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FEB 06 2015

Form 202A 07/13

DEPT OF WATER RESOURCES  
SOUTHERN REGIONSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCESID No. TP-37-64

## APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(For a use not intended to become an established water right, not to exceed a total diverted volume of five (5) acre-feet, and not to exceed one (1) year duration in accordance with Section 42-202A, Idaho Code.)

Name of applicant: Harry R. Drackett III, Trustee of The Harry Rogers Drackett III Trus Phone: (208) 578-9200Mailing address: 79 Greenhorn Gulch Rd. City: HaileyState ID ZIP 83333 Email: dan@drackettsv.com1. Source of water: ground water tributary to \_\_\_\_\_

2. Location of point(s) of diversion:

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
3N	18E	18			NW	NE	Blaine	ground water	Greenhorn well #1
3N	18E	18			NW	NE	Blaine	ground water	Greenhorn well #2

3. Location of place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	18E	18						0.5	0.5										1.0

4. Describe proposed use of water Post-fire rehabilitation: reestablish trees to replace those destroyed by 2013 Beaver Creek fire and establish drought-resistant vegetation on berms and diversion ditches

5. Amount of water:

Maximum rate of diversion 0.02 cfs cfs or \_\_\_\_\_ gpm.Maximum daily volume 0.07 AF; total volume 3.5 AF.6. Duration of diversion: from April 15 (day-month) to October 31 (day-month).7. Describe proposed diverting works: 2 wells, mainline to storage tank, delivery system to subdivision lots8. a. Who owns the property at the requested point of diversion? Greenhorn Owners Association, Inc.b. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:

Association has granted Applicant, one of its members, permission to use its wells and delivery system

9. Additional remarks: \_\_\_\_\_

I hereby acknowledge that I assume all risk if the diversion and use of the water under this approval injures other water rights. I certify this is a temporary use and that I am not seeking a continuing right to use water.

Signature of applicant Harry R. Drackett III, Trustee Date February 3, 2015Received by DM / TF Date 2-6-2015 Time 12:30 PM\$50.00 fee received by DM # 5034542 Date 2-6-2015Watermaster comments received? Adm ✓ Date 2/11/15

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that the department has examined this application for temporary approval to use water under the provisions of Section 42-202A, Idaho Code, and has determined that:

☐ A. The application for temporary approval should be denied.

☒ B. The application for temporary approval should be approved, since

1. The temporary approval can be properly administered.
2. Other water sources are not readily available.
3. The approval is in the public interest.
4. The approval will not injure known public values associated with the water source or any known water rights.

This application is therefore hereby:

☐ A. DENIED

☒ B. APPROVED, subject to the following conditions:

1. Diversion and use of water under this approval is subject to all valid existing water rights.
2. The applicant assumes all risk the use of the water under this approval may injure other water rights.
3. This approval authorizes a maximum diversion of 3.5 AF and a maximum rate of diversion of 0.02 cfs.
4. This approval does not grant a right-of-way across the land of another, does not create a continuing right to use the water and may not be used in connection with a use which requires a continuing water supply.
5. The department may cancel this approval at any time if the department identifies injury to other water rights.
6. This approval does not create a continuing right to use water.
7. The holder of this temporary permit shall not divert at a rate or in a manner that will significantly reduce the flow in the water source or otherwise adversely affect fish, wildlife or other public values.
8. Other: See attached sheet for additional conditions
9. This approval expires on 10/31/2015.

Signed this 17<sup>th</sup> day of February, 2015.

  
For the Director

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY  
PERMIT NO. TP-37-64

- Subject to regulation by watermaster of Water District 37.
- Subject to regulation and agreement of Greenhorn Owners Association Inc.
- Water diverted shall be measured and accounted for in a manner acceptable to the Greenhorn Owners Association Inc.

Greenhorn Homeowners Association  
106 Greenhorn Loop Road  
Hailey, ID 83333

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DEPT. OF WATER RESOURCES  
SOUTHERN REGION

January 30, 2015

Mr. Dan Drackett  
79 Greenhorn Gulch Road  
Hailey, ID 83333

Re: IDWR Emergency Supplemental Water License 2015

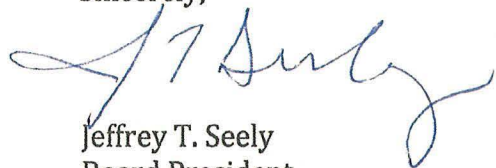
Dear Mr. Drackett,

This letter is written to confirm that the board of directors of the Greenhorn Homeowners Association received, reviewed and approved your request to use the GHA water system for delivery of additional water to your property for irrigation purposes between May 1 and October 31, 2015. This specifically relates to your application to the Idaho Department of Water Resources for renewal of the supplemental right that you received last year.

When you receive confirmation from the IDWR, please send a copy of it to Karen Roseberry our administrative secretary and confirm the amount of water as well as the terms and conditions of the license. Your use of the GHA water system as it concerns this water license will be subject to the irrigation scheduling process that GHA has in place for all homeowners in order to balance the demands on our system and to the general terms described in our CC&Rs.

Please contact me if you have any questions.

Sincerely,



Jeffrey T. Seely  
Board President



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DEPT OF WATER RESOURCES  
SOUTHERN REGION

**SPECK & AANESTAD**  
A PROFESSIONAL CORPORATION  
ATTORNEYS

JAMES P. SPECK  
jim@speckandaanestad.com  
DOUGLAS J. AANESTAD  
doug@speckandaanestad.com

120 EAST AVENUE  
POST OFFICE BOX 987  
KETCHUM, IDAHO 83340

TELEPHONE  
(208) 726-4421  
FACSIMILE  
(208) 726-0752

February 3, 2015

Mr. Allen Merritt  
Idaho Department of Water Resources  
650 Addison Ave W, Ste. 500  
Twin Falls, Idaho 83301

***Re: The Harry R. Drackett, III Trust -Application for Temporary Approval of Water Appropriation***

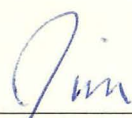
Dear Allen:

Enclosed you will find the original and a copy of the above-referenced Application for Temporary Approval of Water Appropriation together with my firm's check payable to the Department for the \$50 filing fee. Please have your office receipt date-stamp the copy and return it to me in the postage prepaid self-addressed envelope included for that purpose.

Please call me right away if you have any questions about this Application. Thank you.

Sincerely,

SPECK & AANESTAD  
A Professional Corporation

By:   
James P. Speck

Enclosures  
cc: client w/encl.



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

February 11, 2015

HARRY R DRACKETT III, TRUSTEE  
HARRY ROGERS DRACKETT III TRUST  
79 GREENHORN GULCH RD  
HAILEY, ID 83333

RE: Copy of Temporary Water Right Application: TP-37-64

Dear Mr. Drackett:

Enclosed is a copy of the above referenced approved Application for Temporary Approval of Water Appropriation Permit.

If you have any questions, please feel free to contact this office, and any of our agents will be able to assist you.

Sincerely,

A handwritten signature in cursive script that reads "Denise Maline".

Denise Maline  
Administrative Assistant

Enclosure

cc: Kevin Lakey, Water District 37  
Greenhorn Owners Association  
Jim Speck, attorney