



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

March 19, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

JOE CESTARO
9340 PEBBLE BROOK LN
BOISE ID 83706

RE: Water Right Permit No. 63-12202

NOTICE OF INTENT TO VOID PERMIT

Dear Water Right Holder:

The Department of Water Resources (IDWR) is in the process of reviewing the above-mentioned permit (copy enclosed) for licensure for a waterfall that is located at 9340 W Pebble Brook Ln in Garden City. As part of the review, IDWR confirms that each condition of approval has been met during the development period. In the case of permit 63-12202, it is not apparent how the following condition has been satisfied:

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

In order to issue a license, you must submit documentation that this condition has been complied with, or install a lockable device as required on your permit as soon as possible, or request removal of the lockable device requirement from the permit. If you request removal of the requirement you should also submit documentation that this request would be acceptable to the watermaster of Water District 63, Boise River.

The watermaster for Water District 63, Boise River can be reached at:

Rex Barrie
PO Box 767
Star, ID 83669-0767
(208) 908-5480
waterdistrict63@qwestoffice.net

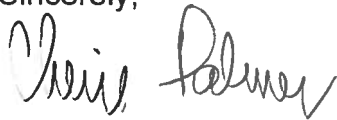
IDWR will hold further action on this permit for 30 days from the date of this letter in order to allow you time to respond. If a response is not received in the allowed time, we will assume that you are not interested in pursuing a water right license and will take action to void the permit.

Page 2
March 19, 2012

Lastly, §42-248, Idaho Code, requires that the property owner of this water right maintain current ownership and address records on file with the Department. I have enclosed the forms to change ownership for your use.

Please contact me at (208) 287-4944 if you have any questions regarding this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cherie Palmer".

Cherie Palmer, Sr. Water Resource Agent
Water Allocation Bureau

cc: Keith S Albi
9340 W Pebble Brook Ln
Boise, ID 83714

Rex Barrie
PO Box 767
Star, ID 83669-0767