



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

February 21, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

MVCP LLC
474 E 550 S
BURLEY, ID 83318

Re: Application for Transfer 77712

Dear Applicant:

The Department of Water Resources has received your Application For Transfer. Preliminary review of the application indicates that it is incomplete. The required information is described below.

Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer.

The fee was not submitted correctly. Amount Submitted \$3,380.00.

Correct Fee Amount with ownership changes \$3,530.00.

Additional Fee(s) required for water right ownership changes: Fee due \$ 150.00

The ownership documentation has not been reviewed at this time. Your consultant has agreed to provide a guide to the many documents submitted to clarify which properties are related to which parties and subsequent assignment of interest to MVCP LLC.

The ESPA model results submitted by your consultant have not been evaluated at this time. I will notify him if more information is necessary.

Submit a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application showing how all are part of a single integrated system.

The rate of diversion for irrigation and stockwater uses under Right 45-690 are not additive. The irrigation use will be reduced 2.5 acres to provide for the 0.05 cfs stockwater use separated through the transfer as currently proposed.

The transfer application proposes to change the place of use of three (3) partially supplemental groundwater irrigation rights (45-7118, 45-7125 and 45-7317).

Please provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. Describe how the use under these rights will not be enlarged through the proposed changes.

Please contact me if you have any questions regarding this matter. I will continue to move forward with review of the ESPA model and ownership documents while the other information is gathered.

Sincerely,

A handwritten signature in cursive script that reads "Pamela S. Skaggs". The signature is written in black ink and is positioned above the printed name.

Pamela S. Skaggs

Water Rights Supervisor

CC:

BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83301