



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

February 9, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Brackett Ranches Limited Partnership
261 Devil Creek Road
Castleford, ID 83321

Dear Mr. Brackett:

A recent review of water right applications in our office revealed an unresolved pending water right transfer application, #76213, filed with the Idaho Department of Water Resources. You submitted the application in December 2009 on behalf of Brackett Ranches Limited Partnership. Upon receiving the application, the Department receipted the filing fee and assigned the application a transfer number. The application proposes correcting the point of diversion and place of use descriptions of SRBA decree 47-12060. The application also proposes adding additional stockwater locations as authorized places of use of this right. During the review of the application it was noted that there was no proof of ownership indicating the applicant owns the land where the additional stockwater locations are situated. On February 4, 2010 correspondence from the Department was sent to Brackett Ranches Limited Partnership advising the partnership that appropriate documentation needs to be submitted to demonstrate ownership of the previously mentioned proposed stockwater locations.

On December 6, 2010 a second letter of correspondence was sent to Brackett Ranches Limited Partnership emphasizing the need for the above mentioned information to be submitted within 30 days to proceed with the processing of transfer #76213.

This is a last attempt to allow you to submit information indicating the applicant, Brackett Ranches Limited Partnership, has legal authority and/or permission to move water right 47-12060 to the previously mentioned lands. If adequate information is provided, then the department will proceed with the processing of Transfer application #76213.

In closing, as currently filed, the Department cannot ascertain that you have the authority to file the application. **The Department will hold further processing of your application for 14 days in order for you to submit information indicating your authority to transfer the right to the proposed place of use. After that time, if nothing is received, the Department will issue a preliminary order to reject the application.** As an alternative, you may formally withdraw pending transfer #76213 by signing the enclosed form and returning it to our office.

If you have any questions, or if I can be of any further assistance, feel free to contact me at your convenience.

Sincerely,

Jana Reeder
Senior Water Resource Agent