



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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August 31, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

BUCKEYE FARMS INC
PO BOX 269
HAGERMAN ID 83332

PROOF DUE NOTICE

RE: PERMIT NO. 36-8785

IMPORTANT: A response from you is required to maintain the active status of the referenced water right permit. If no response is received from you, the permit will lapse and your authorization to develop and/or use this water right will be cancelled.

Dear Permit Holder:

One condition of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before November 1, 2010. Enclosed is a form, which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner examination fee or a completed field examination report prepared by a certified water right examiner, may be used to submit the required proof, if the water right has been applied to its beneficial use.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been delayed by a federal agency or by litigation that brings title to the water in question, an extension of time may be granted if appropriate documentation is provided at the time of filing. An extension request must be accompanied by a \$50.00 filing fee and signed by the appropriate authorized permit holder(s) or authorized representative with a power of attorney.

Either an acceptable proof or an acceptable extension request must be received by this department on or before the above proof due date. If neither is received, the department will send you a lapse notice and the permit will no longer be of any force nor effect.

Sincerely,

Emalee Rushing
Office Services Supervisor

Enclosures

cc: ERO RESOURCES CORP
BARKER ROSHOLT & SIMPSON LLP

