

NOV 20 2023
Department of Water Resources
Eastern Region
OF DIVERSION

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s)
 ☐ Add diversion point(s)
 ☒ Ownership change
 ☐ Ownership split
- ☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Randy and Claudia Dains Phone (208) 709-0512

2. MAILING ADDRESS 4120 N 4100 W City Mackay

State Idaho Zip 83251 Email randydains@yahoo.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☒ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☒ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 34-7040A

- ☒ Attach a copy of the water right(s) as recorded, available at idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is $\frac{0.66}{(\text{diversion rate})}$ cubic feet per second and/or $\frac{99.0}{(\text{storage volume})}$ acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources*.

[illegible]

6. GENERAL INFORMATION

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
Utilize existing system; Measuring Device is installed

b. Who owns the property at the point(s) of diversion? Randy and Claudia Dains
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

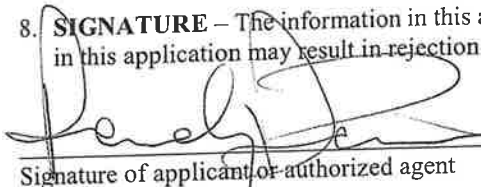
- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No
☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

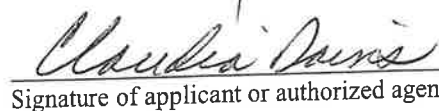
7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. You may create a map at idwr.idaho.gov, Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.

8. SIGNATURE - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.


Signature of applicant or authorized agent

Randy Dains
Print name and title if applicable

11/16/2023
Date


Signature of applicant or authorized agent

Claudia Dains
Print name and title if applicable

11/16/2023
Date

9. FEE - ☒ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of \$50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, Water Right Transfers, Step 4 and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by _____ Date _____

Fee paid \$50.00 Date 11/20/23

Received by  Receipt # E049630

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

WARRANTY DEED

For Value Received, **Estate of Laverne S Coburn**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Randy and Claudia Dains**, husband and wife, hereinafter called the Grantees, whose current address is 4120 N 4100 W, Mackay Idaho 83251 the following described premises in Custer County, Idaho, to wit:

A parcel of land generally described as being a portion of the southwest quarter of Section 4, T.6 N., R. 25 E., B.M., Custer County, State of Idaho; being more particularly described as follows:

Beginning at the Southwest Corner of Section 4, T.6 N., R. 25 E., from which the Northwest Corner of the Southwest Corner (the West ¼ corner) of said Section 4 bears North 00° 28' 10" W 2749.77 feet; thence N 00° 28' 07" W 30.00 feet along the west line of the southwest quarter of said section to a found 5/8" diameter rebar witness corner with plastic cap (Bill Erickson PLS 3577); thence continuing along said west line N 00° 28' 07" W 576.86 feet to a found 5/8" diameter rebar with plastic cap (Bill Erickson PLS 3577); thence continuing along said west line N 00° 28' 07" W 278.11 feet to a unmarked point from which a found ½" diameter rebar with plastic cap (HLE PLS 4563) bears N 89° 53' 29" W 0.07 feet; thence leaving said west line S 89° 53' 29" E 227.05 feet to a found ½" diameter rebar with plastic cap (HLE PLS 4563); thence N 00° 26' 56" W 425.99 feet to a found ½" diameter rebar with plastic cap (HLE PLS 4563) lying on or along the southwesterly right of way line of Highway No. 93; thence S 65° 05' 02" E 1244.06 feet on or along said right of way line to a found ½" diameter rebar with plastic cap (LS826); thence leaving said right of way line S 00° 21' 23" W 139.68 feet to a found 5/8" diameter rebar with plastic cap (Bill Erickson PLS 3577); thence S 00° 20' 39" W 619.53 feet to a found 5/8" diameter rebar with plastic cap (Bill Erickson PLS 3577) witness corner; thence S 00° 13' 01" W 30.00 feet to a found 5/8" diameter rebar with no cap lying on or along the centerline of a county road; thence N 89° 52' 46" W 1340.04 feet on or along said centerline to the point of beginning.

Containing 31.610 acres, more or less.

Subject to a county road easement along the south side and a utility easement along the south and west sides of the above-described parcel.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building, and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments are agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances including water and water rights including, but not limited to: State of Idaho Water Right No. 34-7040A, mineral rights, and irrigation equipment located on the property, unto the said Grantees, its successors and assigns forever. And the said Grantor do hereby covenant to and with the said Grantees, that it is the owner in fee simple of said premises, that the Grantor is free from all encumbrances save and excepting therefrom all covenants, conditions and restrictions of record and all easements of sight and of record as recorded in the records of Custer County, Idaho, and that it will warrant and defend the same from all lawful claims whatsoever.

By: Deborah Cole (Personal Representative for the Estate of Laverne S Coburn)

Dated: This 16th day of November 2023.

State of Idaho

ss:

County of Bingham

On this 10th day of November, in the year 2023, before me, a Notary Public in and for said State, personally appeared Randy and Claudia Dains, Grantees, and Ms. Deborah Cates, Personal Representative for the Estate of Laverne S. Coburn, Grantor, known or identified to me to be the person whose names are subscribed to the written instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year in this certificate first above written.





Notary Public for the State of Idaho
Residing at: Bingham County VS Bank
Commission Expires: April 27, 2029

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A34-07040

Date Received: 12/13/1989

Receipt No: 10005372

Received By: Ed

COPY

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DEAN V. COBURN
Address: RT. 1
LESLIE, ID 83249
208-588-3307

2. Date of Priority: JUL 02, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	25E	4	NW	SW	SW		CUSTER
			SW	SW	SW		CUSTER

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.660		
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 82.5 Acre Feet Per Annum.

9. Non-irrigation uses:
ONE HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	25E	4	SW	SW		DOMEST	

A34-07040

Page 1

Date: 12/13/89

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	25E	4	SW	SW		IRR	27.0
			SE	SW		IRR	6.0
						Section Acres	33.0
						Total Acres	33.0

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

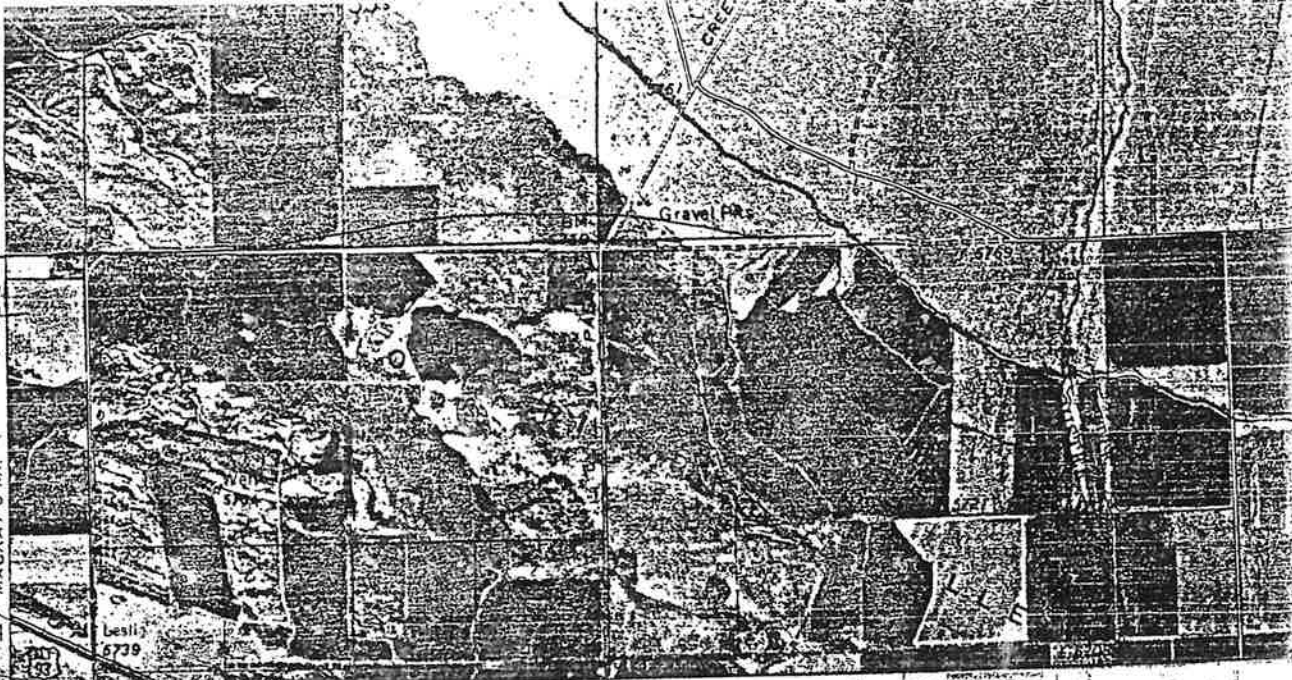
14. Remarks:

IRRIGATION WELL IN THE SW1/4 SW1/4 SW1/4 IS 70'X12" WITH 20HP
PUMP. TO MAINLINE TO SPRINKLERS.

DOMESTIC WELL IN THE NW1/4 SW1/4 SW1/4 IS 40'X6" WITH SUBMERSIBLE
PUMP. PIPED TO HOME.

15. Basis of Claim: LICENSE

GPS site
ID No. 60
A0007526



16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Dean J. Babson Date: 12-13-89

Date: _____

State of Idaho)
County of Battle) SS.

Subscribed and sworn (or affirmed) before me this 13 day
of December 19 89

[Signature]
Notary Public

Seal

Residing at Idaho Falls, ID.

My Commission Expires 22 Aug 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 22, 1997

DEAN COBURN
RT 1
LESLIE ID 83255

RE: Transfer #4333 (water right 34-07040) and Notice of
Completed Administrative Proceeding (NCAP)

Dear Mr. Coburn:

On June 9, 1994, the Idaho Department of Water Resources (IDWR) approved Transfer #4333, modifying a portion of the above referenced water right(s). Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure: NCAP

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS

SUB CASE NO. 34-07040

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER
4333

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☒ Change in Ownership
☐ Point of Diversion
☐ Period of Use

☒ Split of Water Right
☒ Place of Use
☐ Nature of Use

FROM: Claimant/Seller(s):
Name and Address of Claimant/Seller(s):
DEAN COBURN
RT 1
LESLIE ID 83255

TO: Claimant/Purchaser(s):
Name and Address of Claimant/Purchaser(s):
DALE & CHERYL SNYDER
3984 W 4100 N
LESLIE ID 83255

Phone:

Phone: (208) 588-2696

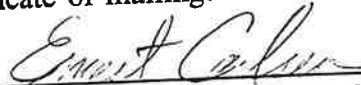
The Claimant has filed Objections or Responses to the following water rights:

NO OBJECTIONS

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: December 23, 1997


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Dec 23, 1997, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
DEAN COBURN
RT 1
LESLIE ID 83255
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
DALE & CHERYL SNYDER
3984 W 4100 N
LESLIE ID 83255
4. One Copy to:
Each party in the subcase or attorney of record:
N/A
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

34-07040 (CONT.)

RIGHTS FROM: SOURCE: SPLIT RIGHT

RIGHT NUMBER: 34-07040

NAME AND ADDRESS: SPLIT RIGHT
X ID 0DEAN V COBBURN
RT 1
VESLEY ID 83233SOURCE: GROUNDWATER
SPLIT RIGHTQUANTITY: 0.7 CFS
116.7 AFYTHE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR DOMESTIC 1 HOME

PRIORITY DATE: 07/02/1973

POINT OF DIVERSION: T06N R25E S04 NWSWSW Within CUSTER County
SWSWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		<u>Irrigation Season</u>	0.66 CFS
		<u>04/13 10/13</u>	115.5 AFY
DOMESTIC 1 HOME		01-01 12-31	0.04 CFS
			1.2 AFY

PLACE OF USE: IRRIGATION Within CUSTER County
T06N R25E S04 SWSW 27 SESW 6
33 ACRES TOTALDOMESTIC Within CUSTER County
T06N R25E S04 SWSW

CONSUMPTIVE USE: 82.5 AFY

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:
SEE NOS. 34-07040A AND 34-07040B.

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: DEC-19-1997
PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 34-07040A

NAME AND ADDRESS: DEAN V COBURN
RT 1
LESLIE ID 83255

SOURCE: GROUNDWATER

QUANTITY: 0.46 CFS
0.17 CFS
74.7 AFY
116.17 AFYTHE QUANTITY FOR NONIRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR DOMESTIC 1 HOMETHE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 07/02/1973

POINT OF DIVERSION: T06N R25E S04 NWSWSW Within CUSTER County
SWSWSW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		<u>Irrigation Season</u>	<u>0.42 CFS</u>
		04/13 10/13	0.16 CFS
			73.7 AFY
DOMESTIC 1 HOME		01-01 12-31	0.04 CFS
			1.2 AFY

PLACE OF USE: IRRIGATION Within CUSTER County
T06N R25E S04 SWSW 21 SWSW 6
SWSW 2721 ACRES TOTAL
33 ACRES TOTALDOMESTIC Within CUSTER County
T06N R25E S04 SWSW

CONSUMPTIVE USE: 82.7 AFY

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: DEC-19-1997

PAGE: A-2

34-07040A (CONT.)

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 34-7040 Priority July 2, 1973 Amount 0.70 cfs

THIS IS TO CERTIFY, that Dean V. Coburn
of Leslie, Idaho, has complied with the terms and conditions of Permit
No. 34-7040 issued pursuant to Application for Permit dated July 2, 1973
and has submitted proof to the Department of Water Resources on July 25, 1978
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.89 cfs of water from a groundwater source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>0.66</u> cfs and	<u>99.0</u> acre feet
<u>Domestic</u> (1 unit)	from <u>January 1</u> to <u>December 31</u>	at <u>0.04</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.70 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
100.2 acre feet per year, said waters to be diverted within the (2 points) SW₁SW₁ Section
4, Twp. 6N, Rge. 25E in the County of Custer

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	25E	4											27	6					33

Total number of acres irrigated 33

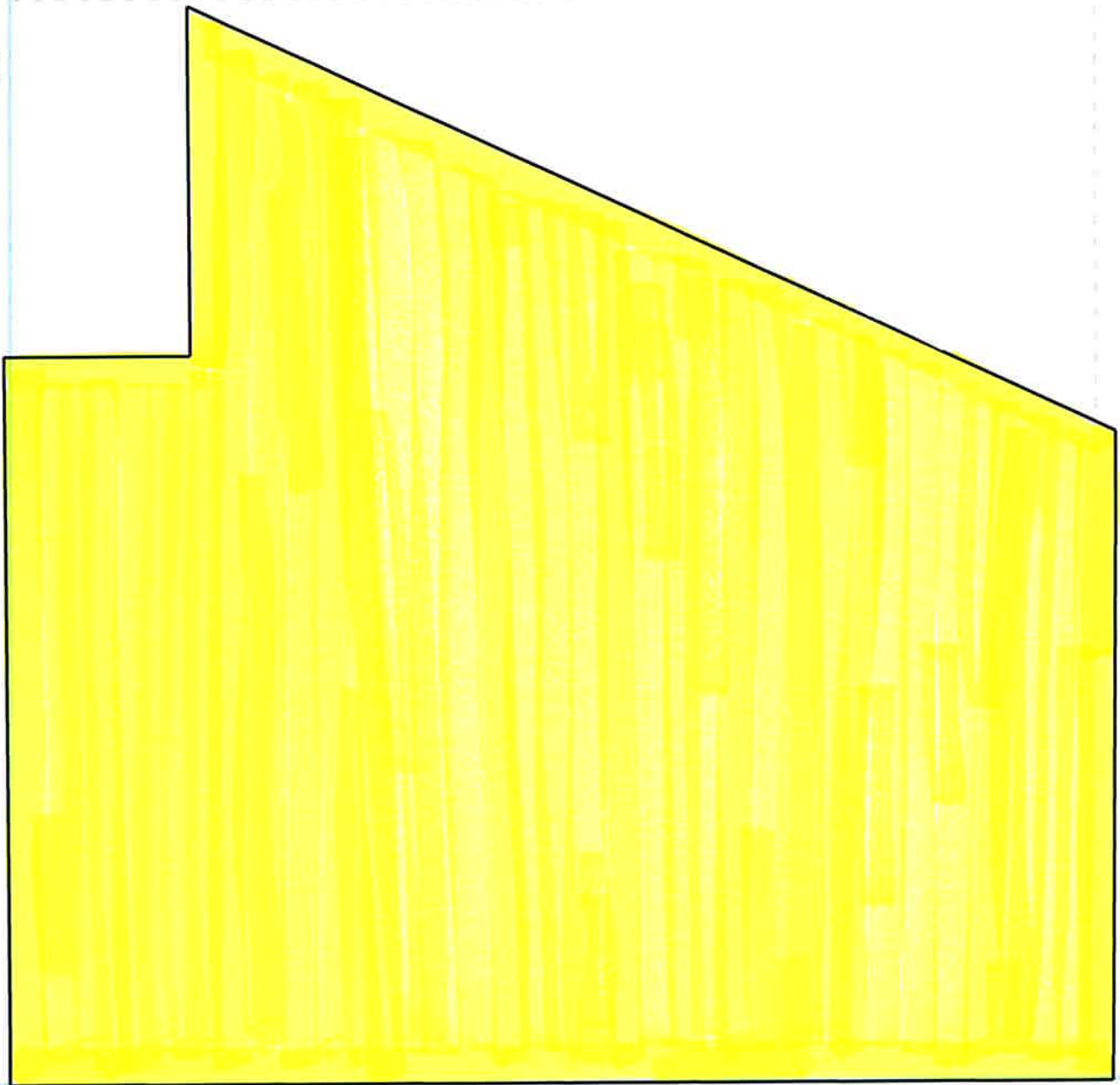
NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31ST day of
October, 19 81.

Acting for the Director

Norman C. Young



Randy & Claudia Dains Property

11/20/2023

Scale: 1 inch= 200 feet

File: 34-7040A

Tract 1: 31.6095 Acres, Closure: n89.4031e 0.07 ft. (1/73736), Perimeter=4911 ft.

01 /sw,4,6n,25e
02 n00.2807w 30.00
03 n00.2807w 576.86
04 n00.2807w 278.11
05 n89.5329w 0.07
06 s89.5329e 227.05
07 n00.2656w 425.99
08 s65.0502e 1244.06
09 s00.2123w 139.68

10 s00.2039w 619.53
11 s00.1300w 30.00
12 n89.5246w 1340.04



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 20, 2023

RANDY DAINS
CLAUDIA DAINS
4120 N 4100 W
MACKAY ID 83251

RE: Change in Ownership
Water Rights: 34-7040A

Dear Sir/Madam:

On November 20, 2023, you filed an Application for Transfer of Water Right with the Idaho Department of Water Resources (IDWR), seeking to update the ownership records for the water rights listed above. After an initial review, we determined the application that should have been filed was a Notice of Change in Water Right Ownership (ownership change), we also determined that you needed to provide additional evidence of ownership and/or additional filing fee. On November 20, 2023, we sent a letter requesting the additional information. The additional information was to be provided within 30 days.

IDWR has never received a response to the request. Without the requested documents, we cannot verify ownership of the water right and cannot complete the ownership change. We are therefore returning your original ownership change. Because we are returning your application you are entitled to refund of the filing fee paid (\$50.00).

Please feel free to re-file your change in ownership any time in the future. Because your filing fee is being refunded, you will need to determine and provide the proper filing fee at the time you re-file the Notice of Change in Water Right Ownership.

If you have any questions, feel free to contact me at (208) 525-7161.

Respectfully submitted,

Jonie Bailly
Technical Records Specialist

Enclosure(s)

Baily, Jonie

From: Baily, Jonie
Sent: Wednesday, December 20, 2023 1:19 PM
To: IdwrPayable
Subject: Refund Request
Attachments: Receipt.PDF

Good afternoon!

I have a refund request as follows:

Receipt number: E049630
Amount: \$50.00
Payable to: RANDY DAINS
4120 N 4100W
MACKAY ID 83251

Reason: Ownership Change filed. Additional information/fees was requested, but was not submitted. Therefore, this application is being returned unprocessed and the applicant is entitled to a full refund.

Let me know if you have any questions or need additional information. Have a great day!!!



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Baily | Technical Records Specialist
900 N Skyline Drive Ste. A, Idaho Falls, ID 83402
Phone number: (208) 525-7161
Fax number: (208) 525-7177
Email: jonie.barg@idwr.idaho.gov
Website: www.idwr.idaho.gov



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

November 20, 2023

RANDY DAINS
CLAUDIA DAINS
4120 N 4100 W
MACKAY ID 83251

RE: Change in Ownership Water Right No. 34-7040A

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:

**** **Application:** Our review of the transfer application submitted determined you are filing an ownership change only. Please complete and sign the enclosed application.

**** **Additional Filing Fee:** According to our review it appears this ownership change will require a split of the water right; it does not appear you purchased approximately 1 acre of the irrigation nor the domestic portion of this water right. Please review the map attached, if you believe a split is required, please submit the additional filing fee of \$50.00. The fee for an ownership change resulting in a split is \$100.00 per water right, you already paid \$50.00, therefore an additional fee of \$50.00 is required. If you believe a split is not required, please submit additional documentation indicating your ownership in the entire place of use of the water right.

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.

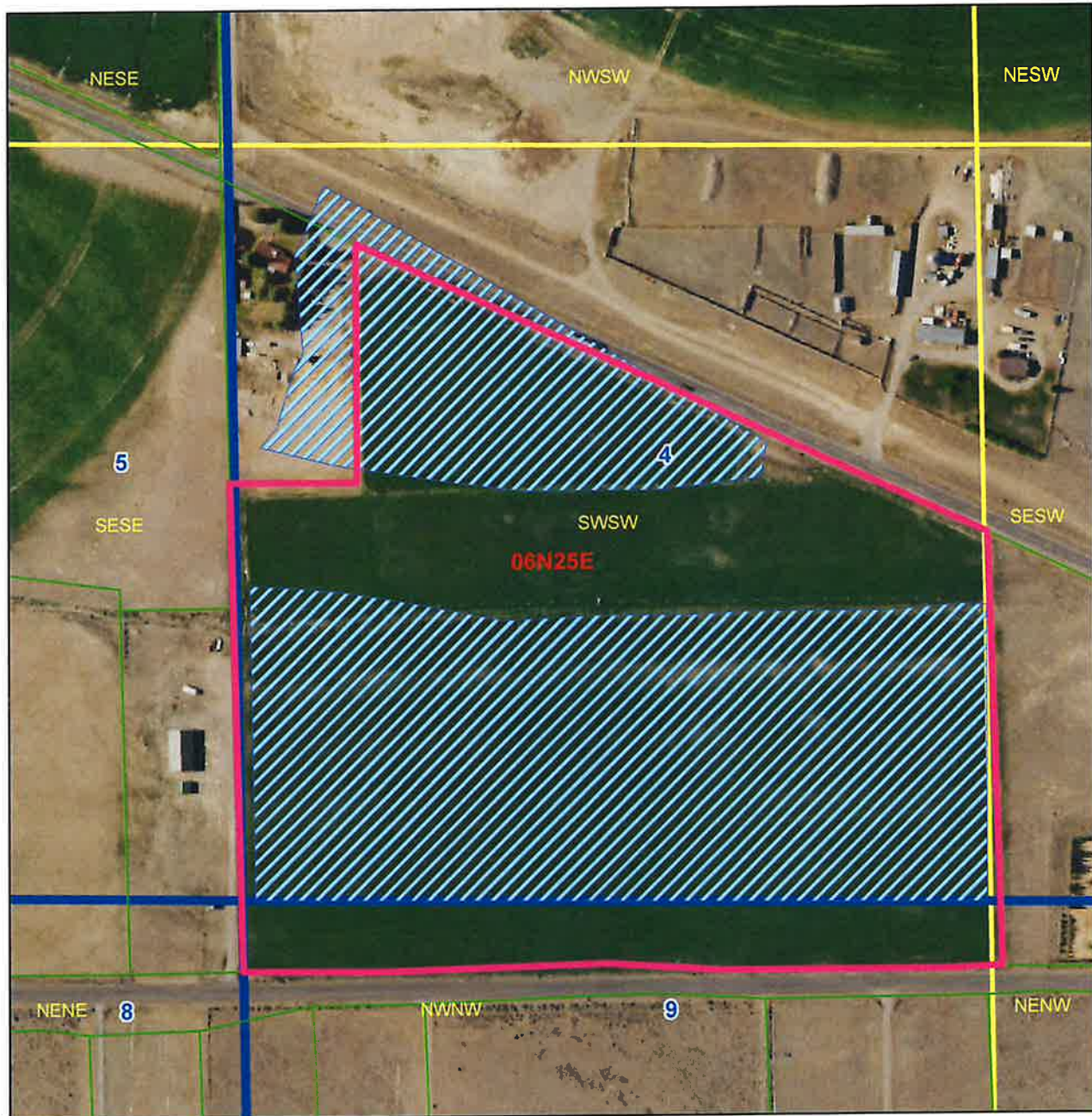
Please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any 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 Bailly
Technical Records Specialist

Idaho Department of Water Resources



Legend

-  Dains Property
-  POU 34-7040A
-  Parcels
-  Township/Range
-  Sections
-  QQ