

May 27, 2010

JOHN L POWERS TRUST
PO BOX 493
MACKAY, ID 83251

RE: Transfer Application for Water Right 34-7239A

Dear Mr. Powers,

From our telephonic conversations, it seems that some additional clarification is required to fully understand the purpose of this transfer and what you wish to accomplish. I have enclosed copies of aerial photographs for you to determine the location of the pivot with the assistance from Jay Jensen (Exhibit A and B).

Some additional questions have arisen about how the surface water and ground water has been used in the past and how they would be used in the future with an approved transfer. The following questions will help me understand your water rights.

- How is the surface water and ground water used together?
- What source is used to irrigate the established pivot?
- Is water from the current well still injected into Sharp ditch at 7N 24E Sec 21 NESW and redirected from the Sharp ditch at 7N 24E Sec 28 NENE? This information was on the Beneficial Use Field Report dated on 8-1-2001.
- Do you want to maintain the current well if you drill a new well?
- Currently, is there anywhere within your Place of Use (POU) that the only source is surface water? Please refer to Exhibit C for POU.

I have also included a page from the transfer application that describes the proposed delivery system that needs to be completed. Try to be as detailed in the description as possible. If you have any comments or concerns, please contact me at the office.

Sincerely,

Denise Kidman
Water Resource Agent

Enclosures