

Westra, John

From: Steve Hannula [shannula@eroresources.com]
Sent: Monday, June 29, 2009 9:25 AM
To: Westra, John
Cc: 'Hansen, Lawrence'; 'Hansen, Kay'
Subject: Hansen Application for Permit
Attachments: Settlement Draft6-29-09.doc

Mr. Westra,

Recently, you sent a letter out to the protestants of the Larry and Kay Hansen Application for Permit (63-33064) seeking a settlement agreement. It is my understanding that none of the protestants have signed or responded yet. Larry and Kay Hansen have talked to a number of the folks personally and found that there is some confusion on the revised diversion rate and annual volume. The attached letter is a revision of the one that was sent out, with some edits to hopefully ease the protestant's concerns. It is my understanding that Kay Hansen will contact you to determine the next step on distributing the revised Settlement Agreement. I am sending this to you in advance for your consideration.

Steven Hannula
ERO Resources
3314 Grace St.
Boise, Idaho 83703
(208) 373-7983

6/29/09 Discussed with Steve Hannula. We felt it would be most beneficial if the Hansens took the agreement around to protestants. That way closure can be done, letter could lay with no response otherwise.

6/29/2009

Pre-Hearing Settlement Conference
Settlement Agreement

The Applicant Larry and Kay Hansen agree to revise Application for Permit 63-33064 to a total diversion rate of 0.04 cfs and a total annual volume of 5.8 ac-ft for the commercial and irrigation water requirement of the entire 6.1 acre parcel as a condition for agreement for the undersigned to withdraw the protest to Application for Permit 63-33064. This Agreement was reached at the pre-hearing conference on May 6, 2009 at the Western Regional Office of the Idaho Department of Water Resources.

Larry Hansen (applicant)

Kay Hansen (applicant)

Fred Nitz

Herb Nitz

John Jobe

Herbert Lloyd