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February 20, 2014

Idaho Department of Water Resources
c/o Garrick Baxter
P.O. Box 83720
Boise, ID 83720-0098
Via e-mail: garrick.baxter@idwr.idaho.gov

Re: *Northridge II Subdivision Owners Association's Application for Water Bank (37-22810, 37-22811, 37-22812 and 37-22813)*

Dear Garrick:

As you may know, this firm represents the Northridge II Subdivision Owners Association, Inc. I filed an application to place the aforementioned rights into the Water Bank. Thereafter, the Department sent the original leases directly to my client for signature. I believe my client may have sent the original leases to the Department without my final input. If the originals have not been sent to you, I will, under protest, deliver the leases to you tomorrow, Friday, February 21, 2014, before the Rangen matter.

For the record, I object to Condition No. 3 of the lease terms which states that "[b]ecasue the place of use will continue receiving irrigation from a municipality, this water right cannot be rented without causing engagement." I would like some time to respond to this provision more fully. Perhaps I can have some type of hearing before the Department.

Please advise as to how you wish to proceed. Thank you.

Sincerely,

HAEMMERLE & HAEMMERLE, P.L.L.C.



Fritz X. Haemmerle

FXH: fxh
cc: client