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DEPARTMENT OF  
WATER RESOURCES

Jeffrey C. Fereday [ISB No. 2719]  
Michael P. Lawrence [ISB No. 7288]  
GIVENS PURSLEY LLP  
601 West Bannock Street  
P.O. Box 2720  
Boise, Idaho 83701-2720  
Office: (208) 388-1200  
Fax: (208) 388-1300  
www.givenspursley.com  
*Attorneys for M3 Eagle LLC*

**BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION  
FOR PERMIT NO. 63-32573 IN THE  
NAME OF M3 EAGLE LLC

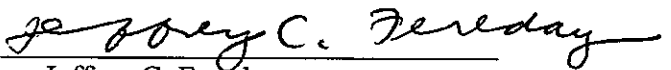
**M3 EAGLE'S SUBMISSION OF HYDRO  
LOGIC'S ANALYSIS OF IDWR'S STAFF  
MEMORANDUM**

Applicant M3 Eagle LLC ("M3 Eagle"), through Jeffrey C. Fereday and Michael P. Lawrence of the firm Givens Pursley LLP, and pursuant to the Hearing Officer's February 10, 2009 *Order Establishing Deadline for Completion of Staff Memorandum and Comments, Order Continuing Hearing, Order Authorizing Additional Discovery*, submits herewith Hydro Logic, Inc.'s, April 3, 2009 Technical Memorandum analyzing IDWR's March 2, 2009 Staff Memorandum in this matter. By addressing only certain points of the IDWR Staff Memorandum, M3 Eagle does not imply that these are the only points in the IDWR Staff Memorandum on which it will offer evidence, testimony, or cross-examination at hearing.

DATED April 3, 2009.

Respectfully submitted,

GIVENS PURSLEY LLP

By   
Jeffrey C. Fereday  
Michael P. Lawrence

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 3, 2009, the foregoing was filed, served, or copied as follows:

FILED

Idaho Department of Water Resources  
Attn: Gary L. Spackman  
322 East Front Street  
P.O. Box 83720  
Boise, ID 83720-0098

U. S. Mail  
 Hand Delivered  
 Overnight Mail  
 Facsimile  
 E-mail

SERVICE

John Westra  
Western Regional Office  
Idaho Department of Water Resources  
2735 Airport Way  
Boise, ID 83705-5082

U. S. Mail  
 Hand Delivered  
 Overnight Mail  
 Facsimile  
 E-mail

Bill Lawton, Spokesman for  
Robert L. Wood  
M. Howard Goldman  
Timothy R. Milburn  
3145 Osprey Road  
Eagle, ID 83616

U. S. Mail  
 Hand Delivered  
 Overnight Mail  
 Facsimile  
 E-mail

North Ada County Groundwater Users Association  
c/o David Head  
855 Stillwell Drive  
Eagle, ID 83616

U. S. Mail  
 Hand Delivered  
 Overnight Mail  
 Facsimile  
 E-mail

North Ada County Groundwater Users Association  
c/o John Thornton  
5264 N. Sky High Lane  
Eagle, ID 83616

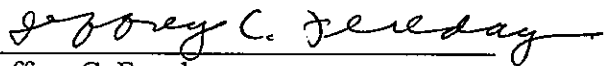
U. S. Mail  
 Hand Delivered  
 Overnight Mail  
 Facsimile  
 E-mail

Norman Edwards  
884 W. Beacon Light Road  
Eagle, ID 83616

U. S. Mail  
 Hand Delivered  
 Overnight Mail  
 Facsimile  
 E-mail

Alan Smith  
3135 N. Osprey Road  
Eagle, ID 83616

U. S. Mail  
 Hand Delivered  
 Overnight Mail  
 Facsimile  
 E-mail

  
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Jeffrey C. Fereday