



See response back for
Aaron Marshall for
Please respond. Gary
Gary, please ask your staff to respond.
Dave

Mr. Dave Tuthill, Jr.
Director Idaho Department of Water Resources
322 E Front St.
Boise ID 83720

RECEIVED
MAY 14 2008
DEPARTMENT OF
WATER RESOURCES

RE: Water Right No. 63-3609

May 12, 2008

Dear Mr. Tuthill,

Idaho Rivers United is a statewide river conservation organization. Because our goal is to protect and restore Idaho's rivers and fish, our members have a great deal of interest in the allocation and use of the water of Idaho.

Water right no. 63-3609 is a right held by Greene Tree Inc. and leased to Atlanta Gold Corporation. The right has been leased to the water supply bank – active through 2008.

Idaho Rivers United requests that you public notice all applications to rent this water from the water supply bank and that you notify us of the public notice. Idaho Rivers United is concerned about Atlanta Gold's proposed mining operations. We think the mining operations now proposed are not in the public interest. The use of this water right for mining operations would be a change in use, a change in season, and would necessitate a change in place of diversion (all allowable when water is rented from the water bank), and Idaho Rivers United would appreciate the opportunity to review the application. Idaho code allows you to give notice of such an application.

I would also like clarification of where the current place of diversion for this water right is (at least from what source). The 2000 field exam narrative says that the water has not been diverted from the Middle Fork Boise River for many years - the water used for the beneficial use of 63-3609 comes from Snowslide Creek (and other sources). The 2nd condition of approval for the right reads that the right includes an accomplished change in point of diversion. However, the source is listed as the Middle Fork Boise River.

Thanks in advance for the clarification, and please contact me if you need anything else concerning our request for public notice.

For the rivers,
Liz Paul
Liz Paul

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