



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

November 30, 2022

****2nd Request****

RUSS WYNN LIVING TRUST
PO BOX 202
AMERICAN FALLS ID 83211

RE: Change in Ownership Water Right No. 35-7457, 35-14055, 35-14057, 35-14056, 35-14058

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:

**** **Additional Evidence of Ownership/Additional Filing Fees:** Please review the maps attached. According to the information received Northern Agricultural II is the owner of water rights 35-14056 and 35-14058, the deed used to update ownership in 2010 was the same deed submitted for Northern Agricultural II. According to the taxlot data water right numbers 35-14055 and 35-14057 are on property owned by David Bethke. For the department to update ownership additional evidence of ownership is required, indicating you own the water right and/or property. If you do not own the property notice to the property owner is required. Also, water right number 35-7457 is partially on the property owned by Heritage Farms LLC. If a split is required an additional filing fee is required, if a split is not required notice to the property owner is required. According to Idaho Code if an ownership change is being filed for a water right on someone else's property the applicant is required to give notice to the property owner. *Idaho Code 248-42(6) If the person filing the notice of a change of water right ownership does not own the land identified as the place of use for the water right, the notice shall be accompanied by evidence that written notice of the change of water right ownership has been mailed or hand-delivered to the landowner of record, as identified in the records of the county recorder.*

Please note the department acknowledges you have responded to this letter, this is a reminder that the information discussed on October 11, 2022, has not yet been received.

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.

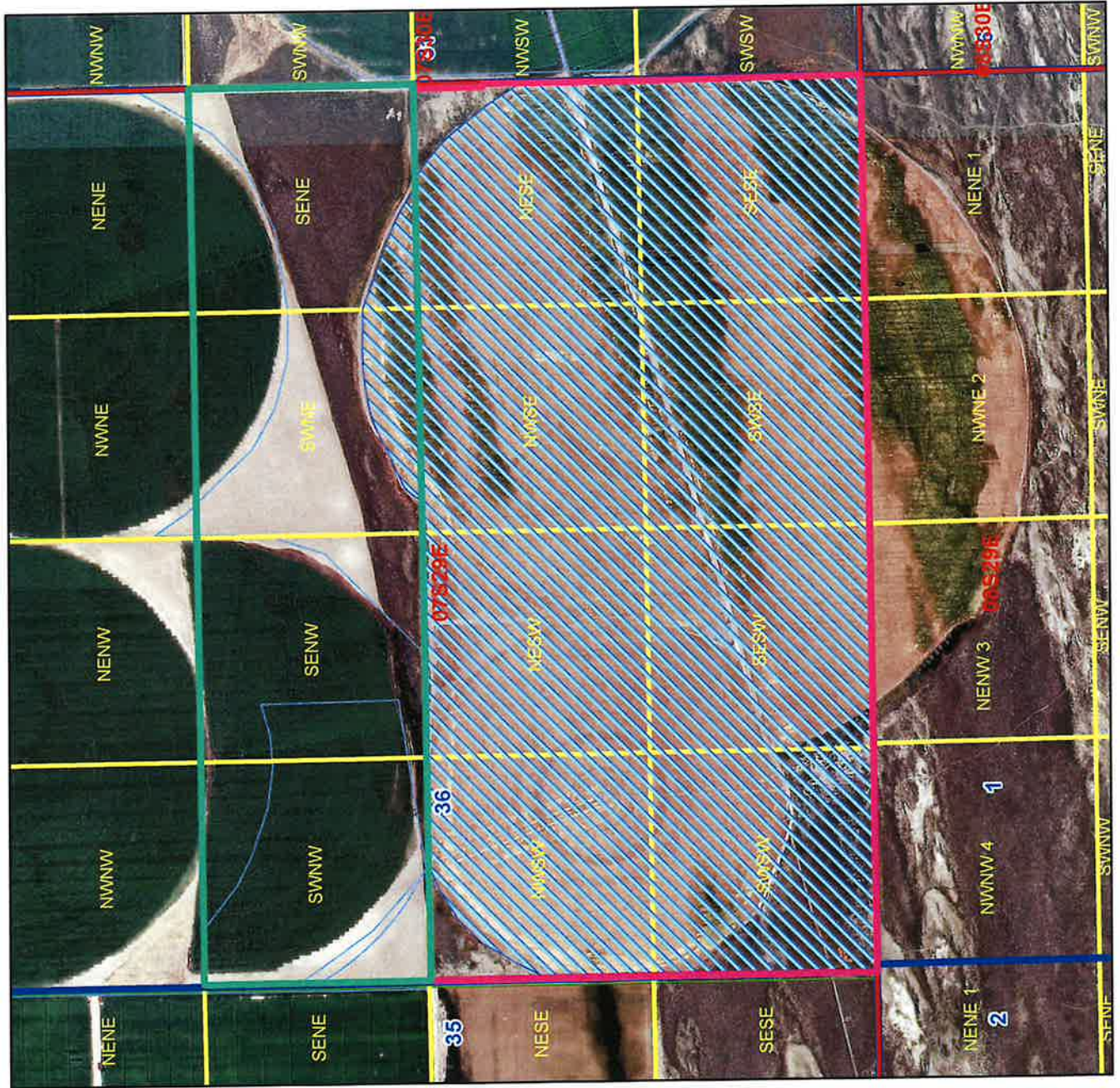
Please feel free to contact the Department if you have any questions.

Sincerely,

Jonie Barg
Technical Records Specialist

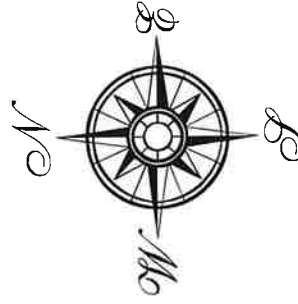
Enclosure(s)

Idaho Department of Water Resources



Legend

- Heritage Farms LLC
- Russ Wynn Living Trust
- POU 35-7457
- Township/Range
- Sections
- QQ
- Water Right POU
- Parcels



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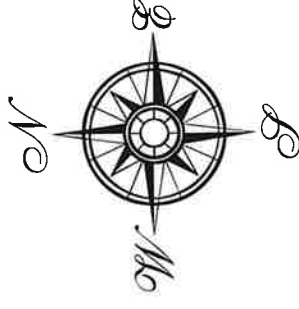
SEP 19 2022

Idaho Department of Water Resources



Legend

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|---|---|
|  | POU 35-14055 and 35-14057 Northern Agriculture II |
|  | POU 35-14055 and 35-14057 |
|  | Township/Range |
|  | Sections |
|  | QQ |
|  | Water Right POU |
|  | Parcels |



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