

1-7-08

Nate Arave
Water Resource Agent
Id. Dept. of Water Resources
900 N. Skyline Dr. Suite A.
Id. Falls, Id. 83402-1718

RECEIVED

JAN 08 2008

Department of Water Resources
Ester, Id.

Dear Nate,

On July 20, 07 I received proposed draft recommendations for water rights 74-605D and 74-605C. (encl.) I admit after looking over these drafts I don't understand how they interact. Does Don Olsons enlargement to 272.5 acres actually accept less water than the original claim.

There is a Status Conference set for January 17, 2008. I was notified and invited to participate. I am uncertain what if any action might be necessary on my part to move this recommendation and compromise forward. Although I think I have the evidence to support to my claim to 2.11 acres and .063 cfs. I am satisfied to compromise on the 1.6 acres and .05 cfs use on the 5 acres enlargement.

Thank you for your update and advice on these claims and up-coming Status Conference

Sincerely,
Dan Thudd
48 Bee Hive Ln
Salmon Id

83467

208-756-2863



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

July 20, 2007

RE: Objection to WR 74-605D

Mr. Daniel Mudd
45 Beehive Ln
Salmon, Id 83467

Dear Mr. Mudd,

I have enclosed the proposed new recommendations to water rights 74-605D and 74-605C. If you agree with these new recommendations please contact me at the number below and standard form 5 or stipulated elements of a water right will be prepared. I have also met with Don Olson and he stated he is willing to agree to 74-605C as described in the attached draft.

Respectfully Submitted,

Nate Arave

Water Resource Agent

Idaho Department of Water Resources

900 N. Skyline Drive Suite A

Idaho Falls, Id 83402-1718

(208)-525-7161 ext. 2248

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JAN 08 2008

Department of Water Resources
Eastern Region

DRAFT

DRAFT

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-605D

NAME AND ADDRESS: DANIEL J MUDD
45 BEEHIVE LN
SALMON ID 83467

SOURCE: LEMHI RIVER

TRIBUTARY: SALMON RIVER

QUANTITY: 0.050 CFS

Right Nos. 74-605D and 74-15798 are limited to a total combined diversion rate of 0.05 cfs.

PRIORITY DATE: 03/18/1878

POINT OF

DIVERSION: T21N R23E S33 NWNW Within LEMHI County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.050 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T21N R22E S24

NESE

5.00

5 ACRES TOTAL

Right Nos. 74-605D and 74-15798 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

This right is limited to the irrigation of 1.6 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right No. 74-15798 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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JAN 08 2008

Department of Water Resources
Eastern Area

copy

DRAFT

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-605C
NAME AND ADDRESS: KATHLEEN OLSON
479 LEMHI RD
SALMON ID 83467
V DON OLSON
479 LEMHI RD
SALMON ID 83467

SOURCE: LEMHI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 6.000 CFS
Right Nos. 74-605C and 74-15793 are limited to a total combined diversion rate of 6.00 cfs.

PRIORITY DATE: 03/12/1978

POINT OF DIVERSION: T21N R23E S29 SESE within LEMHI County

PURPOSE AND PERIOD OF USE:

PERIOD OF USE:		PURPOSE OF USE		PERIOD OF USE		QUANTITY	
		IRRIGATION		03/15 11/15		6.000 CFS	
PLACE OF USE:		IRRIGATION in LEMHI County					
T21N R22E S24	NWNE	3.20	T21N R22E S24	SWNE	40.60		
T21N R22E S24	SENE	38.00	T21N R22E S24	NENW	4.80		
T21N R22E S24	SENE	1.60	T21N R22E S24	NESE	33.00		
T21N R22E S24	NWSE	14.00	T21N R22E S24	SESE	26.00		
T21N R22E S25	NENE	3.70	T21N R23E S19 Lot 2	SWNW	4.50		
T21N R23E S19 Lot 3	NWSW	21.00	T21N R23E S19 Lot 4	SWSW	34.00		
T21N R23E S19	SESW	1.60	T21N R23E S30	NENW	7.80		
T21N R23E S30 Lot 1	NWNW	24.00	T21N R23E S30	SENE	15.00		

272.5 ACRES TOTAL

This right is limited to the irrigation of 200.6 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right No. 74-15793 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

copy

2007 NOV 29 PM 12:52
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	NOTICE SETTING STATUS
	)	CONFERENCE
Case No. 39576	)	
_____	)	SUBCASE NO: 74-00605C

Please be advised that Special Master TERRENCE A. DOLAN
has set a Status Conference in the above subcase(s)
as follows:

THURSDAY, JANUARY 17, 2008 at 01:30 PM (MT)

SRBA
DISTRICT COURT
253 3RD AVENUE NORTH
TWIN FALLS, ID

Parties may participate by telephone by dialing the number
225-383-1099 and when prompted entering the code 654400.

Dated: NOVEMBER 29, 2007

/S/ ROBBIN HALL
Deputy Clerk
Snake River Basin Adjudication

What do I need to do for this conference?
Dan

DANIEL J MUDD
46 BEEHIVE LN
SALMON, ID 83467

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