

August 2, 2007

MICKELSEN PROPERTIES LLC
C/O HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS, ID 83405

RE: Application for Transfer 73320

Dear Kent:

The Department of Water Resources has received your application for transfer for Mickelsen Properties LLC

Preliminary review of the application indicates that it may not be acceptable for processing. Please review the order from IDWR for transfer 71254.

Under the proposed change, the 139 acres at Dads Place would become solely irrigated under junior groundwater right 34-7179 as a primary right when it looks to have been historically supplemented either other senior groundwater rights on the southern 1985 acres (providing rate & volume, no unique acres), or with the surface right 34-618 on the 139 acres in the northern parcel. The transfer of 34-618 to other acres covered by 34-7179 maintains the original relationship between those two rights, but creates an enlargement of use under the portion of Right 34-7179 on the 139 acres in the northern parcel. Please address this enlargement issue.

Please feel free to contact this office if you have any questions.

Sincerely,

Dave Carlson
IDWR