



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
DAVID R. TUTHILL, JR., Director

July 25, 2008

Terry Scanlon
SPF Water Engineering, Inc.
600 E. River Park Lane, Ste. 105
Boise, ID 83706

Re: JMM Dry Creek, LLC, Application for Transfer No. 73817

Dear Terry:

The Idaho Department of Water Resources (IDWR) is currently reviewing the above referenced application for transfer to change water rights. Additional information is needed to evaluate and process this application. On May 5, 2008, I e-mailed you regarding omissions in the application. I did not receive the information requested and followed up with a second e-mail on July 14, 2008. As of today, I have not received the documentation I need to continue to process this application.

Specifically, the question in Part 1(6)(a), page 2, was not answered. This question asks if the property is subject to any mortgages, liens, deeds of trust or contracts and if so, requires a notarized statement from the instrument holder agreeing to the changes.

The applicant must correct the omission in Part 1(6) (a), with an amended page 2 of the Application for Transfer. The applicant must sign and date the amended page 2 and return it to me with the notarized statement if one is required. The most efficient way to correct this omission is for you to send a copy of your page 2 of the application to your client with instructions.

The applicant may seek additional time to provide the information by making a written request to delay processing. A written response including the requested information, or a request for more time to seek the information, must be received by August 25, 2008.

Without a timely reply, IDWR will issue a preliminary order to reject the application. The application fee will not be refunded for a rejected application. A rejected application may be re-filed when adequate information can be provided.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Vicky L. Music". The signature is fluid and cursive, with the first name "Vicky" being more prominent and the last name "Music" following in a similar style.

Vicky L. Music
Sr. Water Resource Agent
Western Region