

File WD63 2005

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Perkins
Coie
Department of Water Resources

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April 5, 2005

Mr. Edward Johnson
5330 N. Farrow
Boise, ID 83713

Re: McMillan Lateral District

Dear Mr. Johnson:

I am writing on behalf of a group water user interests who are dependant on the operation of a lateral ditch supplying irrigation water on or around the McMillan Road area in Boise within the Settlers Irrigation District and Water District 63.

We have been advised by the Settlers Irrigation District that you are the responsible party for the ongoing operation of a lateral ditch water users' association under color of authority of title 42, chapter 13, Idaho Code. Idaho Code section 42-1301 requires, among others, that these water user associations meet annually no later than the last Monday in March and that such meetings shall be given 10 days notice by mail. The statute also provides for the election of a lateral manager, and I have been advised by Settlers that it is likely you presently hold this position.

I would be grateful if you could kindly confirm the existence of a lateral ditch water users association and provide copies of any supporting written materials, such as a list of officers, minutes of the annual meetings (including any record of the election of the association's officers), or other pertinent information, to my attention at the above address. I am pleased to pay for any copying costs and we are hopeful for your response within the next two weeks.

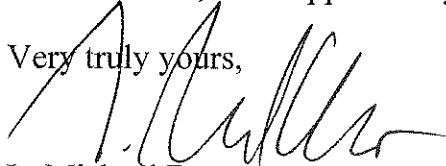
Mr. Ted Johnson

April 5, 2005

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Please feel free to telephone me at the above number if you have any further questions on this matter, and I appreciate your courtesy.

Very truly yours,



L. Michael Bogert

cc: Idaho Department of Water Resources
Water District 63
Settlers Irrigation District