



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

December 11, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

HEATHER SHOSTED
PO BOX 667
MOORE ID 83255

RE: Water Right No. 34-2398, Change in Ownership

Dear Ms. Shosted:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership ("notice"). However, review of your notice indicates that an additional fee is required before the change can be completed. The required fee is indicated below:

X **\$100 filing fee** per water right for changes resulting in division ("split") of a water right

The total fee payment received with your notice was \$725.00. The notice indicates that ownership should be changed to your name for all or a portion of nine (9) water rights; 34-61B, 34-92, 34-117C, 34-896, 34-10129, 34-10130, 34-10131, 34-10376, and 34-2398. The fee paid is adequate for the split of seven water rights and one change in ownership not requiring a split.

Based on the ownership documentation provided with your notice, you own 30 acres of land in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 40 acres of land in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of section 28, Township 5 North, Range 26 East. Since water right 34-2398 provides water for irrigation of 32.0 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ and 38.0 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, this right should be split into two portions, a 68.0-acre portion in your name and a 2.0-acre portion remaining in the current owner's name. I have enclosed a copy of the water right report for your reference.

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. The additional filing fee needed for your notice is **\$100.00**.

Because the Department cannot process the ownership change without proper fees, your notice will be held pending receipt of the necessary filing fee.

Please note that Section 42-248, Idaho Code, requires water right owners to maintain current ownership and address records on file with the Department. Forms to provide notice of change in water right ownership and to change the address of a water right owner are available from any Department office or from the Department's website at: www.idwr.idaho.gov.

If you have any questions, please contact me at (208) 287-4943.

Sincerely,

Aaron Marshall
Sr. Water Resource Agent

Enclosure(s)