



State of Idaho

DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 16, 2004

TRAVIS L. THOMPSON
BARKER ROSHOLT & SIMPSON LLP
113 MAIN AVE WEST - STE # 303
TWIN FALLS, ID, 83301-6167

RE: Application for Transfer No. 71178, (Water Right No. 37-2663) – Koyle

Dear Mr. Thompson:

The protest against the approval of the above referenced application on behalf of CLEAR SPRINGS FOODS INC has been received and a copy has been sent to the applicant with the suggestion that he contact you 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 application is considered a contested case 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. 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 or if this office can be of further assistance, please feel free to contact us.

Sincerely,

Allen D. Merritt, P.E.
Regional Manager

Enclosure(s)