



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor
GARY SPACKMAN, Interim Director

January 25, 2010

SANDERSON CO
C/O LAYLA MAQBOLL
W & H PACIFIC
3501 W ELDER ST STE 200
BOISE ID 83705

Re: Orion Park Water Right Applications

Dear Ms. Maqboll:

This letter follows my recent letter to you and Jerry Kiser dated January 7, 2010. Mr. Kiser submitted a withdrawal of Application for Transfer No. 73828 in response to that letter. I write today for two purposes as follows.

- 1) By copy of this letter to Mr. Kiser, the Idaho Department of Water Resources (IDWR) acknowledges withdrawal of the transfer application. Since your firm paid the transfer application fee (IDWR receipt W034552, copy attached), a refund of the \$100 filing fee will be sent to your attention under separate cover.
- 2) Application for Permit No. 63-32418 will need to be amended if your client stills seeks water right coverage for the pond project. Please contact me to discuss the details of that process. The thirty (30) day deadline for your reply noted in my earlier letter is extended until March 1, 2010. Application 63-32418 will be voided and a refund will not be issued if a timely written reply is not received.

Please contact me at 334-2190 if you need more information or have any questions. Thank you for your attention to this matter.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure: Receipt

Cc: Jerry Kiser