

Padilla, Cherie

From: Rob Harris [rharris@holdenlegal.com]
Sent: Thursday, May 01, 2008 2:02 PM
To: Padilla, Cherie
Subject: RE: Transfer 73532 Pancheri Inc.

Cherie:

My apologies for the delay in responding. Thank you for your earlier email. The changes you suggested will revise the transfer to what was originally intended. Please make the necessary changes. We would like to see a draft of the amended transfer before it is finalized with the conditions included as you have proposed.

Thanks very much for your assistance with this matter.

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, PLLC
1000 Riverwalk Drive, Suite 200
P.O. Box 50130
Idaho Falls, ID 83405-0130
Phone: (208) 523-0620
Fax: (208) 523-9518
E-Mail: rharris@holdenlegal.com

Confidentiality Notice: The information contained in this electronic e-mail and any accompanying attachments, all of which may be confidential and/or privileged, is intended only for use by the person or entity to whom it is addressed. If you are not the intended recipient, any unauthorized use, disclosure or copying of this e-mail and its contents is strictly prohibited and may be unlawful. If you are not the intended recipient, please immediately notify the sender by return e-mail and delete the original message and all copies from your system. Thank you.
Internal Revenue Service Circular 230 Disclosure: Please note that any discussion of or advice regarding United States tax matters contained herein (including any attachments hereto) does not meet the requirements necessary to be a "covered opinion" as defined in Internal Revenue Service Circular 230, and therefore, is not intended or written to be relied upon or used and can not be relied upon or used for the purpose of avoiding federal tax penalties that may be imposed or for the purpose of promoting, marketing, or recommending any tax-related matters or advice to another party.

From: Padilla, Cherie [mailto:Cherie.Padilla@idwr.idaho.gov]
Sent: Monday, April 28, 2008 4:47 PM
To: Rob Harris
Subject: RE: Transfer 73532 Pancheri Inc.

Robert,
I would like to move forward with the changes that you requested on behalf of your client, Pancheri Inc. However, I need to get a confirmation from you first that what I documented in the attached email is indeed what you and your client intend to do. You can email or fax me a response so I can properly document the file. Thank you for your attention to this matter.

Cherie Padilla
Water Resource Agent
Water Allocation Bureau
Idaho Department of Water Resources
Phone (208) 287-4944
Fax (208) 287-6700
email: cherie.padilla@idwr.idaho.gov

5/8/2008

From: Rob Harris [mailto:rharris@holdenlegal.com]
Sent: Wednesday, April 16, 2008 5:50 PM
To: Padilla, Cherie
Subject: RE: Transfer 73532 Pancheri Inc.

Cherie:

Thanks very much for the email. I will review it tonight with my notes in the file, and then hopefully get back with you tomorrow.

Thank you for your assistance.

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, PLLC
1000 Riverwalk Drive, Suite 200
P.O. Box 50130
Idaho Falls, ID 83405-0130
Phone: (208) 523-0620
Fax: (208) 523-9518
E-Mail: rharris@holdenlegal.com

Confidentiality Notice: The information contained in this electronic e-mail and any accompanying attachments, all of which may be confidential and/or privileged, is intended only for use by the person or entity to whom it is addressed. If you are not the intended recipient, any unauthorized use, disclosure or copying of this e-mail and its contents is strictly prohibited and may be unlawful. If you are not the intended recipient, please immediately notify the sender by return e-mail and delete the original message and all copies from your system. Thank you.

Internal Revenue Service Circular 230 Disclosure: Please note that any discussion of or advice regarding United States tax matters contained herein (including any attachments hereto) does not meet the requirements necessary to be a "covered opinion" as defined in Internal Revenue Service Circular 230, and therefore, is not intended or written to be relied upon or used and can not be relied upon or used for the purpose of avoiding federal tax penalties that may be imposed or for the purpose of promoting, marketing, or recommending any tax-related matters or advice to another party.

From: Padilla, Cherie [mailto:Cherie.Padilla@idwr.idaho.gov]
Sent: Wednesday, April 16, 2008 1:18 PM
To: rharris@holdenlegal.com
Subject: FW: Transfer 73532 Pancheri Inc.

Robert,

I left a message for you on Friday to have a discussion about transfer 73532 and the modifications you requested. I am sending this email to outline the changes as the Department sees them.

Surface water Right 33-35A:

The right will retain the point of diversion from Little Lost River per transfer approval, and will also include the original source & point of diversion from Badger Creek, NESESW Sec. 34, T09N, R27E.

Groundwater Rights 33-2068A and 33-10997 :

Both of these rights will maintain their point of diversion, redistribution & injection per transfer approval, and will include the original redistribution/exchange point from Badger Creek, NESESW Sec 34 T09N, R27E.

Condition of approval #1 for 33-2068A and #8 for 33-10997 will also be modified as follows:

Water diverted under this right is exchanged by injecting water diverted under this right into the Little Lost River at the point of injection described above, and diverting an equal amount from Little Lost River or **Badger Creek** at the point of redistribution(s) described above.

5/8/2008

All three right will include condition:

The diversion or rediversion point on Badger Creek described within the NESESW, T09N, R27E, Sec. 34 within Butte County, Idaho, shall not be used under this right prior to December 31, 2037.

*Cherie Padilla
Water Resource Agent
Water Allocation Bureau
Idaho Department of Water Resources
Phone (208) 287-4944
Fax (208) 287-6700
email: cherie.padilla@idwr.idaho.gov*

!DSPAM:1090,481653d2231131200810059!

5/8/2008