

LAW OFFICES OF

**RACINE OLSON NYE BUDGE & BAILEY  
CHARTERED**

CENTER PLAZA-CORNER FIRST & CENTER  
POST OFFICE BOX 1391  
POCATELLO, IDAHO 83204-1391

TELEPHONE (208) 232-6101  
FACSIMILE (208) 232-6109

WWW.RACINELAW.NET

SENDER'S E-MAIL ADDRESS:

LOUIS F. RACINE (1917-2005)  
WILLIAM D. OLSON  
W. MARCUS W. NYE  
RANDALL C. BUDGE  
JOHN A. BAILEY, JR.  
JOHN R. GOODELL\*  
JOHN B. INGELSTROM  
DANIEL C. GREEN\*\*  
BRENT O. ROCHE  
KIRK B. HADLEY  
FRED J. LEWIS  
MITCHELL W. BROWN  
ERIC L. OLSEN  
CONRAD J. AIKEN\*\*\*  
RICHARD A. HEARN, M.D.†  
DAVID E. ALEXANDER††  
LANE V. ERICKSON\*\*  
PATRICK N. GEORGE\*\*  
SCOTT J. SMITH  
STEPHEN J. MUHONEN  
BRENT L. WHITING  
LISA R. TANNER†††  
JUSTIN R. ELLIS  
JOSHUA D. JOHNSON:  
JOHANTHON S. BYINGTON  
DAVE BAGLEY  
CAROL TIPPI VOLYN††  
THOMAS J. BUDGE

**BOISE OFFICE**

101 SOUTH CAPITOL  
BOULEVARD, SUITE 202  
BOISE, IDAHO 83702  
TELEPHONE: (208) 395-0011  
FACSIMILE: (208) 433-0167

**IDAHO FALLS OFFICE**

477 SHOUP AVENUE  
SUITE 203A  
IDAHO FALLS, ID 83402  
TELEPHONE: (208) 528-6101  
FACSIMILE: (208) 528-6109

\*ALSO MEMBER OF WY & IL BARS  
\*\*ALSO MEMBER UT BAR  
\*\*\* ALSO MEMBER OF CO BAR  
†ALSO MEMBER D. C. BAR  
††ALSO MEMBER MO BAR  
†††ALSO MEMBER CA BAR  
‡ALSO MEMBER IL BAR  
‡‡ ALSO MEMBER WA BAR

October 18, 2006

Roger Warner  
Idaho Department of Water Resources  
Eastern Division  
900 N. Skyline Drive  
Idaho Falls, ID 83402

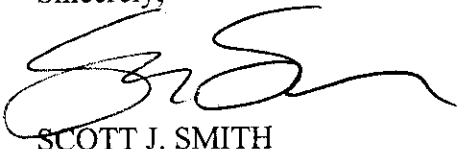
Re: Permit No. 11-7017

Dear Roger:

I recently contacted your office and spoke with Dennis Dunn regarding Permit No. 11-7017 owned by my client the Bear Lake West Home Owners Association ("BLWHOA"). Dennis assisted me in understanding the history and current status of this permit, which was difficult to decipher from IDWR's website. Based on Dennis' research, it appears that BLWHOA did not pay its licensing fee some years ago and the permit has been on hold ever since. Dennis indicated that the permit has not been revoked or otherwise terminated and that BLWHOA should go ahead and pay the appropriate licensing fee and late fee.

For that purpose, I have enclosed a check in the amount of \$150.00 (\$125.00 licensing fee + \$25.00 late fee). I have also enclosed for filing a Proof of Beneficial Use form on behalf of BLWHOA. If you have any questions or comments, please don't hesitate to call or email.

Sincerely,



SCOTT J. SMITH

SJS:  
Enclosure(s)

**RECEIVED**

**OCT 27 2006**

Department of Water Resources  
Eastern Region

**RECEIVED**

**OCT 27 2006**

Department  
Eastern