

December 21, 2005

Brice Checketts
2250 N Westside Hwy
Dayton, ID 83232

RE: Transfer 70981 on claim 13-4332

Dear Mr. Checketts:

I received your latest letter on November 15, 2005, in which you indicated that you no longer need the two wells and would like to continue to use the original well. Your letter also indicated that you would use the new 78-degree water 16-inch well to irrigate crops, and that you will abandon the new 8-inch well that had bad water.

Based on your letter, you would not need to pursue Transfer 70981 if you abandon the new 8-inch well according to department guidelines. However, you must complete and submit the enclosed withdrawal of transfer form to this office.

Section 42-248 of the Idaho Code requires that anyone owning or claiming ownership of a right shall provide notice to the department of any change in ownership or owner's mailing address. It appears that you now own the place of use licensed under water right number 13-7629, and permit number 13-7649. Both license 13-7629 and permit 13-7649 are currently in the name of J7 LLC. For license 13-7629 you need to submit the enclosed "Change in Ownership" (Form 42-248/42-1409(6), and evidence (Warranty Deed) showing the basis for the change along with the filing fee of twenty-five dollars (\$25.00). For permit 13-7649 you need to submit the enclosed "Assignment of Permit" form that has been completed and notarized by Jeff Johnson along with the filing fee of twenty-five dollars (\$25.00).

You will need to include a written request to apply \$50.00 of the transfer-filing fee to cover the "Change of Ownership" and "Assignment of Permit" fees and a refund of the remaining transfer fee.

The Department will hold further processing of your transfer application for 30 days from the date of this letter to allow submittal of the withdrawal. After that time, if the withdrawal is not received, the Department will issue a preliminary order to reject or deny the application.

Your prompt response on or before January 20, 2006, will be appreciated.

Thank you,

Keith C. Wilson
Senior Resource Agent