



State of Idaho

DEPARTMENT OF WATER RESOURCES

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EASTERN REGION
April 27, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

SHOSHONE BANNOCK TRIBE
JEANETTE WOLFLEY
202 N ARTHUR
POCATELLO, ID 83204

RE: Application for Transfer 73162
Water Right Number(s) 27-45

Dear Jeanette:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

This office has already published notice of the application and no protests were received. At the time the application was filed the applicant indicated he had been in contact with a representative(s) of the Shoshone Bannock Tribe and believed there was a tentative agreement his proposal. I spoke with Elese Teton last week about this application and she does have a file with some notes concerning the proposal. Because the application proposes the diversion of water after the historic July 1 curtailment date I feel we need to solicit a written response from the Tribe.

We will continue to hold the application for another 21 days to afford an opportunity for the Tribe to submit a written response before proceeding with administrative action. Naturally feel free to contact me if you have questions in this matter.

Sincerely,

Ernie Carlsen
Water Resources Program Manager

Enclosure(s)