

RECEIVED

JAN 04 2010

EAGLE PINES WATER ASSOCIATION
ALAN SMITH
3135 OSPREY
EAGLE, IDAHO 83616-2725
PROTESTANTS
(208) 939-6575

DEPARTMENT OF
WATER RESOURCES
NORTH ADA COUNTY GROUNDWATER
USERS ASSOCIATION
JOHN THORNTON / DAVID HEAD
855 STILLWELL DRIVE
EAGLE, IDAHO 83616
(208) 938-8508

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION
FOR PERMIT NO. 63-32576 IN THE
NAME OF M3 EAGLE LLC

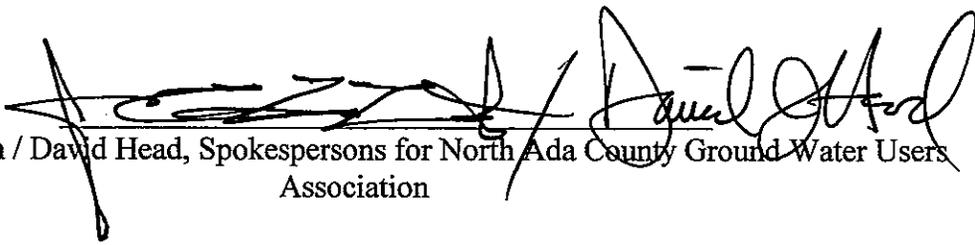
**PETITION FOR CLARIFICATION
AND/OR
RECONSIDERATION**

Protestants, North Ada County Groundwater Users Association and Eagle Pines Water Users Association, and the individual protestants hereby respectfully petition the Department of Water resources for clarification and/or reconsideration, under IDWR Rule 770, of the Final Order by the above stated agency on 21, December 2009, as follows:

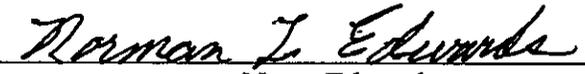
The Applicant, successors and assigns should be required to submit a comprehensive mitigation plan, including curtailment, in connection with the monitoring plan to be approved by the Department to mitigate damages to any pre-existing water rights in accordance with its assurances in its application which states:

“M3 Eagle is absolutely committed to mitigating unreasonable and damaging interference effects that would be a result of its water development, whether this would require lowering of a pump in a nearby well and/or even deepening of the well in an extreme case.” (Exhibit 42, tab 4, p. 10)

Respectfully submitted this 4th day of January, 2010.


John Thornton / David Head, Spokespersons for North Ada County Ground Water Users
Association


Alan Smith, Spokesperson for Eagle Pines and
individually


Norm Edwards