

T3721 WALKER



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

RECEIVED

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 1, 1991

MAR 5 1991

Harvey Walker
Rt 1, Box 200
Arco, ID 83213

Department of Water Resources
Eastern District Office

RE: APPLICATION FOR TRANSFER NO. 3721 OF WATER RIGHTS 34-7205
AND 34-0010 IN THE NAME OF YOUNG HARVEY WALKER AND JOSEPH
R. JOHNSON

Dear Mr. Walker:

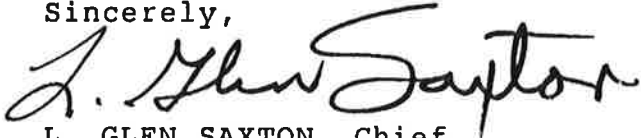
On February 28, 1991, you called me in connection with the above referenced application for transfer and asked what the department's file shows in connection with the department's action on the application. My review of the file shows the following:

- On May 25, 1990, the application was filed with the department.
- The transfer proposed an exchange of water from Joe Johnson's well for shares of storage water you own.
- The application stated that the proposed exchange was temporary and was intended to prevent the delivery of stored water outside the boundaries of the Big Lost River Irrigation District (irrigation district).
- The transfer was protested by the irrigation district and numerous other parties.
- On July 5, 1990, the department corresponded with the irrigation district and clarified that the department only has authority over the change associated with the water diverted from the well of Joe Johnson and not in connection with stored water administered by the irrigation district.
- On July 25, 1990, the department conducted a conference in Arco in an attempt to resolve the matter of protest.
- After an explanation of the application at the conference, some of the parties were willing to withdraw their protest but others were not.
- In a telephone conversation on August 1, 1990, you advised the department that you would not pursue the application and would relinquish it.

- On September 21, 1990, the department advised you that the department considered the application relinquished and would take no further action on it.

In summary, the department took no action on the application to approve, deny or approve with conditions since the application was withdrawn from consideration before a hearing was conducted and a decision issued. If you have additional questions, please feel free to contact the department.

Sincerely,

A handwritten signature in cursive script, reading "L. Glen Saxton". The signature is written in dark ink and is positioned above the typed name.

L. GLEN SAXTON, Chief
Water Allocation Bureau

c: IDWR - E. Region