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MEMORANDUM

DATE: November 29, 2004
FROM: JUSTIN ALDRIDGE
TO: FILE 65-1770, 65-1771, 65-1480, 65-1484, and 65-1661
RE: Correspondence

=====

Kari Lynn Townsend had a correspondence with the Klingbacks about their request for change in ownership. The Klingbacks have determined that 65-1484, and 65-1480 were added to their request in error. There will be no action taken on those two water rights in this ownership change process. It was further determined that only the \$25 filing fee for 65-1661 was required for their request to be process. The Klingbacks said they would send the money.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

~~September 23, 2004~~

November 5, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ROGER A KLINGBACK
KENNIE LYNN KLINGBACK
7000 SPRING CREEK RD
EMMETT ID 83617

2nd Request

RE: Change in Ownership for Water Right 65-1771, 65-1770, 65-1661, 65-1484, and 65-1480

Dear Mr. & Mrs. Klingback:

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 \$25 per water right

☒ Evidence of Water Right Ownership: copy of **Warranty Deed, Title Policy, Contract of Sale**, or other legal document indicating your ownership of the property and/or water rights in question

☒ Legal Description of Property

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 water rights 65-1480 & 65-1484. The Warranty Deed that you submitted with your notice does not convey this property to you. Upon receipt of documentation and legal description that proves you are the current owner, we will continue with the ownership change process. I have enclosed a copy of the water rights for your reference. With respect to the other water rights you listed on your notice, they are in good standing and will be processed upon receipt of the required fees, as explained in the following paragraph.

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. Also excepting ownership changes that are received prior to the water right being decreed. All ownership change notices received after June 30, 2000 must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be \$75, for water rights 65-1661, 1484, and 1480. Because your notice was received before 1771 and 1770 were decreed, the fee will not apply to them.

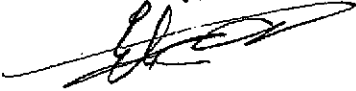
Please take note that if you decide water rights 65-1484 and 65-1480 were placed on your notice in error the fee will only be \$25, for water right 65-1661.

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

Please note that water right owners are required to report any change in water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage (<http://www.idwr.state.id.us>) on the Internet to obtain the proper forms and instructions.

If you have any questions regarding this matter, please call Kari Lynn Townsend at 208-327-7941.

Sincerely,

A handwritten signature in black ink, appearing to read "E. Aldridge", written over a horizontal line.

E. Justin Aldridge
Technical Review

Enclosures



State of Idaho

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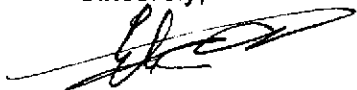
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