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Attorneys for Jeffrey C. Shippy

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

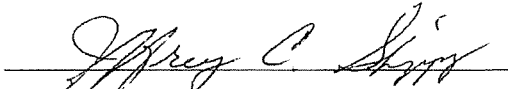
In Re CSRBA) SUBCASE NO. 91-7094
)
Case No. 49576) **DECLARATION OF JEFFREY C.**
) **SHIPPY**
)
)
)
)

I, JEFFREY C. SHIPPY, hereby declare and states as follows:

1. Attached hereto as **Exhibit A** is a true and correct copy of a letter addressed to Jeff Shippy from Darcy McInturff, dated July 18, 2017 that I received in the mail on July 25, 2017.

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

DATED this 25 day of July, 2017.


Jeffrey C. Shippy

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on the 2^d day of August, 2017, I served true and correct copies of the foregoing **DECLARATION OF JEFFREY C. SHIPPY** upon the following by the method indicated:

SRBA District Court
253 3rd Ave. North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

☐ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☒ Facsimile
☐ Email

Darcy and Douglas McInturff
17786 E. Canary Creek Rd.
Cataldo, ID 83810

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☐ Email

Director of IDWR
P.O. Box 83720
Boise, ID 83720-0098

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☐ Email


Albert P. Barker

EXHIBIT A

Darcy McInturff
17786 E. Canary Creek Rd
Cataldo, ID 83810

July 18, 2017

Jeff Shippy
95 Ferguson St.
St. Maries, ID 83861

Jeff,

Enclosed please find the fee schedule one would adhere to in order to obtain unappropriated water from the State of Idaho Department of Water Resources for the utilization of water originating from the St Joe River. Note that, for a diversion rate of 1.4 CFS which is the rate documented on water right 91-7094, one would pay a nominal application fee of \$290.00 to secure one's own water right.

It has not been Doug's intention to keep his existing water right, he had decided to give it to you, until we received the correspondence from your attorney. At that point we determined not to put a concerted effort, in the way of time or money expended, into retaining it, but to simply take delight in the outpouring of cash this little battle must be causing you. How laughable to know that 1) Doug was ready to give you the water right and 2) indeed, you could have easily obtained your own for \$290.00 and what amounts to a little time and effort. Your course of action has served only to pad the pockets of the most assuredly well deserving attorneys, and it serves to demonstrate your obvious mental lacuna and utter doltishness - in simpler terms, your absolute stupidity. Well done.

Darcy McInturff

APPLICATION FEE SCHEDULE (PER IDAHO CODE § 42-221)

The application fee is based on the proposed storage volume (acre-feet per year or AFY) or on the proposed diversion rate (cubic feet per second or CFS). For applications proposing both a diversion rate and a storage volume, determine each fee separately and pay the greater of the two.

Application fees (CFS = cubic feet per second; AF = acre-feet)

Flow Rate (CFS)	Storage Volume (AF)	Fee	Flow Rate (CFS)	Storage Volume (AF)	Fee
0.00 – 0.20	0.0 – 20.0	\$100.00	11.01 – 12.00	1,100.1 – 1,200.0	\$690.00
0.21 – 1.00	20.1 – 100.0	\$250.00	12.01 – 13.00	1,200.1 – 1,300.0	\$730.00
1.01 – 2.00	100.1 – 200.0	\$290.00	13.01 – 14.00	1,300.1 – 1,400.0	\$770.00
2.01 – 3.00	200.1 – 300.0	\$330.00	14.01 – 15.00	1,400.1 – 1,500.0	\$810.00
3.01 – 4.00	300.1 – 400.0	\$370.00	15.01 – 16.00	1,500.1 – 1,600.0	\$850.00
4.01 – 5.00	400.1 – 500.0	\$410.00	16.01 – 17.00	1,600.1 – 1,700.0	\$890.00
5.01 – 6.00	500.1 – 600.0	\$450.00	17.01 – 18.00	1,700.1 – 1,800.0	\$930.00
6.01 – 7.00	600.1 – 700.0	\$490.00	18.01 – 19.00	1,800.1 – 1,900.0	\$970.00
7.01 – 8.00	700.1 – 800.0	\$530.00	19.01 – 20.00	1,900.1 – 2,000.0	\$1,010.00
8.01 – 9.00	800.1 – 900.0	\$570.00	20.01 – 100.00	2,000.1 – 10,000.0	*
9.01 – 10.00	900.1 – 1,000.0	\$610.00	101.01 – 500.00	10,000.1 – 50,000.0	**
10.01 – 11.00	1,000.1 – 1,100.0	\$650.00	500.01 & over	50,000.1 & over	***

* \$1,010.00 plus \$20.00 for each additional 1.0 cfs or part thereof or 100 acre-feet or part thereof over the first 20 cfs or 2,000 acre-feet.

** \$2,610.00 plus \$10.00 for each additional 1.0 cfs or part thereof or 100 acre-feet or part thereof over the first 100 cfs or 10,000 acre-feet.

*** \$6,610.00 plus \$2.00 for each additional 1.0 cfs or part thereof or 100 acre-feet or part thereof over the first 500.0 cfs or 50,000 acre-feet.

Your application and fee may be submitted to one of the following offices:

Northern Region

Idaho Dept. of Water Resources
7600 N Mineral Dr, Suite 100
Coeur d'Alene, ID 83815-7763 Tel. – 762-2800
FAX – 762-2819

Eastern Region

Idaho Dept. of Water Resources
900 N Skyline Dr, Suite A
Idaho Falls, ID 83402-1718 Tel. – 525-7161
FAX – 525-7177

Southern Region

Idaho Dept. of Water Resources
650 Addison Ave W, Suite 500
Twin Falls, ID 83301-5858 Tel. – 736-3033
FAX – 736-3037

Western Region

Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082 Tel. – 334-2190
FAX – 334-2348

Darcy McInturf
17766 E. Canary Creek Rd.
Cataldo, ID 83810

SPokane WA 99201

21 MAR 2017 PM 4:12



Joe Skippy
95 Ferguson St
St. Louis, MO
63861

83861-233195

