



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

September 22, 2008

CITY OF KUNA
C/O ED SQUIRES
HYDRO LOGIC INC
1002 W FRANKLIN ST
BOISE ID 83702

Re: Application for Transfer No. 75059

Dear Ed:

The above referenced transfer application is being processed. Legal notices should run in the first half of October with a protest deadline of October 20, 2008. The Idaho Department of Water Resources (IDWR) should be able to confirm protests or lack thereof by October 23 if you want to call or visit then.

A \$2000 refund will be issued to you under separate cover for over payment of the \$610 application fee.

One step in processing transfers is IDWR confirmation of the validity of the rights being changed. In this case, the two older rights are presumed valid based on Snake River Basin Adjudication (SRBA) Recommendations for which objections have not been filed. The other right, 63-11970, is not involved with the SRBA. That right was licensed in 1996 and reviewed again in IDWR approval of Transfer No. 69087 in 2001.

IDWR does not have any information confirming the use of right 63-11970 within the past five years. Please provide verification that this right has been fully diverted within the past five years (pump records or other confirmation of peak use of the well).

Please submit the requested information while application processing continues. You may seek additional time to provide the information by making a written request to delay processing. Your written response including the requested information, or a request for more time to seek the information, must be received within thirty (30) days of the date of this letter.

Without a timely reply, IDWR will issue a preliminary order to reject the application. A rejected application may be re-filed when adequate information can be provided.

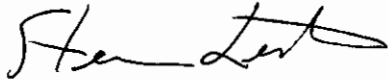
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Please contact me at your convenience if you have any questions or need more information. Thank you for your attention to these matters.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Lester". The signature is fluid and cursive, with the first name "Steve" and last name "Lester" clearly distinguishable.

Steve Lester

Water Rights Supervisor