



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 12, 2005

KENT FOSTER
HOLDEN KIDWELL LAW FIRM
PO BOX 50130
IDAHO FALLS ID 83405-0130

RE: APPLICATIONS FOR AMENDMENT NOS. 41-7076 & 41-7081 (Timothy Deeg)

Dear Mr. Foster:

Enclosed are copies of protests received against the above referenced applications filed on behalf of your client.

The Department suggests you contact the protestant(s) &/or their legal counsel directly to determine the exact nature of the protest and, if possible, to resolve the matter without action by the Department.

Please note that the applications are considered as contested cases and subject to the Rules of Procedure adopted by the Department.

If you need a copy of these rules, please contact this office. The Rules of Procedure are also available on the Internet by using the IDWR Homepage at the following electronic address:

<http://www.idwr.state.id.us/apa/idapa37/0101.htm>

The attachment to this letter describes the issues which the Department must consider in taking action on an application (Section 42-211, IDAHO CODE). It also gives a brief description of the conference and hearing procedure followed by the Department in resolving protested applications.

If you have any questions regarding this procedure or to request a Pre-Hearing Conference, please feel free to contact us.

Very truly yours,

Allen D. Merritt, P.E.
Southern Region Manager

AM:MB
Enclosure(s)