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RECEIVED
MAR 13 2009
DEPT. OF WATER RESOURCES
SOUTHERN REGION

March 12, 2009

Allen Merritt
Idaho Department of Water Resources
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

Re: Third Version of Amended Permissible Place of Use Delineation – Roth Investments LLC

Dear Mr. Merritt,

Attached is a map showing the location of the final amended permissible place of use (PPU) for Roth Investments LLC transfer # 75913. We have excluded the hard scape at the existing dairy on the property as you recommended during a 1/22/09 telephone call, and added ITD's right of way adjacent to U.S. Highway 93 into the PPU. As we discussed in a 3/3/09 meeting in your office, the total PPU acreage has been amended back up to 1151.5 acres, with an irrigation limit of 988.3 acres after transfer approval.

Also attached are amended pages 1 and 2 of the Roth Investments LLC transfer # 75913 that reflect the acreage change in the PPU. Brockway Engineering (Zach Latham) has power of attorney to make changes to the transfer and has done so.

It is again my understanding that with this new map, PPU acreage description, and forthcoming approved permit from ITD, processing of Roth Investments LLC's transfer application may continue. Please copy our office on all correspondence regarding this matter. Thank you for your assistance on this matter and if you have questions or comments, please don't hesitate to call.

Regards,

Zach Latham, M.S., Hydrologist

Attachments- Page 1 and 2 of Amended Transfer and Map.

Cc: Donna Roth Habersetzer

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