



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor
GARY SPACKMAN, Interim Director

November 9, 2009

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

Re: Application for Transfer No. 73902

Dear Applicants:

Legal notices for transfer applications 73902 and 73903 regarding "Farm #1" and "Farm #2" will be published in the last half of this month. While that occurs, additional information is needed for application 73902, Farm #2.

The department does not dispute that you own the water rights in question. There is some question, however, regarding land ownership for the proposed place of use. The application proposes a place of use that includes most of Section 26 and a portion of Section 35. The application does not contain any ownership documentation about proposed lands. The Payette County tax lot information lists Elden and Melba Jean Lind as the current owners of all the involved Section 26 land. (Section 35 land is listed in your name in the county records.)

Please provide information to confirm one of the following alternatives for Section 26.

- The county records are incorrect, and you own the entire proposed place of use in Section 26. A warranty deed or similar proof of land ownership would be needed to support the application; or
- The county records are correct. Lind has authorized you to use your water rights on Lind property. Lind's written consent in that regard would be needed.

Please provide the information by December 31, 2009 to maintain the application in good standing. Alternately, you can request more time to provide the information if you prefer. Please contact me at 334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,

Steve Lester
Water Rights Supervisor

Request for information