

February 9, 2007

Steve Lester
Idaho Dept. of Water Resources
Western Region Office
2735 Airport Way
Boise, ID 83705

RECEIVED

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WATER RESOURCES
WESTERN REGION

Re: Application for Permit 65-23054 for Crusher, LLC

Dear Steve,

In response to your December 5, 2006 request for additional information regarding the above-referenced application, this letter addresses the need to obtain water from the Payette River Rental Pool to mitigate for diversion after June 15th of each year.

SPF believes the groundwater source proposed for appropriation under Application for Permit 65-23054 is tributary to the North Fork Payette River. Crusher LLC will comply with the requirements of Water District 65 (Payette River) concerning the tributary nature of the groundwater source and participation in the Payette River Rental Pool.

Water District 65 believes there is adequate water in the Payette River Rental Pool to supplement this proposed water use. A copy of a letter from Ron Shurtleff, Watermaster for Water District 65, is enclosed. Crusher LLC will cooperate with the Watermaster of Water District 65 and apply for rental pool water as soon as required to do so.

Although I am responding to your request for additional information, Scott King will continue to be IDWR's contact for questions concerning the Crusher LLC application and Nordic Village project.

Sincerely,



Roxanne Brown
Water Rights Specialist

Cc: Crusher LLC

Enclosures

Letter from Ron Shurtleff, Water District 65

SPF Job No.: 278.0150

Payette River Basin, State of Idaho
Water District No. 65

Watermaster
Ron Shurtleff

102 North Main Street
Payette, Idaho 83661

Phone 208-642-4465
Fax 208-642-1042
E-mail, waterdist65@srvinet.com

February 8, 2007

Roxanne Brown
SPF Water Engineering LLC
600 E. River Park Ln., Ste. 105
Boise, ID 83706

Subject: Payette River Rental Pool
Application for Permit 65-23054

Dear Roxanne,

I have reviewed Application Permit 65-23054 for appropriation of groundwater determined to be tributary and near the North Fork Payette River in Valley County.

Water accounting for the Payette River conducted by the Idaho Department of Water Resources, indicates that there is sufficient water to supply this application, if stored water is utilized during periods when natural flow is not sufficient. Rental Pool water will be available for the 2007 season to serve this request. It can be rented subsequently on an annual basis to allow full season usage. The water right owner with a junior status is responsible to secure storage water prior to June 15 of each year or curtail usage.

Accurate measuring devices are recommended to monitor diversion rates. Rental pool fees are based on the best available data provided by the water user to the water district and entered in the state river accounting system.

Participation in the Payette River Rental Pool is governed by the "Rental Pool Procedures" adopted by Water District 65 and can be initiated by contacting the Payette office. 208-642-4465

Sincerely,


Ron Shurtleff
Water District 65