



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 4, 2005

GREGORY & JOYCE TROOST
C/O STEVEN HANNULA
ERO RESOURCES CORP
3314 GRACE ST
BOISE ID 83703

Re: Applications for Transfer of Water Rights

Dear Applicant:

Your two applications for transfer to change several water rights were recently received. Processing of the applications must be delayed as explained below.

Your applications describe water rights for which Snake River Basin Adjudication (SRBA) Claims have been filed. SRBA Claims in the area affected by the transfer applications are currently being reviewed. The role of the Idaho Department of Water Resources (IDWR) in the SRBA is to review claims and make recommendations regarding those claims to the SRBA Court. Recommendations are presented to the court in a Director's Report. Potentially affected parties may object to recommendations in a Director's Report. This process introduces uncertainty regarding water rights until the objection period is over.

IDWR's limited staff resources must be used to complete the remaining Director's Reports during the next year. Additionally, experience indicates that processing an application for transfer in an area where a Director's Report is being prepared can result in confusion and complications by mixing judicial (SRBA) and administrative (transfer) actions.

The SRBA objection period for your area is expected to conclude sometime during the latter half of next year. Based on that schedule and the above reasoning, your applications for transfer cannot be processed at this time. IDWR will hold your transfer applications until that time and will notify you at the appropriate time to allow your applications to be processed.

IDWR regrets the inconvenience undoubtedly caused by this necessary delay. Please contact me at 208-334-2190 if you have any questions in this regard.

Sincerely,

Steve Lester
Water Rights Supervisor