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DEPARTMENT OF
WATER RESOURCES

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February 4, 2010

Danni Smith
Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Re: *In the Matter of Application for Permit No. 63-32573 in the Name of M3
Eagle LLC*

Dear Ms. Smith:

I understand you contacted my assistant, Lori Anderson, to inquire whether this office can provide the Department with electronic copies of exhibits and hearing transcripts entered into the official record of the matter referenced above.

We appreciate the fact that your task of scanning this volume of documents into electronic format is daunting. However, because it is important that we maintain the integrity of the official record, we do not feel it is appropriate to provide you with electronic copies of exhibits. We do not want a situation where we provide an electronic copy of an exhibit to the Department that somehow differs from the actual copy admitted at the hearing. For example, if a witness made a marking on an exhibit during the hearing, such a marking might not be reflected in our electronic copy. For this reason, as much as we would like to help, we think it best that the Department electronically scan the actual exhibits admitted at the hearing.

We do not have the same concern over providing you with an electronic copy of the official hearing transcript because we see no risk that the electronic copy could differ from the hard copy already provided to the Department. Accordingly, enclosed with this letter is a compact disc containing the official transcript for each day of the hearing in PDF format. We trust this will save you a little time in your scanning process.

Danni Smith
February 4, 2010
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Please feel free to contact me or Lori if you have any further questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael P. Lawrence". The signature is fluid and cursive, with the first name "Michael" and last name "Lawrence" clearly distinguishable.

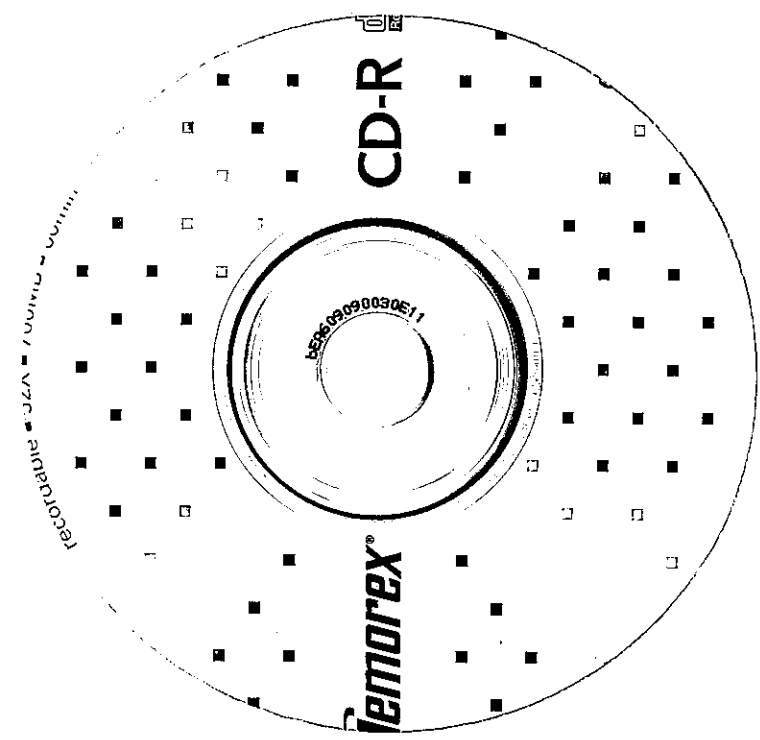
Michael P. Lawrence

Enclosure

cc: Gary Spackman, Interim Director (w/o enclosure)
Debbie Gibson, Administrative Assistant (w/o enclosure)
Service List (w/o enclosure)

MPL:la 773583_1 (8526-4)

M3 Eagle LLC - M+M Hearing transcripts.



Givens Pursley