

HIAWATHA CANAL

P.O. Box 1604 • Hailey, ID 83333

April 23, 2008

RECEIVED

APR 28 2008

DEPT. OF WATER RESOURCES
SOUTHERN REGION

IDWR Southern Region
Attn: Allen Merritt
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

Re: **Transfers:** (37-21130, 37-21137 and 37-21139)
Applicant: Dry Lot, LLC

Dear Allen:

The purpose of this letter is to advise the Idaho Department of Water Resources (IDWR) that the "Hiawatha Canal Water Users' Association of Lateral or Laterals" (Hiawatha) has no objection to the transfers of the aforementioned water rights.

Based on our discussions, we understand that IDWR will require the Applicant, Dry Lot, LLC, to leave in the Hiawatha Canal 0.19 cfs as conveyance loss, representing the amount of water necessary to prevent injury to down-canal water users who might be affected by the transfers. Hiawatha suggests that the 0.19 cfs of water be given a separate water right number in the name of the "Hiawatha Canal Water Users' Association of Lateral or Laterals" for "mitigation" purposes.

By agreeing to this conveyance loss, Hiawatha agreed to the Worstell analysis on the condition that the transfers involved movement within the Canal. Hiawatha, at this time and without analyzing further data, does not agree that the same analysis might apply to transfers of water outside of the Canal.

Hiawatha appreciates the opportunity of being consulted on these transfers. Thank you.

Sincerely,

HAEMMERLE & HAEMMERLE, P.L.L.C.



Fritz X. Haemmerle

FXH: fxh

cc: client

Charles E. Brockway, Brockway Engineering, PLLC
2016 Washington St., Suite 4
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