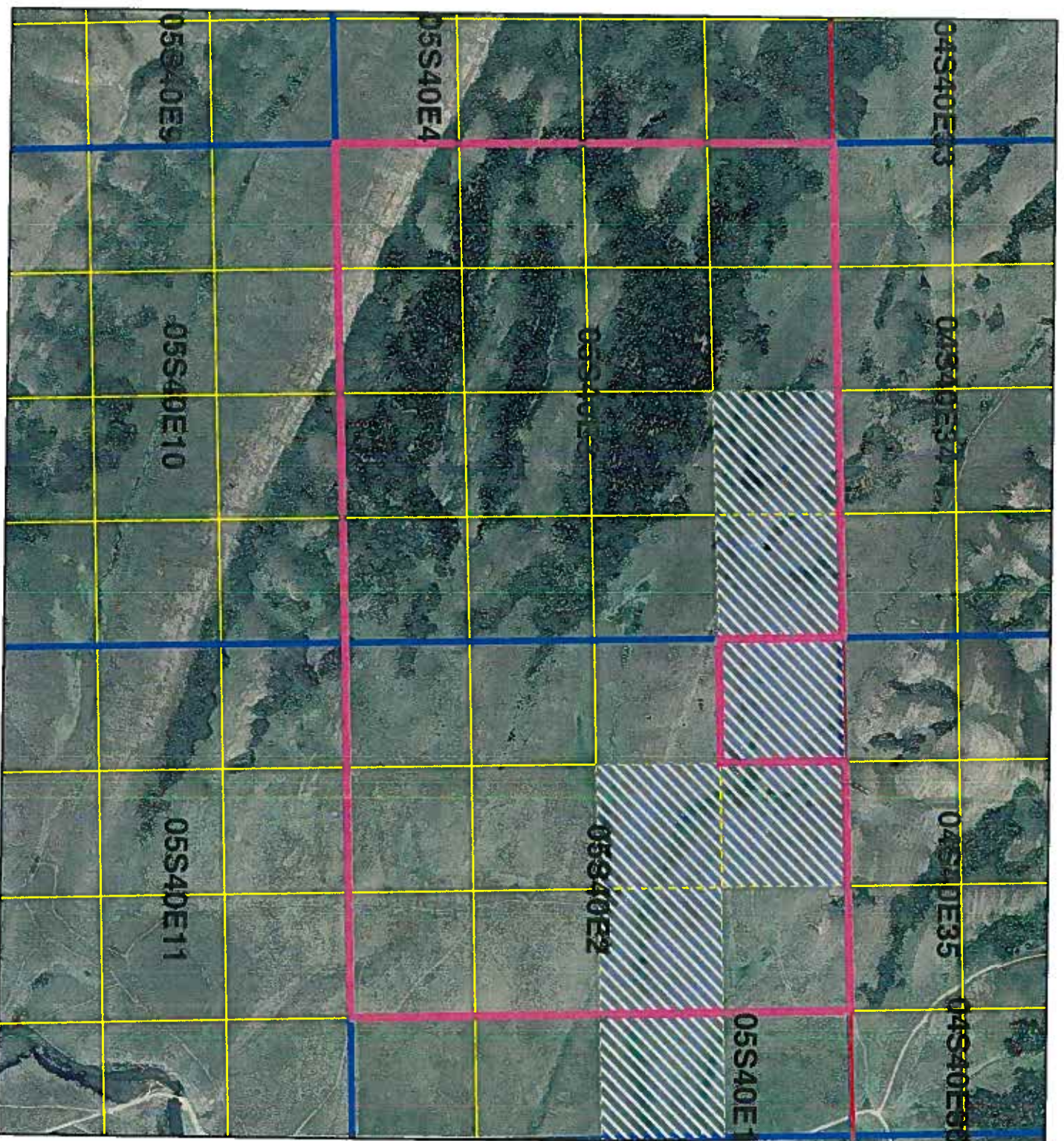
- | | |
|---|----------------------|
|  | Thomas Rich property |
|  | Place of Use 27-4092 |
|  | Township/Range |
|  | Sections |
|  | QA |
|  | Taxlots |

Layout Created by:

Jonie Barg

Date:

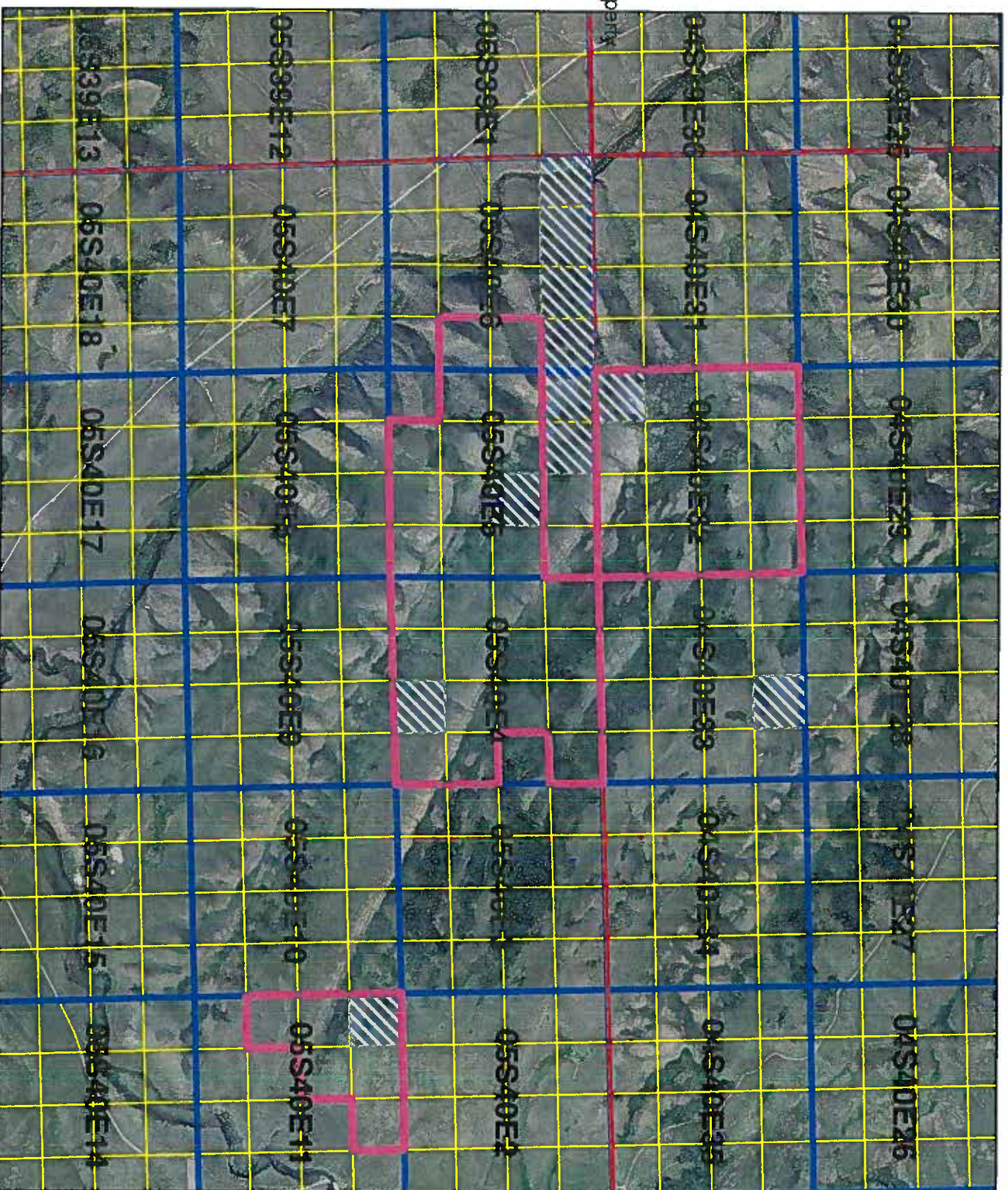
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Legend

- Thomas Rich property
- POU 27-11355
- Township/Range
- Sections
- QA
- Taxlots



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