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SEP 14 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
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Boise Idaho 83701 0829

September 11, 2009

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Robert E. Bakes, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

Fred Price
U.S. Bureau of Land Management
1387 S. Vinnell Way
Boise, ID 83442

Re: Water Right Transfer No. 74254 (Thompson Creek Mining Co.)
MTBR&F File No. 18976.0012

Dear Fred:

My firm represents Thompson Creek Mining Company in the above-referenced water right transfer proceeding. On or about June 2, 2008, BLM submitted the enclosed protest letter to IDWR with respect to Thompson Creek's transfer application, suggesting language to address BLM's concerns. I have attempted to contact you on a number of occasions to confirm that inclusion of the suggested language will satisfy all of BLM's concerns regarding this application, with no responses. Therefore, I can only assume that inclusion of this language is the extent of BLM's interest in this matter. If that is not correct, then please contact me at your earliest convenience.

Thank you for your attention to this matter.

Very truly yours,



Dylan B. Lawrence

DBL/llw

Enclosure

cc: Allen Merritt
Scott L. Campbell



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Challis Field Office
1151 Blue Mountain Road
Challis, Idaho 83226
<http://www.id.blm.gov/offices/challis>



In Reply Refer To:
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May 15, 2008

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SOUTHERN REGION

Idaho Department of Water Resources
Southern Regional Office
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

Idaho Department of Water Resources:

The Bureau of Land Management (BLM) is hereby protesting Water Right **Application for Transfer No. 74254**, filed by the Thompson Creek Mine.

This application proposes to add a Point of Diversion in the NENE of Township 11 North, Range 16 East, Section 12 in Custer County. This legal land description contains both public (BLM) land and private land.

The following remark should be added to water right 72-7414 under the Place of Use before approval of Transfer No. 74254: The Place of Use Does Not Include Federal Public Lands.

If you have any questions regarding this matter please contact Alan Bittner at (208) 756-5423.

Sincerely,

David Rosenkrance
Field Manager

Receipt # 5030226
6/2/08
JJ