

Debbi Gibson

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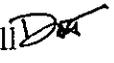
» Also admitted in California  
† Also admitted in New Mexico  
\* Also admitted in Oregon  
° Also admitted in South Dakota  
≅ Also admitted in Utah  
† Also admitted in Washington

April 25, 2008

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DEPARTMENT OF  
WATER RESOURCES

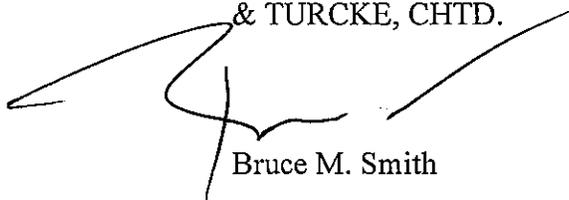
Mr. Dave Tuthill   
Idaho Department of Water Resources  
322 E. Front St  
PO Box 83720  
Boise, Idaho 83720-0098

RE: In the matter of Applications for Permit Nos. 63-32089 &  
63-32090 in the name of the City of Eagle

Dear Director Tuthill:

With regard to the requests by Mary Taylor and Charles Howarth to participate in the oral argument, at this time the City of Eagle can neither object nor waive any objection because neither party has identified what argument they wish to present to the Director. I would note that neither Ms. Taylor nor Mr. Howarth served the City of Eagle with notice of their request. Also, Mr. Howarth is still represented by Ringert Clark. If you choose to allow either party to present argument at the hearing, the City will address their arguments on the record. At the very least, the City reserves the right to respond, in writing if necessary, to the arguments presented by either party.

Sincerely,  
MOORE SMITH BUXTON  
& TURCKE, CHTD.



Bruce M. Smith

cc: Mary Taylor  
Charles Howarth  
Charles Honsinger