

Coeur d'Alene
BLACK ROCK
A DEVELOPMENT COMPANY

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August 4, 2006

Via Hand Delivery

Robert G. Haynes, P.E.
Idaho Department of Water Resources
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814

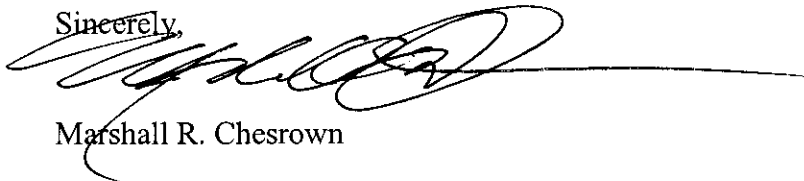
Re: Application No. 72669 for Amendment of 95-9045

Dear Mr. Haynes,

The purpose of this letter is to notify you that Black Rock Utilities, Inc. is hereby withdrawing a portion of its request within Application No. 72669 for Amendment of 95-9045, pursuant to our agreement with the Kootenai Environmental Alliance. Black Rock Utilities withdraws the portion of its request relating to the change of 1.00 CFS allotted for domestic use to municipal use. Black Rock Utilities' request for the amendment of its water right allowing 2.50 CFS for irrigation use to be changed to municipal use still stands. However, Black Rock Utilities will limit the municipal use of the 2.50 CFS to irrigation only from the 15th of March to the 15th of November, with the exception of fire protection and construction water.

If you have any questions or comments please feel free to contact me.

Sincerely,



Marshall R. Chesrown

cc:

Barry Rosenberg, Kootenai Environmental Alliance
John R. Layman, Layman, Layman & Robinson