

**WITHDRAWAL
OF
APPLICATION FOR TRANSFER OF WATER RIGHT(S)**

I/We, Boweta LLC and _____
(Applicant's Printed Name) (Applicant's Printed Name)

_____ and _____
(Applicant's Printed Name) (Applicant's Printed Name)

hereby withdraw our Application for Transfer No. 83935 of Water Right

No(s). 34-97, 34-99 & 34-10250

Signed this 6th day of May, 20 20

J.P. Spick, attorney
(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

Holliday, Michael

To: Holliday, Michael
Subject: RE: Boweta LLC - Application for Transfer

-----Original Message-----

From: Holliday, Michael
Sent: Wednesday, May 6, 2020 10:04 AM
To: Nield, Jeff <Jeff.Nield@idwr.idaho.gov>
Subject: RE: RE: RE: RE: RE: RE: Boweta LLC - Application for Transfer

Jeff,

You don't need to do anything else. I will change the status of the application to "withdrawn" today. michael

From: James Speck [mailto:jim@speckandaanestad.com]
Sent: Wednesday, May 6, 2020 9:38 AM
To: Nield, Jeff <Jeff.Nield@idwr.idaho.gov>
Cc: Chris Flanigan <chrisflanigan@me.com>
Subject: RE: RE: RE: RE: RE: RE: Boweta LLC - Application for Transfer

Jeff,

Per the attached my client has decided to withdraw this Application for Transfer. Please reply to confirm this has been done. Thank you.

Jim

-----Original Message-----

From: Nield, Jeff
Sent: Wednesday, April 29, 2020 9:08 AM
To: James Speck
Cc: Chris Flanigan

Jim,

As part of the processing procedure for these transfer applications we must review and evaluate several elements of the water rights. One of the things we must evaluate is the water right validity, which includes whether or not the right is subject to forfeiture. After reviewing aerial imagery (2013, 2015, and 2017) of the place of use, it appears that the place of use has gone through a period of 5 or more years of non-use. Idaho Code 42-223 provides for exceptions, or defenses, to forfeiture. Can you provide an acceptable defense to forfeiture for the water rights?

Please feel free to contact me if you have any further questions.

Thank you,

Jeff Nield

-----Original Message-----