



State of Idaho

DEPARTMENT OF WATER RESOURCES

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 10, 2007

Racine Olson Nye Budge & Bailey
Thomas J Budge
PO Box 1391
Pocatello ID 83201-1391

RE: Application for Exchange of Water

Dear Mr. Budge:

This office acknowledges receipt of your petition to intervene opposing the above-referenced application for exchange of water. The following is the criteria we consider when either approving or denying an application for exchange:

1. Is the exchange proposed valid?
2. Will other water rights be injured by approval of the exchange?
3. Will the exchange constitute an enlargement in the use of the water?
4. Is the proposed exchange consistent with conservation of the waters of the State of Idaho?
5. Is the exchange in the local public interest?
6. After receiving input from the watermaster, can the water be properly administered and regulated?

The department suggests you contact the applicant directly in an effort to determine what is proposed by the application and to attempt to resolve the protest. Direct, sincere conversation between the parties prior to initiation of formal proceedings can often resolve a protest.

If we may be of assistance, please contact us.

Respectfully Submitted,

Ernest Carlsen
Project Manager

EC:sc