



United States
Department of
Agriculture

Forest
Service

Caribou-Targhee National Forest HQ

1405 Hollipark Drive
Idaho Falls, ID 83401
208-557-5900
Fax: 208-557-5827

File Code: 2540
Date: October 7, 2021

RECEIVED

Christina Henman
Idaho Department of Water Resources
900 N Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

OCT 12 2021

Department of Water Resources
Eastern Region

Re: Notice of Diversion for Instream Stockwater Use – 23-11498

Dear Ms. Henman:

Thank you for your letter of September 21, 2021 informing us of a Notice of Diversion for Instream Stockwater involving National Forest System land identified as statutory claim 23-11498.

This Notice was filed by Kelly Canyon Winter Park LLC who operates a ski area in the same location where livestock grazing occurs on the Caribou-Targhee National Forest. Kelly Canyon Winter Park LLC is not a grazing permit holder and to our knowledge owns no livestock that would benefit from this proposed livestock watering development.

In addition, our conversations with Bert Marble regarding a possible water development to move cattle away from Kelly Canyon Creek have resulted in a decision to not install a water development in this location.

We will discuss this matter further with Mr. Marble but ask that the Idaho Department of Water Resources consider removing this Notice and the resulting statutory claim from record since the entity filing the Notice does not hold a grazing permit and is not authorized to install a stockwater development on National Forest System land.

On a separate note, the notification you provided to the Forest Service was sent to Steven Spencer in Boise, Idaho. He retired over 2 years ago. Please send any new Notices of Diversion for Instream Stockwater Use to:

USDA Forest Service
Attn: Director of Lands and Minerals
324 25th Street
Ogden, UT 84401



If you have any questions please contact Rob Mickelsen or Jamie Gough.

Sincerely,



MELVIN BOLLING
Forest Supervisor

cc: Kelly Canyon Winter Park LLC
c/o Bert Marble
P.O. Box 367
Ririe, ID 83443

cc: Kathryn Conant, M'Leah Woodard, Gayla "Jamie" Gough