

**BROCKWAY**  
ENGINEERING  
P.L.L.C.

Hydraulics

Hydrology

Water Resources

September 26, 2005

Idaho Department of Water Resources  
Attn: Allen Merritt  
1341 Fillmore St, Suite 210  
Twin Falls, ID 83301

Re: Mart Produce & PKD Transfers

Dear Allen:

Enclosed please find 2 transfers prepared on behalf of Mart Produce and PKD Properties. These transfers are designed to provide additional water for commercial uses at an existing commercial facility while creating a permissible place of use for the remaining irrigation water rights.

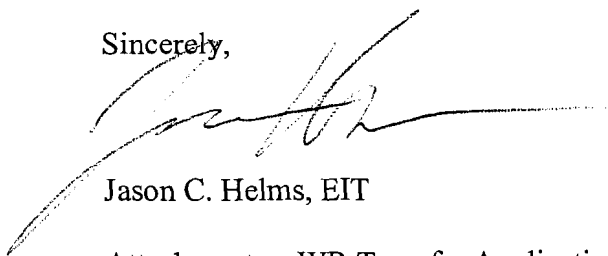
A check is included in the amount of \$870.<sup>00</sup> to cover the transfer processing fees outlined below.

|            |                    |              |                      |
|------------|--------------------|--------------|----------------------|
| Transfer-1 | 0.19 cfs / 40 afa  | Mart Produce | \$100. <sup>00</sup> |
| Transfer-2 | 7.45 cfs/ 2382 afa | PKD          | \$530. <sup>00</sup> |

Also included with the transfers is a notarized statement from the lienholder authorizing the proposed changes as well as the FSA data showing historical consumptive use and the ESPA transfer spreadsheet analysis which shows a 3% volume reduction requirement in the portion of the water right transferred to commercial uses in order to maintain additional Snake River reach impacts below 5%. Finally, a quitclaim is included transferring ownership of the proposed commercial portion to Mart Produce.

If you have any questions or need additional information please don't hesitate to call.

Sincerely,

  
Jason C. Helms, EIT

Attachment: WR Transfer Application – Mart Produce  
WR Transfer Application – PKD PPU  
Brockway Engineering Check # \_\_\_\_\_ for \$630.<sup>00</sup>

Cc: Paul Duncan (no enc.)

RECEIVED  
*No check*  
SEP 28 2005  
Department of Water Resources  
Southern Region  
*check rec'd. 10/21/05*

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