



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Interim Director

December 29, 2009

Indian Creek Ranch Owners Association
PO Box 3411
Hailey, ID 83333

Gentlemen:

A recent review of water right applications in our office revealed that you have an unresolved pending transfer application, # 73734, filed with the Idaho Department of Water Resources (IDWR). The application was submitted by Brockway Engineering in September of 2004 and seeks to create a 407 acre permissible place of use and add numerous points of diversion to two Indian Creek water rights associated with the Indian Creek Subdivision. Note that in April of 2005 IDWR informed Brockway Engineering of some issues with the application (*see the enclosed April 19, 2005 letter*).

The transfer application involves Indian Creek Ranch Owners Association's water rights involved in the Snake River Basin Adjudication (SRBA). Objections have been filed to the recommendations prepared for the rights involved in the transfer and these various objections have not yet been resolved. IDWR policy is to delay the processing of water right transfer applications involving rights with objections in the SRBA until the rights are decreed or the objections are resolved (*For a more detailed explanation of the policy see the enclosed February 18, 2009, memorandum*).

This letter provides notice to you that your transfer application, # 73734, is still pending with IDWR, and may be pending for some time. If desired, you may withdraw transfer application # 73734 by submitting the enclosed form with an Indian Creek Ranch Owners Association representative's signature to our office. Including a written request, will allow us to initiate a refund of the \$410.00 filing fee to Indian Creek Ranch Owners Association (paid via Indian Creek Ranch Owners Association check # 4285 per IDWR receipt # S027079). Once the objections are resolved through the SRBA process, you may file a transfer application again at any time in the future.

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

Sincerely,

Corey Skinner, PE
Water Resource Engineer

Enclosures

cc: Brockway Engineering – w/o enclosures