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**DEPARTMENT OF  
WATER RESOURCES**

Robert A. Maynard, Bar No. 5537  
RMaynard@perkinscoie.com  
Erika E. Malmen, Bar No. 6185  
EMalmen@perkinscoie.com  
PERKINS COIE LLP  
251 East Front Street, Suite 400  
P.O. Box 737  
Boise, ID 83701-0737  
Telephone: 208.343.3434  
Facsimile: 208.343.3232

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**OCT 08 2008**

**WATER RESOURCES  
WESTERN REGION**

*Attorneys for Mayfield Townsite, LLC*

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION  
FOR PERMIT NO. 63-32499 IN THE  
NAME OF MAYFIELD TOWNSITE,  
LLC.

**APPLICANT'S RESPONSE TO  
PETITIONER ARK PROPERTIES LLC  
MOTION TO INTERVENE**

Applicant Mayfield Townsite, LLC, by and through its counsel of record Perkins Coie LLP, hereby responds to Ark Properties LLC ("Ark Properties") Motion to Intervene. Applicant understands that Ark Properties will coordinate with Applicant through counsel and not duplicate efforts or otherwise substantially encumber, slow, or complicate the proceedings. On this basis, Applicant does not oppose the Motion to Intervene.

DATED: October 3, 2008

**PERKINS COIE LLP**

By: *Robert A. Maynard*

Robert A. Maynard, ISB No. 5537  
RMaynard@perkinscoie.com  
Erika E. Malmen, ISB No. 6185  
EMalmen@perkinscoie.com

*Attorneys for Mayfield Townsite, LLC*

**CERTIFICATE OF SERVICE**

I, the undersigned, certify that on October 3, 2008, I caused a true and correct copy of the foregoing to be forwarded with all required charges prepaid, by the method(s) indicated below, in accordance with the Rules of Procedure, to the following person(s):

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WILSON McCOLL  
420 W. Washington  
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Boise, ID 83701-1544

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Todd Haynes  
310 S. Garden St.  
Boise, ID 83705

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Daniel S. Van Grouw  
Dana L. Hofstetter  
HOFSTETTER LAW OFFICE, LLC  
608 W. Franklin St.  
Boise, ID 83702

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950 W. Bannock, Ste. 520  
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*Erika E. Malmen*  
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Erika E. Malmen