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RECEIVED

JAN 25 2010

WATER RESOURCES
WESTERN REGION

TELEPHONE (208) 336-1020
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January 22, 2010

Steve Lester, Water Rights Supervisor
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

Re: Orion Park Water Rights Applications

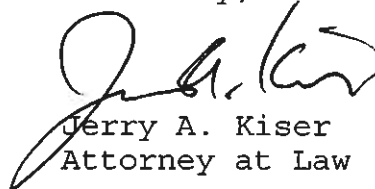
Dear Mr. Lester:

I write in response to your January 7, 2010 letter regarding Transfer Application No. 73828. Enclosed is the signed Withdrawal of Application for Transfer which was enclosed with your January 7, 2010 letter.

By copy of this letter to W & H Pacific Engineering, I am notifying them of the withdrawal of the application for transfer. If the applicant desires to proceed with the project, W & H Pacific will need to amend its application to meet the requirements of the Department of Water Resources as indicated in your letter of January 7, 2010.

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

Sincerely,



Jerry A. Kiser
Attorney at Law

JAK:jf

Enclosure

cc: Middleton Irrigation Assn. (w/enc.)
W & H Pacific (w/enc.)
3501 W. Elder Street, Suite 200
Boise, ID 83705