

September 16, 2009

Greg Sullivan E.I.T.
Brockway Engineering
2016 North Washington St.
Suite 4
Twin Falls, Idaho 83301

Re: Application for Transfer – Ranch Properties LLC/1-10443 & 45-11969

Dear MR. Sullivan:

Please find enclosed the water right transfer application you recently submitted in the name of Ranch Properties. Also enclosed is the \$290.00 filing fee (Brockway Engineering check #8833) that was submitted with the application. The application is being returned so that some items can be addressed to allow for the processing of the application.

Review of Department records indicates that right 45-11969 lists several current owners of the water right. A warranty deed was submitted for Frenchman's Island Resort (Neil and Teresa Larsen, members) to sell and convey unto Ranch Properties, Frenchman's Island Resort. Neil Larsen is only one of the four current owners of the above mentioned water right. Adequate documentation must be included to show that Mr. Larsen can act on behalf of the other owners, or that the other owners of water right 45-11969 conveyed, sold or on longer have an interest in water right 45-11969.

A detailed examination of the warranty deed submitted also raises the question as to whether or not Frenchman's Island Resort owns all of the property. The warranty deed list two "exceptions" of the property, therefore clarification or documentation showing ownership of these parcels is needed.

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Application for Transfer – Ranch Properties.

Item 5b, Part 1 list's Larson Patrick McCall Partnership as owners of the property at the point(s) of diversion, and according to the above mentioned warranty deed the property is owned by Frenchman's Island Resort (Neil and Teresa Larsen, members). Examination of county tax lot information available to the Department shows that Neil Larsen is the current owner of the property.

Item 5c, Part 1 was not answered concerning if the lands involved in the transfer are subject to any liens, deeds of trust, mortgages or contacts. A notarized statement from the holder of the lien, deed of trust, mortgage or contacts agreeing to the proposed changes on official letterhead signed by an authorized representative is required.

Please feel free to contact this office if you have any questions.

Sincerely,

Benny Walker
Water Resource Agent
Enclosure

Cc: Ranch Properties LLC
with out enclosures