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WATER RESOURCES
WESTERN REGION

March 25, 2009

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

Re: Application for Permit # 63-32659
Snake River Dairies LLC
MTBR&F File No. 22377.0000

Dear John:

I am writing in response to your letter of October 27, 2008, regarding the above-referenced water right application. As you know, you granted the applicant Snake River Dairies LLC a 60-day and a 90-day extension to respond to your letter, making the current deadline Thursday, March 26, 2009. Thank you for your flexibility in granting those extensions.

First, thank you for your comment regarding the commercial component of the application. Based on your comment, the applicant, with the assistance of SPF Water Engineering, LLC, has re-assessed its water needs for the proposed dairy expansion. Based on that assessment, the applicant has determined that it should amend its application. Therefore, I have enclosed an amended application, which increases the diversion rate requested in the original application, proposes two additional wells, and proposes to expand the dairy's place of use. If you need further information about the amendment or how the commercial component was derived, please let me know.

Second, your letter requests information evaluating the effect of the proposed diversions on the local aquifer and neighboring wells. In this regard, I have enclosed a report prepared by SPF, which provides the requested effects analysis.

Third, your letter requests information regarding the applicant's correspondence and discussions with the Idaho Department of Environmental Quality and the Idaho Department of Agriculture ("IDA") concerning water related permit requirements. In this regard, it is my understanding that the applicant has a Nutrient Management Plan ("NMP") on file with IDA. It

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is also my understanding that the applicant periodically assesses the NMP for any necessary updates. If this application is granted and the dairy is indeed expanded, then the applicant would assess and update its NMP as necessary. It is also my understanding that IDA has been conducting annual water quality testing at the applicant's dairy for approximately fifteen years. If you need any additional information from the applicant on this issue, please let me know.

Fourth, your letter inquires as to whether a domestic component should be requested in this application. In this regard, please note that the applicant's existing water right 63-11054 already contains a domestic component that should be sufficient, even if the dairy is expanded.

I believe this covers all of the requests for information in your previous letter. If you need any additional information, please do not hesitate to contact me.

Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Dylan', followed by a long, horizontal, wavy line that extends to the right.

Dylan B. Lawrence

DBL/llw

Enclosures (2)

cc: Scott King
Jerry Tlucek
Kevin Tlucek
Scott L. Campbell