



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

May 6, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

GIVENS PURSLEY LLP
MICHAEL C CREAMER
PO BOX 2720
BOISE ID 83701

**RE: Transfer Application 71069, Eureka Water Co., Permit Nos. 63-31134,
63-31135, 63-31136**

Dear Mr. Creamer,

I have been asked to continue processing the above mentioned transfer and permit applications for possible approval. Review is essentially complete and I have begun to prepare approvals for the applications. I have one question however pertaining to the mitigation plan.

The narrative in the application for permit(s) indicates that mitigation water will be directed to a pond within Pond System B. It appears Pond System B consists of seven ponds constructed north of the Phyllis Slough and south of the side channel of the Boise River. Exactly which of the seven ponds will or does receive the mitigation water? I have enclosed a map for your convenience. Please denote on the map which pond receives the water.

I realize that these applications have been around for quite some time. If you need additional information on these applications or you are not the correct person to contact regarding these applications please let me know.

Respectfully,

Nicholas Van Dyke
Resource Agent
Water Allocation Bureau

Enclosure

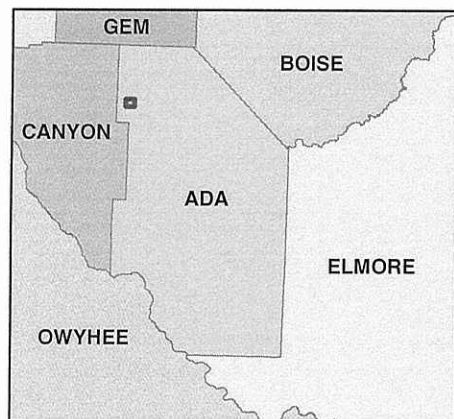
cc: Ringer Clark Chartered - Daniel V. Steenson



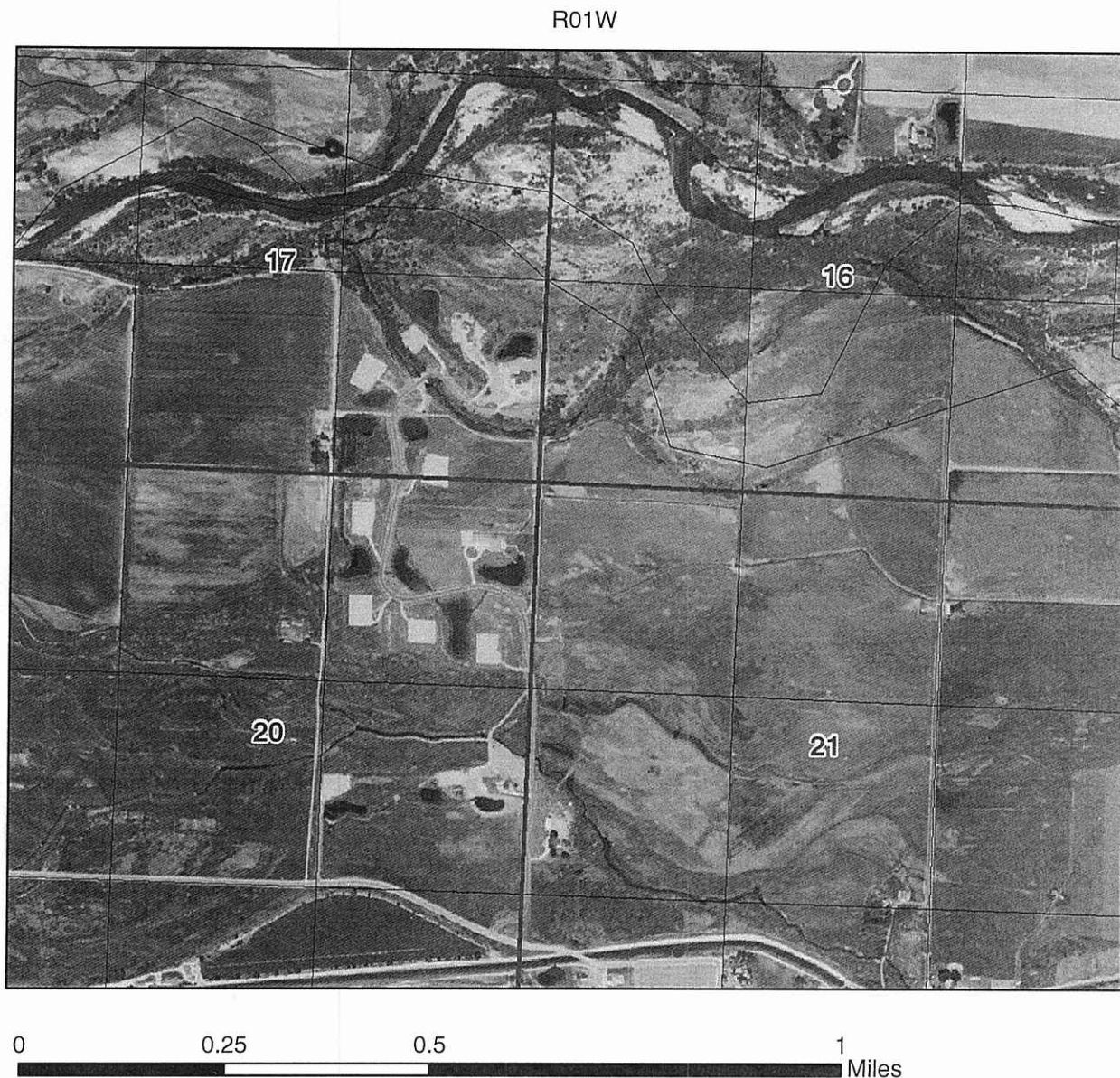
Eureka Water Company

Legend

-  Pond System B
-  PLS Sections
-  Quarter Quarters



T04N



Prepared by Nick Van Dyke
On May 06, 2009
2004 Aerial Photography