



ERO Resources Corp.
3314 Grace Street
Boise, ID 83703-5836
(208) 373-7983
Fax: 373-7985
Denver • Boise • Durango
www.eroresources.com
eroboise@eroresources.com

May 9, 2008

Mr. Dan Nelson
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720

RE: Application for Transfer 73824
Applications for Permit 63-32560 and 63-32561

Dear Mr. Nelson,

Please find revisions to the above referenced applications. Revisions are submitted to clarify and correct information and have been initialed by the applicant. We have revised the total quantity of water to be appropriated on the applications for permit. Also, we have revised the application for transfer to indicate that the entire right will be transferred to new uses with no remaining irrigation.

The volume of water to be appropriated under the two applications for permit are revised to account for one time fill of the ponds plus a fraction of the consumptive evaporative losses from the pond. Please note that the total evaporation from 9 surface acres of pond is 33.75 acre feet, determined using the annual free water surface evaporation of 45 acre-inches per acre (NOAA Technical Report NWS 33, Evaporation Atlas, 1982). Using the precipitation deficit from Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho (Allen and Robison, 2007), the annual evaporation from small ponds is 30.4 inches for a total of 22.8 acre feet.

The higher value of evaporation will be used to ensure that the new water rights in combination with the transfer will be sufficient to cover the consumptive use from evaporation. The initial applications for permit were intended to be mitigated with the transfer application on an acre per acre basis. However, as we recently discussed, water right 63-4632F has a volume limitation of 28.8 acre feet. Initially, the applicant did not intend to maintain a full water surface in the ponds throughout the year. The revised applications for permit will allow the applicant the flexibility to maintain water surface in the ponds year round.

If you have any questions, please call me at 373-7983.

Sincerely,

Paul E. Drury