



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

C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Director

January 15, 2013

TERTELING CO INC
3858 GARDEN CENTER WAY STE 300
BOISE ID 83703

RE: **Application for Transfer of Water Right 78371** (Renumbered from 71690)
Rights 63-12, 63-13 & 63-15

Dear Applicant:

We recently upgraded to our computer application for processing transfers. This action required all pending applications to be renumbered in the new system. Your pending Application for Transfer 71690 was renumbered to 78371.

I researched the water right file to determine the current status of this 2004 application. The last correspondence is a letter dated September 13, 2006 from Gary Spackman describing the protest actions and noting that these rights had objections filed against them in the Snake River Basin Adjudication (SRBA). As a result of these contested cases, IDWR held the application pending resolution of these objections. On May 10, 2011 the SRBA court issued partial decrees for these rights resolving the matter.

We have not heard from you regarding your intent for this Application for Transfer since the SRBA issues have been resolved. Since this transfer was originally proposed such a long time ago and your interests may have changed, please advise me if you wish to continue processing this transfer application or no longer wish to proceed with the proposed changes. If you have no further interest in pursuing completion of this application, please submit the enclosed Withdrawal of Transfer form to allow us to simply close the matter.

Note: all file documents related to this transfer are scanned and available for your review on our public website under Right 63-12 using our Water Right Research tool @ <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. The transfer documents are found more specifically under documents labeled "Transfer" in the Process column and in the document file named "63-12 Backfile Water Right file".

The Department will hold further processing of your application for 30 days to allow you to submit written response expressing your intent for this application. After that time, if no response is received, the Department will issue a preliminary order to reject the application.

If you require additional information regarding this matter or assistance in accessing our public website records, please call me directly at (208) 287-4951, e-mail me at pam.skaggs@idwr.idaho.gov or contact me by mail, and I will be happy to assist you.

Sincerely,

A handwritten signature in cursive script that reads "Pamela S. Skaggs".

Pamela S. Skaggs
Water Rights Supervisor

CHARLES L HONSINGER
HONSINGER LAW PLLC
PO BOX 517
BOISE ID 83701