

Van Bussum, Monica

From: T. J. Budge [tjb@racinelaw.net]
Sent: Thursday, March 29, 2012 12:08 PM
To: Van Bussum, Monica
Subject: RE: Rowlands Inc Water Supply Bank applications (29-4445, 29-11278, 29-13955, 29-14000)

Congratulations on your baby! Boy, girl, first child?

I will get the new applications put together and sent in shortly.

T.J. BUDGE
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From: Van Bussum, Monica [<mailto:Monica.VanBussum@idwr.idaho.gov>]
Sent: Thursday, March 29, 2012 11:23 AM
To: T. J. Budge
Subject: RE: Rowlands Inc Water Supply Bank applications (29-4445, 29-11278, 29-13955, 29-14000)

Hi T.J.,

Thanks for getting back to me so fast. Yes, we can reduce the portions of the Bank lease for the other rights to 0.07 cfs each and limit the entire lease to 0.07 cfs. No extra fees for the additional applications since you've already paid the capped amount on this group. Once I get the signed copies and the new applications, I can move forward with all the leases. I have the documents mostly written so it shouldn't take long. I should mention that I'm due to have a baby the second week of May, so the sooner you can get these in, the better.

Monica

From: T. J. Budge [<mailto:tjb@racinelaw.net>]
Sent: Thursday, March 29, 2012 10:34 AM
To: Van Bussum, Monica
Subject: RE: Rowlands Inc Water Supply Bank applications (29-4445, 29-11278, 29-13955, 29-14000)

Monica,

Thanks for the email. I have a few questions, shown in red text in the body of your email below.

Thanks,

T.J. BUDGE
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From: Van Bussum, Monica [<mailto:Monica.VanBussum@idwr.idaho.gov>]
Sent: Thursday, March 29, 2012 8:34 AM
To: T. J. Budge
Subject: Rowlands Inc Water Supply Bank applications (29-4445, 29-11278, 29-13955, 29-14000)

Hi T.J.,

I am currently processing the Rowlands, Inc., Water Supply Bank lease applications and have a few things I need to address.

First, can you send signed copies of the applications? That's an easy thing to miss and I'll need to make sure we have signed copies for the files. Sure.

Second, 29-11278, 29-13956 and 29-14000 are rate-limited, meaning any rental of any portion of the three needs to include portions of the other two to avoid enlargement. 29-11278 and 29-14000 are offered to the Bank in their entirety but 29-13956 is not. We'll need to include 29-13956 in the lease in its entirety to avoid enlargement. Otherwise, those two applications will have to be denied. Can we simply reduce the portions of 29-11278 and 29-14000 that are available for lease from the Bank to reflect 29-13956 not being in the Bank? The combined limit is 0.11 cfs. 29-13956 provides 0.04 cfs. This would leave 0.07 available to be leased under 29-11278 and 29-14000.

Third, there is a potential overlap issue with another group of rights. 29-2039, 29-4444 and 29-13955 are rate- and acreage-limited. 1.1 acres under 29-13955 is offered to the Bank for this lease but nothing is offered under 29-2039 or 29-4444. Lease and rental of the portion of 29-13955 alone would result in enlargement in both rate and acres, so we'll need to have applications to offer the 1.1-acre portion under 29-2034 and 29-4444 to avoid enlargement. Otherwise, we'll have to deny the application for 29-13955. Okay, I will send applications for a 1.1 acre portion of 29-4444 and 29-2039. Will this require additional filing fees?

I know this email has the potential to be confusing. Give me a call or send me an email if you have questions. Thanks!

Monica

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