



State of Idaho

DEPARTMENT OF WATER RESOURCES

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BRAD LITTLE
Governor

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October 24, 2019

DAVID PRATT
AND SHARON CHURCH-PRATT
10900 LIBERTY RD
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CHARLES HONSINGER
HONSINGER LAW PLLC
PO BOX 517
BOISE ID 83701

CANADAY PROPERTIES
WARREN BUDELL
9747 E GAT FIELD RD
MONTAUR ID 83617

Re: Withdrawal of Protest against Application for Permit No. 65-23827 (Canaday Properties – Warren Budell)

Dear Parties:

The Idaho Department of Water Resources (Department) acknowledges receipt of the August 28, 2019 *Withdrawal of Intervenor*s. The Department also acknowledges receipt on September 30, 2019 of a form withdrawing the protest filed by David Pratt and Sharon Church-Pratt ("Protestants") in the above-captioned matter. The Department will treat *Withdrawal of Intervenor*s as an unconditional withdrawal. The withdrawal form filed by the Protestants is presented as a conditional withdrawal. The form states that the withdrawal is conditional based on a requirement that they receive timely notification to, "protest any future water right application on the N.F. Little Squaw Creek." The Department discussed the conditional withdrawal with the Protestants in a telephone conversation on 10/23/19 to clarify the intent of the conditional withdrawal. The Protestants confirmed that the request for notification was directed at the Department and is not a condition related to the contested application. As a result of the discussion, the Department will consider the Protestants' withdrawal form as an unconditional withdrawal and as a general request to the Department to be notified of future filings, and not as a conditional withdrawal of Protest.

No protests to the application remain, so the Department will continue processing application for permit 65-23827 and will provide the Protestants and Intervenor's a copy of any decision approving or denying the application.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Nick Miller
Regional Manager
Enclosures