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AUG 26 2008

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

August 25, 2008

Hand Delivery

The Honorable John M. Melanson
Presiding Judge
Snake River Basin Adjudication
253 3rd Avenue North
Twin Falls, Idaho 83303

Re: Consolidated Subcase 00-92023

Dear Judge Melanson:

While preparing the State of Idaho's Response to Idaho Power Company's Motion to Consolidate, filed herewith, I reviewed our file copy of the Third Affidavit of Michael C. Orr, filed in this proceeding on July 21, 2008. I discovered that some of the exhibits in our file copy were out of order, which raised the possibility that the same exhibits were also out of order in the original affidavit filed with the Court, and in the service copies provided to counsel.

Therefore, we intend to re-submit to the Court the Third Affidavit of Michael C. Orr, with all exhibits in the correct order. We will provide copies of the re-submitted affidavit to counsel, as well. In the meantime, for the Court's convenience, please find enclosed a CD that contains copies of all three affidavits the State has filed in this proceeding,¹ including exhibits, in pdf file format. This CD is provided to facilitate the Court's review of the affidavits and their voluminous exhibits. We are sending copies of this CD to counsel.

Very truly yours,

A handwritten signature in cursive script that reads "Michael C. Orr".

MICHAEL C. ORR
Deputy Attorney General

MCO/pb
Enclosures
cc: Counsel

¹ Affidavit of Michael C. Orr in Support of State of Idaho's Motion for Partial Summary Judgment (Jan. 11, 2008); Second Affidavit of Michael C. Orr (Feb. 7, 2008); Third Affidavit of Michael C. Orr (July 21, 2008).