



J.R. SIMPLOT COMPANY ONE CAPITAL CENTER 999 MAIN STREET SUITE 1300
P.O. BOX 27 BOISE, IDAHO 83707 (208) 336-2110 FAX (208) 389-7515

CORPORATE HEADQUARTERS

RECEIVED

FEB 22 2013

DEPARTMENT OF
WATER RESOURCES

February 21, 2013

Shelley Keen
Section Manager
Water Rights Section
322 East Front Street
P. O. Box 83720
Boise, Idaho 83720-0098

Re: IDWR Water Right Permit No. 61-7743.

Dear Shelley:

In am writing in response to the letter I received from Dan Nelson dated February 8, 2013, a copy of which I am enclosing for reference. In the letter Dan explains that the underground water storage that is used in connection with our existing fire suppression system cannot be referenced in the license to be issued for the above referenced permit. Assuming this is the case, and provided the diversion rate and volume for water diverted into the storage and for any other purpose does not exceed the limits described under Idaho Code §42-111(b), we assume that we can continue to hold water in this underground storage in preparation for a fire.

In the event you do not share our interpretation of the limited use of water under I.C. §42-111(b) for our stated purpose, please let me know.

Sincerely,

Vic Conrad
Land, Water & Asset Recovery

Enclosure