

HOFSTETTER LAW OFFICE

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December 7, 2005

RECEIVED

DEC 09 2005

WATER RESOURCES
WESTERN REGION

Steve Lester
Water Rights Supervisor
Western Region
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

Re: Ted &/or Sandy Cantrell
Applications for Transfer of Water Right Nos. 57-7100 and 2-202A

Dear Mr. Lester:

I enclose two original executed Application for Transfer Preliminary Processing Agreements, one for Water Right No. 57-7100 and one for Water Right No. 2-202A. Please let me know if you need any further information or have any questions about this matter. Thank you.

Sincerely,

HOFSTETTER LAW OFFICE, LLC



Dana L. Hofstetter

Enclosures

cc: Ted and Sandy Cantrell w/ enclosures
D:/4037.1/6724

APPLICATION FOR TRANSFER PRELIMINARY PROCESSING AGREEMENT

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Applicant should complete the items shown in italics.

As regular processing of your transfer application has been delayed due to the completion of the Snake River Basin Adjudication (SRBA), the Idaho Department of Water Resources (IDWR) agrees to preliminary processing for the following transfer application:

Applicant name: Ted Cantrell # 57-7100

Agreement Conditions

1. IDWR will complete a cursory review of the application and advertise it in the legal notices of the appropriate newspaper.
2. If protests are not filed against the application, you may seek a water bank lease for one year.
3. If a protest(s) is filed against the application, the application will return to "delay status" without further processing.
4. Approval of a water bank lease would authorize diversion of water from an existing point of diversion only. Construction of a new well(s) is not authorized by the preliminary process, for example.
5. Regular processing of the transfer application will resume after completion of the SRBA objection period for your area. The application may need to be amended and/or re-advertised if deemed necessary by regular processing.
6. Preliminary processing of this transfer application in no way confirms the validity or elements of the water right(s) listed.
7. The applicant agrees to remove IDWR from all liability actions regarding the preliminary processing of this application.
8. Failure of the applicant to comply with the conditions of this agreement is cause for the IDWR Director to rescind the agreement.

I (We) accept the above conditions dated this 4 *day of* December, 2005.

Applicant signature: Ted Cantrell