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DEPARTMENT OF
WATER RESOURCES

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Robert A. Maynard
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April 2, 2014

Mr. Jeff Peppersack
Chief, Water Allocation Bureau
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, Idaho 83720-0098

Re: In the Matter of Petition for Order Authorizing Additional Use Under Existing Permits and Moratorium Order for Water Rights 63-9138 & 63-9139 in the Name of City of Boise; Second Amendment to Second Stipulated Agreement for Settlement in part of Petition and to Stay Further Proceedings

Dear Mr. Peppersack:

Enclosed for the Department's consideration are the following documents regarding a simple agreed upon second amendment of the above referenced Second Stipulated Agreement, providing for limited temporary flexibility in City geothermal heating system production pumping to up to 290 million gallons per year for the current 2014 Water Year only, along the lines of what was discussed at the March 5, 2014 meeting among representatives of the Parties to the Agreement and the Department:

1. Unopposed Motion for Acceptance of Second Amendment to Second Stipulated Agreement for Settlement in part of Petition and to Stay Further Proceedings; and
2. Second Amendment to Second Stipulated Agreement for Settlement in part of Petition and to Stay Further Proceedings, executed by each Party.

Please have both enclosed documents filed in the record of this proceeding and return conformed stamped copies in the self-addressed, stamped envelopes provided.

If you have any questions about the enclosed, please do not hesitate to contact me.

31699-0002/LEGAL120402330.2

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Perkins Coie LLP

Mr. Jeff Peppersack

April 2, 2014

Page 2

Very truly yours,

A handwritten signature in cursive script, appearing to read "R. Maynard".

Robert A. Maynard

RAM:kg

Enclosures

cc: Garrick Baxter, Administrator - Idaho Department of Water Resources
Harriet Hensley, State of Idaho Attorney General's Office - Department of Lands
Julie Weaver, State of Idaho Attorney General's Office - Department of Administration
Boise Warm Springs Water District (c/o Bruce Smith - Moore, Smith, Buxton & Turcke)
Edwards' Family LLC (c/o Dana L. Hofstetter - Hofstetter Law Office)
The Terteling Company, Inc. (c/o Charles L. Honsinger - Ringert Clark Chartered)