



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

May 22, 2009

Randall C. Budge  
RACINE OLSON  
P.O. Box 1391  
Pocatello, Idaho 83204-1391

Re: Weekly Progress Report – 2009 Replacement Plan for Snake River Farm

Dear Mr. Budge:

Thank you for the progress report dated May 21, 2009.

This letter is to confirm that the only component of the Replacement Plan for which a stay was granted in my Order in this matter dated May 15, 2009 is the "over-the-rim" component. Thus, beginning June 2, 2009 and continuing for as long as the Replacement Plan is valid, there should be no diversion of water from the wells identified for conversion under the plan.

I am copying Cindy Yenter with this letter, and hereby request that she plan to conduct an inspection of the un-stayed portions of the replacement water plan on June 2, 2009.

Should you have any questions, please feel free to contact me.

Sincerely,

David R. Tuthill, Jr.  
Director

cc: Cindy Yenter