



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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July 1, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

STONEBRIAR HOMEOWNER'S ASSOCIATION INC
6223 N DISCOVERY WAY STE 120
BOISE ID 83713

RE: Transfer Application 71069, Eureka Water Co., Permit Applications Nos. 63-31134, 63-31135, 63-31136

Dear Sir or Madame,

As you may be aware, Michael C. Creamer through a May 18, 2009 letter forwarded you the Department's May 6, 2009 letter in regards to the above mentioned applications. The Department's letter explained that further information is needed regarding the mitigation plan for the ponds within the Stonebriar Subdivision. I have enclosed a copy of both letters for your convenience.

The Department will hold further processing of the transfer and permit applications for thirty (30) days to allow submittal of the required information. Additional time may be granted by the Department upon receipt of a written request and sufficient justification for an extension. After that time, if adequate information is not received, the Department will issue a preliminary order to reject or deny the applications. If you have any questions please don't hesitate to contact me at (208) 287-4949.

Sincerely,

Nicholas Van Dyke
Resource Agent
Water Allocation Bureau

Enclosures

cc: Ringer Clark Chartered - Daniel V. Steenson

GIVENS PURSLEY LLP

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May 18, 2009

Stonebriar Homeowner's Association, Inc.
6223 N. Discovery Way, Ste. 120
Boise, ID 83713

Re: *Transfer Application 71069, Eureka Water Co., Permit Nos. 63-31134,
63-31135 & 63-31136*

Dear Sir or Madame:

I am transmitting correspondence that I recently received from the Idaho Department of Water Resources concerning water rights used within the Stonebriar subdivision for irrigation, aesthetic and other uses.

This firm previously represented Stonebriar Development, Inc., in connection with its seeking approval from the Department of certain water right appropriations and the change in nature of use of water rights delivered to the Stonebriar subdivision by the Eureka Water Company. It appears that the processing of these applications now is proceeding. In the interim, however, Stonebriar Development, Inc., has dissolved and no longer is our client. We have not represented, and do not currently represent, Stonebriar Homeowner's Association, Inc. We are forwarding the enclosed correspondence to the Association as the likely successor-in-interest to Stonebriar Development, Inc., with respect to these applications.

Please be aware that the enclosed correspondence may be time sensitive and may require a response to avoid the cancellation of applications or possible imposition of undesirable conditions by the Department.

If the Association would like to retain our firm to assist it with respect to this matter, please feel free to contact me.

Sincerely,



Michael C. Creamer

Enclosure
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