

Edl, Michele

From: Dave Melton <davemelton@centurytel.net>
Sent: Thursday, August 16, 2012 11:04 AM
To: Edl, Michele
Subject: Re: GPS request *WR# 75-7455*

Thanks for all your help!

*Dave & Jill Melton
Bighorn Outfitters
11 Tom Boyle Road
Carmen, Idaho 83462
1-208-756-6963
www.huntidaho.com*

From: [Edl, Michele](#)
Sent: Thursday, August 16, 2012 10:17 AM
To: [Dave Melton](#)
Subject: RE: GPS request

Yes I did receive them. Thank you. I'm sorry I didn't acknowledge it sooner.

The fires in your area of the state have delayed IDWR field examinations of water uses. Although I would prefer a field confirmation of your hydropower use, it is a small, non-consumptive use and qualifies for a desktop review before issuing a draft license. That is the approach I am taking.

I have also discussed your other water right situation with IDWR's Eastern Region staff. The personnel who returned your ownership change do not process applications for transfer and may not have understood the requirements for that process.

Ownership of the place-of-use needs to be clarified before a transfer can be processed. There are only 2 parties who would be impacted: the BLM and your neighbor, Mr. Brooks. The simplest way forward would be to get Quit Claim Deeds from those 2 parties.

I understand that the BLM has an office in Salmon. Because you are not the first person to have this problem with BLM property, BLM personnel should be familiar with the issue and how to resolve it. They may have a 'standard' quit claim letter and a notary on staff to assist. I recommend that you approach them and request their help.

A similar quit claim would be required from Mr. Brooks.

Meanwhile, your hydropower file is still near the top of the stack of files assigned to me. I promise I will stay in touch.

Sincerely,
Michele Edl

From: Dave Melton [mailto:davemelton@centurytel.net]
Sent: Thursday, August 16, 2012 9:01 AM
To: Edl, Michele
Subject: Re: GPS request

Hi Michelle, did you get the email I sent with the GPS coordinate's for the hydro? Thanks!

Dave & Jill Melton
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11 Tom Boyle Road
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1-208-756-6963
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From: Edl, Michele
Sent: Thursday, August 02, 2012 5:45 PM
To: davemelton@centurytel.net
Subject: GPS request

Mr. and Mrs. Melton,

I reviewed the backfile for your decreed right #75-7423 for domestic and stock use. You have done what I recommended you do, which was to file an ownership change.

I can see the scanned images of your ownership change filing and I can see that they were returned to you unprocessed. I am sorry I didn't catch the problem that Eastern Region found. Because that right has been licensed and the license has been further recognized by the SRBA court, it will not be simple to correct. The law says that the place of use is different than where it may actually be. I have not been assigned that file and so I must defer to the directions that Eastern Region staff gave you for making the correction.

However, I can still move forward toward issuing a license for your power permit #75-7455. This power permit authorized a point of diversion in the SW ¼ of the SE ¼ of the NW ¼. There is no mention of the a mining survey in the location description.

I don't want to compound the water right problems you already have. I need to establish the correct point-of-diversion and place-of-use, independent of the Public Land Survey address.

Can you provide me GPS coordinates for 1) the beginning of the penstock pipe, and 2) the powerhouse location.

Michele Edl

IDWR

208-287-4946