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April 25, 2008

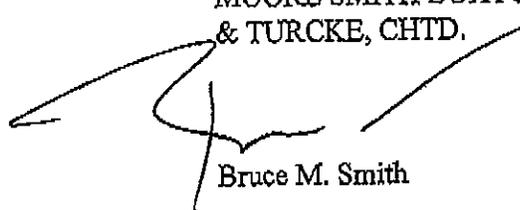
Mr. Dave Tuthill
Idaho Department of Water Resources
322 E. Front St
PO Box 83720
Boise, Idaho 83720-0098

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

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FACSIMILE COVER SHEET

DATE: April 25, 2008 RECIPIENT'S FAX: 287-6700

TO: Director Dave Tuthill CLIENT: _____

RE: City of Eagle Applications 63-32089 and 63-32090

FROM: Bruce M. Smith/Donda

NUMBER OF PAGES INCLUDING THIS COVER SHEET: _____

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ADDITIONAL COMMENTS:

Director Tuthill—please find enclosed the City of Eagle's response to your letter of April 17, 2008. Thank you. Bruce Smith

***** IMPORTANT MESSAGE *****

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