

Law Offices of
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RECEIVED
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DEPARTMENT OF
WATER RESOURCES

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July 20, 2009

Aaron Marshall
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098

Re: Lebrecht Application to Idaho Department of Water Resources
Application to Rent Water From the Water Supply Bank Water Right No. 35-08362
B & H Matter No: 5843

Dear Mr. Marshall:

This letter is written on behalf of Alan Funk, who leased water to the Water Bank, which was then "subleased" to Wulf Lebrecht or his corporation Big Butte Ranch, Inc.

It is my understanding under the Water Bank rules that Mr. Funk is entitled to payment of 90% of the rental. Mr. Funk advises me that he has not received any payment.

Could you please advise as to whether the owner of water leased to the Water Bank is entitled to reimbursement for 90% of any rent received, and if so, when Mr. Funk might expect payment?

Any clarification or any misunderstanding implicit in this letter will be greatly appreciated.

Very truly yours,

BAKER & HARRIS



Dwight E. Baker
DEB/ls

cc: Wulf Lebrecht
Alan Funk