



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098  
Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

November 15, 2010

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

Cleveland Corder LLC  
622 Zone Lane  
Garden City ID 83714

RE: Application for Permit No. 61-12095

Dear Mr. Corder:

I am writing regarding Application for Permit No. 61-12095. You are one of the original applicants, along with Elk Creek Canyon LLC. On June 15, 2009, Elk Creek Canyon LLC assigned its interest in the application to Nevid LLC. The application file contains the notice of assignment from Elk Creek Canyon LLC to Nevid LLC. The application file also contains an email from a consultant for Nevid LLC which indicates that you no longer have an interest in the project. However, the application file does not contain an assignment or other formal document indicating you no longer have an interest in the application. When I contacted you this morning seeking an assignment or other formal document indicating you no longer have an interest in the application, you indicated that you do have an ongoing interest in the proceedings for this matter.

Application for Permit No. 61-12095 was protested, and it is currently a contested case before the Department. I have enclosed copies of relevant documents from the application file. The enclosed copies include the original application, the assignment of application from Elk Creek Canyon LLC to Nevid LLC, protests filed by G3 LLC and Idaho Water Co. LLC, the Notice of Prehearing Conference, the Order Authorizing Discovery, and the Notice of Hearing. These are the same documents that were e-mailed to you at your request this morning.

Please note that a status conference for this matter is scheduled for 9:30 A.M., Wednesday, November 17, 2010, at the Idaho Department of Water Resources office located at 322 E. Front St., Boise, Idaho.

Sincerely,

Danni Smith  
Idaho Department of Water Resources

Enclosures

cc: Idaho Water Company LLC  
Craig D Haynes, G3 LLC  
Roxanne Brown, SPF Water Engineering  
Norman Semanko, Barker Rosholt & Simpson  
Mike Creamer, Givens Pursley LLP  
Nevid LLC – Elk Creek Canyon LLC

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 16th day of November, 2010, a true and correct copy of the document(s) described below were served by placing the same in the United States mail, postage prepaid and properly addressed to the following:

Document(s) Served: Letter to Cleveland Corder LLC  
Application for Permit 61-12095

CLEVELAND CORDER LLC  
622 ZONE LN  
GARDEN CITY ID 83714

NEVID LLC  
ELK CREEK CANYON LLC  
1349 GALERIA DR STE 200  
HENDERSON NV 89014

BARKER ROSHOLT & SIMPSON  
ATTN: NORM SEMANKO  
PO BOX 2139  
BOISE ID 83701-2139

SPF WATER ENGINEERING  
ATTN: ROXANNE BROWN  
300 E MALLARD DR STE 350  
BOISE ID 83706

IDAHO WATER COMPANY LLC  
1135 VALLEY RD SOUTH  
EDEN ID 83325

GIVENS PRUSLEY LLP  
ATTN: MICHAEL CREAMER  
PO BOX 2720  
BOISE ID 83701-2720

G3 LLC  
ATTN: CRAIG D HAYNES  
2136 E LEWANDOWSKI LN  
BOISE ID 83716



Danni M Smith  
Office Services Supervisor 1  
Water Management Division