



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

November 15, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

WAYNE STEPHENS
JULIA STEPHENS
24604 EMMETT RD
CALDWELL ID 83607

RE: Change in Ownership for Water Right 65-4057, 65-2864, 65-2865, 65-13061,
& Permit 65-13878

Dear Mr. & Mrs. Stephens:

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 and permit (65-13061 and 65-13878)

☒ **Assignment of Permit** with Notarized Signature (65-13878)

☒ **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 (specifically in reference to 65-13061, 65-2864, and 65-2865)

During our review of the documentation you submitted we found some discrepancies between that documentation and the place of use for water rights 65-13061, 65-2864, and 65-2865 indicated in your notice. The places use of these water rights seem to extend beyond the property that was conveyed to you by Mr. and Mrs. Area in the Warranty Deed. This fact renders the Warranty Deed you have submitted insufficient as evidence that you own these three water rights. **In order to change the ownership of water rights 65-13061, 65-2864, and 65-2865 we need additional documentation that shows you own all the property associated with the places of use of the water rights, or that you have been granted special permission to exercise the use of the water rights on property you do not own.** For your reference, we have enclosed a copy of a map that illustrates the boundaries of the area covered by the places of use of the water rights and how it relates to the property that was conveyed to you by Mr. and Mrs. Area.

Because water right 65-13878 is still in the permit stage, an Assignment of Permit will be required to complete the ownership change. Enclosed is an assignment form for your use. Please note that there is a \$25 filing fee required.

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 filing fee for 65-13061 will be \$25. This will make your total fees, for the permit and for the water right, amount to **\$50**.

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 208-287-4952.

Sincerely,

A handwritten signature in black ink, appearing to read "E. Aldridge", with a large, sweeping flourish extending to the right.

E. Justin Aldridge
Technical Review

Enclosures