

September 14, 2011

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Re: Application for Pond Permit by Lilac Three, LLC/Lilac Six, LLC

Dear Corey:

This letter is in response to your August 31, 2011 letter regarding whether the above-referenced Application invokes any local public interest concerns for ESA species recovery. Your letter then invites a response within thirty days of your letter.

The short response to your letter is that this Application does not invoke any local public interest concerns for ESA species recovery. For that matter, the Application does not have any other negative impacts to the local public interest. The Application is for an existing pond which has been in place for more than forty (40) years and which collects and re-diverts water from existing irrigation water rights. The Application is for the purpose of recognizing additional uses of the existing pond. These additional uses are primarily non-consumptive, there will be no depletions to the watershed and the uses will not negatively impact ESA species recovery.

Furthermore, prior to the filing of the Application, it was discussed with Nick Miller at IDWR and Larry Weeks with the Idaho Fish & Game Department and neither expressed concerns about the Application negatively impacting the local public interest, and in fact, both recommended and suggested that the Applicant proceed with the Application.

If you have any questions regarding this matter please feel free to contact me.

Yours very truly,



S. Bryce Farris

cc: client
Jim Bennetts