

Kelly, Vicki

From: Kelly, Vicki
Sent: Tuesday, July 16, 2013 10:32 AM
To: Julie Murphy
Cc: Fredric_Price@blm.gov; Spencer, Nick
Subject: Federal Reserved Water Right 34-13679

Good morning Julie

The Court had previously inquired on the status of BLM right 34-13679, which appears on the Court's website to be an unreported late claim (from 2002) pending before the department. IDWR has taken a closer look at this right, which was claimed as a federal reserve right for a spring (known locally as Jasper Spring). Apparently, former IDWR employee Don Shaff had reviewed the claim some time ago and discovered the right was a duplicate filing of right 34-12840. The use at Jasper Spring had been claimed under state-based right 34-12840 (1884 priority) as well as federal reserved right 34-12840A (1926 priority). In 1998, right 34-12840A was decreed disallowed, and right 34-12840 was decreed as a valid water right. The BLM notified Mr. Shaff in 2005 that the claim of 34-13679 was indeed a duplicate filing, and withdrew the claim. IDWR will not be abstracting claim 34-13679 as a federal reserved water right. Thanks very much. Vicki Kelly, Paralegal - IDWR

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