



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

October 25, 2004

VIC CONRAD  
J R SIMPLOT CO  
PO BOX 27  
BOISE ID 83707

Re: Notice of Intent to Void Transfer Application No. 67838

Dear Vic:

I am writing to ask you about the status of the above referenced application. A brief summary of events leading to the present would refresh our memories.

This transfer application was originally filed for right 61-2165 in 1993 (old transfer application 4122). It was twice amended in 2002. The current version includes rights 61-2162 through 61-2165 and 61-7170. Transfer 70653 subsequently split Right 61-2164 last year. The result of Transfer 70653 included 61-12039 for reduced irrigation and 61-12040 for industrial use. Resumption of processing Transfer Application 67838 will need to incorporate the results of the other transfer. Other modifications to the application might also be necessary.

Processing of Transfer Application 67838 was interrupted for the first six months of 2004 upon your last written request. About four more months have passed since that hiatus expired. We are now more than ten years beyond the initial filing of this transfer application. It appears that sufficient time has been provided to chart whatever course is necessary to resolve the situation.

The Idaho Department of Water Resources (IDWR) intends to void Transfer Application 67838 unless one of the following occurs:

1. The application is withdrawn – a withdrawal form is enclosed for your convenience.
2. The application is revised to allow processing to continue. I suggest a meeting for us to discuss details if this option is preferred.

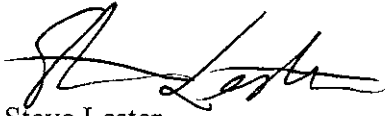
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3. Another six-month delay is requested. Because IDWR does not consider more time to be reasonable based on current information, please justify your request.

Please reply by December 1, 2004. The application will be voided without a timely written response. I will be glad to discuss this in more detail at your convenience. Thank you for your attention to this matter.

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

Enclosure