



ERO Resources Corp.
3314 Grace Street
Boise, ID 83703
(208) 373-7983
Fax: 373-7985
www.eroresources.com
eroboise@eroresources.com

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DEPARTMENT OF
WATER RESOURCES

November 17, 2013

Jeff Peppersack
Idaho Department of Water Resources
333 E Front St
PO Box 83720
Boise, ID 83720-0098

RE: Hoot Nanney Farms, Inc. Petition for Reconsideration

Dear Jeff:

Enclosed is a Petition for Reconsideration of Condition of Approval 4 of Permit 63-33721 and Condition of Approval 6 of Transfer 78338 that we discussed earlier. We will supplement this Petition with an analysis of ground water levels in the area of the proposed new well as soon as that analysis is completed.

Thank you in advance. Please let me know if you need any additional information.

Yours truly,

A handwritten signature in cursive script that reads "Dave".

David Shaw

Enc.

cc: Michael Dixon

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

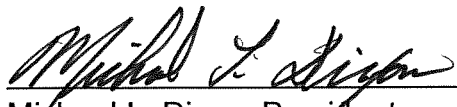
IN THE MATTER OF APPLICATION FOR	)	
PERMIT NO. 63-33721 AND APPLICATION	)	PETITION FOR
FOR TRANSFER NO. 78338 IN THE NAME	)	RECONSIDERATION
OF HOOT NANNEY FARMS INC	)	
_____	)	

Applicant seeks reconsideration of CONDITION OF APPROVAL 4 of PERMIT NO. 63-33721 and reconsideration of CONDITION OF APPROVAL 6 of TRANSFER NO. 78338 for both water rights 63-2958 and 63-31988.

These conditions limit the depth of Applicant's new well to a depth no deeper than 200 feet below ground surface. In an agreement to resolve protests against these applications Applicant agreed to case out ground water to the depth of protestants' domestic well estimated to be 125 feet in depth. Applicant is concerned the remaining 75 feet, or less, allowable open area in the new well may not encounter sufficient ground water for a successful well given the nature of the aquifers in the area.

Applicant's consultant, ERO Resources, has made a preliminary review of the area and believes the deep aquifer sought to be protected by the above referenced conditions is well below 200 feet in depth and may be in excess of 300 feet in depth. Applicant seeks to file this Petition within the allowable 14 days but before ERO can complete its analysis and prepare a report in support of allowing the new well to be constructed to below 200 feet in depth. Applicant will submit the ERO report in support of this PETITION as soon as it becomes available.

Dated this 14 day of November, 2013.



Michael L. Dixon, President
Hoot Nanney Farms, Inc.