



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 4, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

BLACK CANYON PARTNERS LLC
ATTN: HARRY L BETTIS
PO BOX 7
EMMETT ID 83617

RE: LEASE OF WATER RIGHT NOS. 65-2307, 65-2538, 65-2541, 65-2546, 65-2633, 65-7817, 65-10543, 65-11362, AND 65-11363 TO THE WATER SUPPLY BANK

Dear Applicant:

On July 27, 2007, the Idaho Department of Water Resources (Department) received your applications to lease the above-mentioned water rights to the Water Supply Bank (Bank). On March 29, 2011, Dan Nelson of the Department sent a letter to you regarding some concerns with processing the applications.

First, the applications were originally filed by Tony Loucks and Tom Blessinger. You are currently listed as the contact for Black Canyon Partners LLC. The letter sought confirmation of how you wished to proceed with the applications. It does not appear you have filed a change of address with the Department. I have enclosed an address change form for your convenience.

Second, the original lease applications did not specify a lease period.

We received no return correspondence from you. It appears you do not wish to pursue the lease applications and ^{we} are returning these applications unprocessed.

If you still wish to offer the right for lease to the Bank, please submit a new application along with applications to lease the appropriate portions of both water rights. Future lease applications must be on current Department application forms and include all requested information including a map of the specific acres to be idled during the lease period and evidence that the offered rights have been used within the previous five years.

Please note a water right is not protected from forfeiture unless it 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. If you have any questions, please contact me at (208) 287-4907.

Sincerely,

Monica Van Bussum
Sr. Water Resource Agent

c: John Westra – IDWR Western Regional Office
Black Canyon Partners LLC; 124 W Main St, Ste D; Emmett, ID 83617