



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

September 25, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

Brian Patton
Idaho Water Resource Board
322 E Front ST
Boise ID 83720

Regional Director PN Region
Attn Gail McGarry
US Bureau of Reclamation
1150 N Curtis RD
Boise ID 83706

RE: Contested Application for Exchange #75007 ID Water Resource Board, Bureau of Reclamation

Dear Applicants:

Enclosed are copies of protests filed against the issuance of the above-referenced exchange application. As part of the application process, the following are options available for resolution of contested (protested) applications:

-Direct contact with the protestant(s) to determine what is being disputed in the application and parties attempting to resolve the protest. Sincere conversation between the parties prior to initiation of formal proceedings can often resolve protest(s).

-Formal Proceedings a Department pre-hearing conference & hearing through the water appropriation statute/rule process. A pre-hearing conference identifies the protest issues and reviews the resolution possibilities with parties. If the issues can not be resolved, a formal hearing will be scheduled.

Please consider with the protestants the best action(s) for resolution of the contested application.

A prehearing conference will be scheduled in late December 08-early January 09. Enclosed are calendars for these months. **Please mark dates you would be available for a prehearing conference and return the calendars by October 10, 2008.** A date will be scheduled and conference notices sent shortly after.

Should you have questions, feel free to contact me at the Western Regional Office, phone 334-2190.

Sincerely,

John Westra
Western Regional Manager

Cc: protestant list, see attached

Enclosure: protests, protestant list, calendars

MAILING DISTRIBUTION LIST

EXCHANGE NO. 75007

APPLICANTS:

Idaho Water Resource Board
Attn: Brian Patton, State Office
322 E Front St
PO Box 83720
Boise ID 83720-0098
(208) 287-4837

Bureau of Reclamation
Regional Director PN Region
Attn: Gail Mc Garry
1150 N Curtis Rd
Boise ID 83706

PROTESTANTS:

Tamarack Resort LLC
Jean-Pierre Boespflug
c/o Millemann, Pittenger, Mc Mahan & Pemberton LLP
Attn: Brian L Mc Mahan
PO Box 1066
706 N 1st St
Mc Call ID 83638
(208) 634-7461
blm@mpmplaw.com

Minidoka Irrigation District
c/o Fletcher Law Office
Attn: W Kent Fletcher
PO Box 248
Burley ID 83318
(208) 678-3250

American Falls Reservoir District #2
c/o Capitol Law Group PLLC
Attn: C Thomas Arkoosh
PO Box 32
Gooding ID 83330
(208) 934-8872

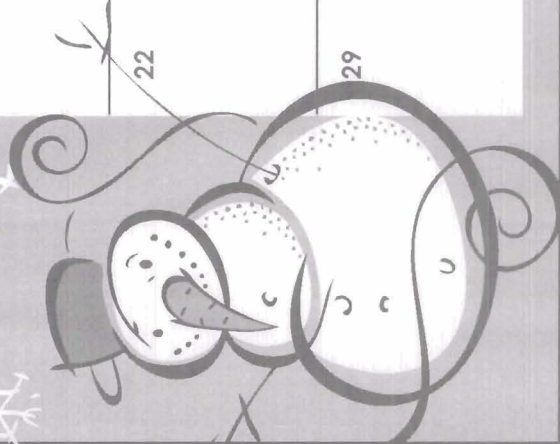
The following 5 entities (protestants) are represented by Barker Rosholt & Simpson LLP:

A & B Irrigation District
Burley Irrigation District
Twin Falls Canal Company
North Side Canal Company
Milner Irrigation District
c/o Barker Rosholt & Simpson LLP
Attn: Travis Thompson
PO Box 485
113 Main Ave W, Suite 303
Twin Falls ID 83303-0485
(208) 733-0700

Name _____

December 2008

MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25 Christmas	26	27	28
29	30	31				



Name *

january 2009

MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY	SUNDAY
			1 New Year's Day	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19 Martin Luther King Jr. Day	20	21	22	23	24	25
26	27	28	29	30	31	

