



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

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September 10, 2007

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

GIVENS PURSLEY LLP
ATTN MICHAEL CREAMER
PO BOX 2720
BOISE ID 83701

RE: APPLICATIONS FOR PERMIT 63-32143 (ROTH CONSTRUCTION) AND 63-31934 (LAKELAND VILLAGE LLC) AND TRANSFER 73632(NEW UNION DITCH CO LTD)

Dear Mr. Creamer:

Our office has completed our review and advertising of application for transfer 73632 for New Union Ditch LTD. Our office has also reviewed and advertised applications for permit 63-32143 for Roth Construction and 64-31934 for Lakeland Village LLC. During the preparation to send these applications to our State Office for final review, we discovered that the water right involved in transfer 73632, 63-146, has been objected to in the Snake River Basin Adjudication (SRBA) courts.

Whereas all three of these applications are tied to water right 63-146, we are required to hold these applications until the objections have been resolved. Therefore, these applications will be put on indefinite hold until the issues with 63-146 have been resolved.

If you have any questions or concerns please contact me at the above address.

Respectfully,

Daniel A. Nelson
Sr. Water Right Agent

Cc Christian Petrich – SPF Water Engineering