



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

June 29, 2010

Mr. Allen B. Ellis
Ellis, Brown & Sheils, Chartered
707 North 8th Street
P.O. Box 388
Boise, Idaho 83701

Re: Water Permit nos. 37-7426 and 37-8165

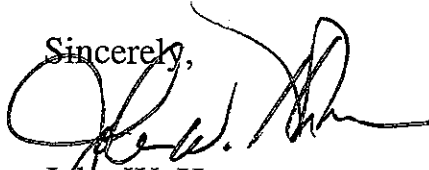
Dear Mr. Ellis:

Thank you for the information in your letter dated June 17, 2010 addressing the ownership issues to permit nos. 37-7426 and 37-8165. As requested in your letter, here is a summary of the actions IDWR will take to complete processing of permit nos. 37-7426 and 37-8165:

- 1) Change its records to show Magic MFG, Inc. as the current owner of permit nos. 37-7426 and 37-8165.
- 2) Issue a preliminary order voiding permit no. 37-7426.
- 3) Once the preliminary order becomes final, IDWR will recommend the permit be disallowed in the Snake River Basin Adjudication.
- 4) Prepare and mail a licensing amendment for permit no. 37-8165. Since some elements of the water right were developed differently than permitted, a licensing amendment signed by the permit holder is required along with a \$50 filing fee.
- 5) Once IDWR receives the signed licensing amendment and fee, a license will be issued as a preliminary order in the name of Magic MFG, Inc.
- 6) Once the preliminary order becomes final, IDWR will recommend the water right in the SRBA as described in the license.

Please give me a call at 287-4812 should you have any further questions.

Sincerely,

A handwritten signature in black ink, appearing to read "John W. Homan", written over the word "Sincerely,".

John W. Homan
Deputy Attorney General
Natural Resource Division

c. Aaron Marshall
Nick Spencer
Petros Eliopoulos
Robert and Bernardine Erkins