



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

May 2, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

BURLEY WEST INVESTMENTS LLC
PO BOX 584
RUPERT ID 83350

**RE: APPLICATION(S) TO LEASE WATER RIGHT NO(S). 45-2509 AND 45-13522
TO THE WATER SUPPLY BANK**

Dear Applicant:

The Idaho Department of Water Resources (Department) acknowledges receipt of the application(s) and filing fees to lease the above referenced water right(s) to the Idaho Water Resource Board's Water Supply Bank (Bank). The Department will review your application as resources allow. If the application(s) is not processed prior to the end of the proposed lease period, it will be returned to the applicant. The Department regrets any inconvenience caused by the delay.

If the right is determined to be eligible for acceptance into the bank, the right will be entered into the bank as of the date of receipt of the application. The acceptance date may be adjusted if additional information is required. Please note the forfeiture period is not tolled unless a right is accepted into the Bank, or unless an exception or defense to forfeiture applies as described under Idaho Code § 42-223. If forfeiture is a concern, you may consider filing an Application for Extension of Time to Avoid Forfeiture of a Water Right. This and other water right forms are available from the Department's web site, <http://www.idwr.idaho.gov>.

Sincerely,

for Monica P. Van Bussum
Sr. Water Resource Agent
(208) 287-4907
Monica.vanbussum@idwr.idaho.gov

Encl (Receipt C092948)

c: Paul L Arrington – Barker Rosholt & Simpson LLP