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Hydraulics

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Water Resources

RECEIVED

OCT 23 2009

**DEPARTMENT OF
WATER RESOURCES**

October 22, 2009

Cherie Padilla
IDWR State Office
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Re: Amended Water Right Transfer Application #'s 68497 and 68498- Brett & Patricia Bashaw Family Trust c/o: Gerald Bashaw.

Dear Cherie,

This letter addresses the concerns that you outlined to a letter sent to our office on September 24th 2009, requesting amendments to pending water right transfer application #'s 68497 and 68498. Per your request, we have amended these water right transfers to reflect changes in the water rights due to recent recommendations by IDWR in the SRBA. The attached water right transfers should replace the existing water right transfers #'s 68497 and 68498 that you have on file.

Attached are two water right transfer applications in the name of the Brett & Patricia Bashaw Family Trust c/o: Gerald Bashaw. Mr. Bashaw seeks create a 850.1 acre permissible place of use so that water rights currently appurtenant to the Picabo Ranch may be used more efficiently on the ranch.

The sole intent of these amended transfers is to create a PPU in which both surface and ground water rights can be used for irrigation; there will be no enlargement or increase in the number of total allowable irrigated acres (638.1) under the existing recommended water rights after this transfer is approved. Currently, the irrigation system on the Picabo Ranch is connected together, allowing all water rights to be used anywhere within the proposed PPU.

Also attached is a limited power of attorney (LPA) document allowing Brockway Engineering to amend the original water right transfer applications, and a check from Brockway Engineering for \$100.00 to cover the amendment fee (\$50.00 each) for the two attached amended transfer of water rights applications. Please copy our office on all correspondence dealing with these water right transfer applications. Don't hesitate to contact our office with questions or comments, thanks for your time and have a great day.

CHARLES E.
BROCKWAY,
PH.D., P.E.

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BROCKWAY,
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IDAHO 83301

208•736•8543

FAX: 736•8506

Regards,

A handwritten signature in black ink, appearing to read "Zach Latham", with a long horizontal flourish extending to the right.

Zach Latham, M.S., Hydrologist

Attachments: (2) Transfer of Water Rights Applications.
 (1) Map of Proposed PPU and Current POD's.
 (1) Limited Power of Attorney Document.
 (1) Ownership Document.

Brockway Engineering Check # 8946

Cc: Gerald Bashaw