



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C.L. "BUTCH" OTTER, Governor
DAVID R. TUTHILL, JR., Director

May 9, 2011

CHARTER MOUNTAIN RANCH
C/O BRUCE SMITH
MOORE SMITH BUXTON & TURCKE
950 W BANNOCK ST STE 520
BOISE ID 83702

Re: Application for Transfer

Dear Bruce:

I wrote to you on May 15, 2008 regarding a 1998 transfer application filed by Charter Mountain Ranch. You called several days later to confirm that it was almost certain the application had been replaced by transfer application 74513 for Casa del Norte. The latter application was submitted by SPF Water Engineering for the applicant. I understood you were going to let me know if that replacement assumption was incorrect.

The 2008 letter noted the Charter Mountain Ranch application would be rejected and a refund would not be issued if a timely written reply was not received within thirty (30) days. No further communication beyond your telephone call has occurred in this regard.

The 1998 application is being returned instead of being rejected by a preliminary order. A refund is not warranted in this case.

Transfer application 74513 will be processed. A partial copy of that application is enclosed for your convenience. Initial processing will be completed by the department state office staff to help eliminate the transfer backlog. The Western Region office will handle the legal notice process at the appropriate time. The department will keep you apprised of transfer processing results.

Please let me know if you need more information in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Lester". The signature is fluid and cursive.

Steve Lester
Water Rights Supervisor

Enclosure: 1998 Transfer Application for Charter Mountain Ranch

C: Lori Graves, SPF Water Engineering