



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor

GARY SPACKMAN, Director

February 5, 2015

BLACK MESA FARMS LLC
C/O M CREAMER &/OR M LAWRENCE
PO BOX 2720
BOISE ID 83701-2720

RE: Application for Transfer 78428

Gentlemen:

In late October 2014, the Idaho Department of Water Resources (IDWR) e-mailed information to you and to the protestant seeking additional information from the applicant and comments on the proposed transfer approval from the applicant and the protestant.

As you recall, this included the following points:

- Applicant, mapping information depicting irrigation under the water rights prior to any "fall field prep."
- Applicant, brief plan explaining how fall field prep would be accomplished.
- Applicant and Protestant, comments on the IDWR proposed fall field prep condition of approval responding to the stipulation for withdrawal of protest.

A deadline for the applicant and protestant to respond was not identified because IDWR assumed a sense of urgency for fall field prep activity in 2014. IDWR has not received a reply from either party. The applicant should submit the map and plan information for application processing to continue. IDWR will assume the proposed fall field prep condition satisfies the intent of the stipulation for withdrawal of protest unless hearing otherwise from either or both parties by the deadline identified below.

The applicant should submit the map and plan information by April 1, 2015. IDWR will initiate a rejection of the application without a timely reply, which can include a request for more time. A rejected application may be re-filed when adequate information can be provided. Thank you for your attention to this matter.

Sincerely,

Steve Lester
Interim Western Region Manager

Cc: J. Simpson