



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

April 19, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

U S GEOTHERMAL INC
1509 TYRELL LN STE B
BOISE, ID 83706

RE: Application for Transfer

Dear Applicant:

The Department of Water Resources has received your application for transfer. Preliminary review of the application indicates that it is incomplete and cannot be accepted for processing. We are returning your application and filing fee (check #5013 in the amount of \$450.00) to allow you to complete the necessary items. The required information is described below.

The Proposed Point of Diversion was not provided correctly. On the application and the map you provided, the well is proposed to be in the SWNESW of **Section 18**, T15S, R26E. The proposed place of use on both, however, is located in Sections 26 and 27. I believe the Section 18 location of the well may be incorrect. Also, please provide additional information on this proposed well. Is this well part of the 'cooling system' already in place for the two geothermal plants and three other ground water rights on previously approved transfer 72440 or is it a different well?

The Proof of Ownership for the new place of use of the Proposed Right was not provided correctly. Please provide a warranty deed showing you own the property for the place of use where you propose to move the water right.

On page 4, Item 5.d., you stated that *the land currently under irrigation is watered with a separate water right. This water right was intended to be transferred to US Geothermal property upon construction of the power plant and resumption of some crop production.* Our records show the only water right appurtenant to the property in Sections 7 and 18 is right 43-2347. If right 43-2347 is transferred away, that land can no longer be irrigated unless another water right is transferred to it.

The Fee was not provided correctly. The right is for 2.0 cfs and 544 AF. The fee is based on the lower of the two, so the correct fee for 2.0 cfs is \$290.00.

Please feel free to contact this office if you have any questions.

Sincerely,

Jeanie Robertson
Sr. Water Resource Agent

*I returned first
application for
deficiencies.*