

JUN 18 2010

DEPARTMENT OF  
WATER RESOURCES

June 18, 2010

*\*Delivered by Hand\**

Jeff Peppersack  
Bureau Chief  
Water Allocation Bureau  
Idaho Department of Water Resources

Laura E. Burri  
Adam S. Christenson  
Jeffrey R. Christenson  
David P. Claiborne  
S. Bryce Farris  
Jon C. Gould  
David Hammerquist  
Charles L. Honsinger \*\*  
James P. Kaufman  
Jennifer Reid Mahoney  
James G. Reid \*  
Daniel V. Strenson

Re: Transfer No. 3990/Water Right no. 63-3603

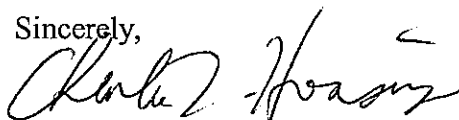
Dear Jeff:

Enclosed herewith, please find a Petition to Rescind the above referenced approved Transfer of Water Right no. 63-3603. As you and I discussed earlier today, the proposed points of diversion approved under the Transfer were never constructed, and the Transfer Application itself did not properly represent all points of diversion of water right no. 63-3603 at the time.

As we also discussed, we are working with Vicky Music of IDWR's Adjudication Bureau in an effort to resolve issues with this and other water rights claimed in the SRBA by my client. It is at her suggestion that I am submitting this petition. I invite you to contact myself, Ms. Music, or Nick Spencer should you need additional information or analysis to resolve the issues raised by this Petition. Finally, I request that, to the extent possible, IDWR expedite the processing of this Petition so that we can resolve the issues in the SRBA with Ms. Music and Mr. Spencer prior to upcoming deadlines. I am sorry to request this expedition as I am sure it further burdens your already busy schedule, but I simply must do so.

Thank you for your help earlier today, and for your expected cooperation with this matter. As mentioned above, please contact me with any questions or concerns you may have.

Sincerely,



Charles L. Honsinger

cc: Vicky Music  
Nick Spencer  
Joe Terteling  
Ed Squires

RECEIVED

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DEPARTMENT OF  
WATER RESOURCES

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Attorneys for Petitioners T-7, LLC/The Terteling Company, Inc.

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

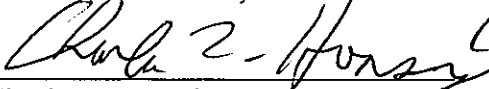
IN THE MATTER OF APPROVED  
TRANSFER NO. 3990

PETITION TO RESCIND TRANSFER

COMES NOW, T-7, LLC, the successor in interest to Terteling Trust No. 7, together with The Terteling Company, Inc., the recommended owner of water right no. 63-3603 in the Snake River Basin Adjudication, by and through their attorneys Ringert Law, Chartered, and hereby Petition the Idaho Department of Water Resources to rescind Transfer No. 3990, approved on October 5, 1992. This Petition is made for the reason that the proposed new point(s) of diversion approved under Transfer no. 3990 were never constructed, and for the reason that the existing points of diversion listed by the applicant for Transfer no. 3990 erroneously failed to include all existing points of diversion.

Dated this 18<sup>th</sup> day of June, 2010.

RINGERT CLARK, CHARTERED

By 

Charles L. Honsinger  
Attorneys for Petitioners T-7, LLC and  
The Terteling Company, Inc.