



August 10, 2011

CORPORATE HEADQUARTERS

Doug Jones
Technical Engineer
State of Idaho
Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls, ID 83301

RECEIVED

AUG 11 2011

**DEPT. OF WATER RESOURCES
SOUTHERN REGION**

Re: Application for Transfer of Water Right 47-39A.

Dear Doug:

The existing point of diversion for this water right, together with approximately 300 ft. of ditch used to transport water to the place of use, are both situated on land owned by the BLM. For this reason, the BLM objected to the claim filed by the J. R. Simplot Self-Declaration of Revocable Trust ("Simplot Trust") to this water right in the Snake River Basin Adjudication. In an attempt to resolve the BLM's concerns the Simplot Trust applied with the BLM for a right-of-way in May, 2010 to authorize the use of BLM land for these purposes. We were recently informed that the cost to conduct the various analyses required by the BLM to authorize this use ranges from \$15,000 to \$25,000.

In an attempt to reach a more reasonable and cost effective resolution to the BLM's concerns a transfer application was prepared to move the point of diversion downstream on Cedar Creek approximately 300 ft. If approved, this transfer will place the point of division on land owned by the Simplot Trust and a new segment of ditch will be installed on Simplot Trust land to connect to the point of diversion to the ditch historically used to transport the water to Simplot Trust land.

Enclosed for filing is the application to accomplish moving the point of diversion for water right 47-39A approximately 300 ft. downstream. I am also enclosing a \$500.00 check for your use in covering the IDWR's transfer processing fee. If you need any additional information to proceed with the processing of this transfer, please contact me.

Sincerely,

Vic Conrad
Land, Water & Asset Recovery

Enclosure

c: C. Jones (w/enclosure)
J. Kelly (w/o enclosure)
D. Negri (w/enclosure)
F. Price (w/enclosure)
G. Young (w/o enclosure)