

October 13, 2008

James E. Stanton
Sr. Water Resource Agent
State of Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED
OCT 20 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

RE: App For Transfer 74345 East Ridge Milk LLC

Dear Mr. Stanton;

This Letter is in response to your letter dated September 24, 2008 in regards to the above referenced water transfer. I am formally requesting to withdraw this transfer unless the Department will allow us to continue to irrigate the land until such time as we begin construction of the new facility or put this on hold as I have requested. If what you have stated is the attitude of the Department then you have only given us one choice and that is to withdraw the application. If this is the case then I respectfully request that all information and applications etc. be returned so that we will have everything we need to resubmit this application in what I believe will be in the next two to three years.

I think it is ironic that it was not very long ago that we had to wait and wait for the Department to do transfers. We the citizens just had to wait; we couldn't demand that the department do anything. I appreciate the fact that now the Department seems to be able to do things in a very timely manner. It just does not seem to me to be asking much to put the file on the shelf for awhile, let it collect a little bit of dust, particularly in light of the fact you say my ability to irrigate crops would be in question until construction begins if the transfer goes ahead. If you cannot be flexible, then we will have to withdraw.

Sincerely,


Paul Duncan