

MEMORANDUM

TO: Transfer #71010 (Diamond A Livestock)

FROM: Corey Skinner

DATE: March 8, ~~2003~~ 2004 P.S.

SUBJECT: Conversation with Mike McDonald of IDF&G

This day I received a telephone call from Mike McDonald of the Idaho Department of Fish & Game (IDF&G). IDWR had requested comment(s) from IDF&G for this transfer due to the surface water source (Chimney Creek). Mr. McDonald indicated that the IDF&G was sending a comment letter stating they had issues with the application and that they intended to protest the application if "mitigation" could not be worked out with the applicant. I indicated to Mr. McDonald that the protest deadline for the application was a week away and that they may want to protest the application just in case something could not be worked out with the applicant prior to the protest deadline. Mr. McDonald indicated that he would send a \$25.00 protest fee with the letter, or by separate check, if the letter had already been sent in today's mail. I asked if we should consider the letter and fee a formal protest and he indicated that we should. I asked Mr. McDonald what the issue(s) was with the application, and he indicated that it was the fact that the application moves the point of diversion upstream, and that the stream will be dewatered and loss of habitat would occur.