



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WARDEN

April 3, 2006

Kent W. Foster, Esq.
Holden, Kidwell, Hahn & Crapo, PLLC
P.O. Box 50130
Idaho Falls, ID 83405

RE: Nevada Rock & Sand – Notice of Claim to a Water Right

Dear Kent:

On January, 27 2006, I sent a letter to you requesting additional information regarding the water rights of your client, Nevada Rock & Sand. To date, neither Cindy Bird nor I have received a response.

Please provide the information requested in my letter of January 27, 2006 to Cindy Bird by April 28, 2006. If the information is not provided by then, the time constraints will leave IDWR with no option but to disallow your client's claim and address these matters through either the notice of error or the objection process.

If you should have any questions or comments, please feel free to contact Cindy Bird at (208) 547-3993 or me at (208) 287-4813. Thanks, Kent, your attention to this matter.

Very truly yours,

A handwritten signature in black ink that reads "Nick Spencer". The signature is written in a cursive style with a long horizontal stroke at the end.

Nicholas B. Spencer
Deputy Attorney General, IDWR

cc: Cindy Bird