Cefalo, James

From:	Cefalo, James
Sent:	Wednesday, September 9, 2020 3:25 PM
To:	'bngmax@aol.com'; 'kcdavies1@gmail.com'
Cc:	'BK Baird'
Subject:	Protests against Application for Transfer 83911 (Baird)
Attachments:	Amended Application 83911 (Baird).pdf; Withdrawal of Protest Form.pdf

Mr. Bingham and Mr. Davies,

Each of you filed a protest against Application for Transfer 83911 in the name of Brian Baird. As originally filed, Application 83911 proposed to correct a place of use error on water right 34-10905. Application 83911 also proposed to add a point of diversion to water right 34-10905. The new point of diversion would divert water from the Big Lost River east of the Moore wastewater ponds. Mr. Baird proposed to convey water to his property through an open ditch which would cross your respective properties. Both of your protests stated a concern about the proposed ditch crossing your properties. Mr. Baird has had conversations with both of you and has decided to drop his proposal to add a point of diversion and construct a ditch.

This morning, Mr. Baird filed Amended Application for Transfer 83911. The amended application now only proposes to change the place of use for water right 34-10905 (to correct an error in the legal description for the place of use). The application does not propose to change the point of diversion. Water will continue to be delivered through the Moore Canal.

If the amendment addresses your concerns, you can file a withdrawal of protest. Attached is a Withdrawal of Protest form. The withdrawal can reference the amended application if you would like. Feel free to complete the form and email me a scanned copy. Thank you for your attention to this matter. If the protests are withdrawn, I can proceed with my review of the amended application. If the protests are not withdrawn, I will schedule a pre-hearing conference to discuss the remaining issues of protest. Feel free to contact me with any questions.

James Cefalo
Regional Manager
IDWR Eastern Region
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