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Southern Region Manager
Idaho Department of Water Resources
1341 Fillmore Street
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April 18, 2009

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APR 20 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Reference Application for permit No. 14194 (Warthen)

As per your instruction in letter dated April 7, 2009 I have contacted Mr. Worthen by phone and discussed the application with him. We were unable to negotiate a solution to the problem of my objection.

My objections center about the following:

Blackjack Ranch has a winter right for stockwater purposes from Howell Creek (45-13784) in the amount or 0.1 cfs. Mr. Worthen advises me the estimated stream flow at 45 Gal. per minute. This would just satisfy the Blackjack Right. Points of diversion appear to be the same.

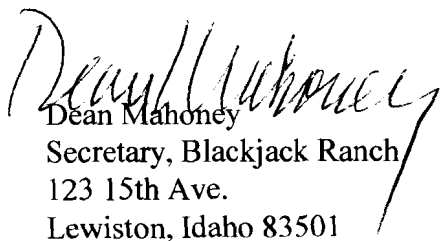
The proposed permit is for recharge of the aquifer. Use of the water during the winter months as stockwater

flowing through a pasture recharges the aquifer normally.

This permit would add further confusion to an already confused system of water allocation for no definable realistic reason.

Thank you for your consideration of this matter.

Sincerely,


Dean Mahoney
Secretary, Blackjack Ranch
123 15th Ave.
Lewiston, Idaho 83501

cc.

David R. Tuthill, Jr.
Director
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Earl Warthen
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