



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

September 30, 2014

Allan Purcell
98 Purcell Rd
Leadore ID 83464

768-2735

Kerry Purcell
768-2919

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

RE: Application for Permit No. 74-16004

A telephone status conference has been scheduled as follows:

Telephone Status Conference
November 14, 2014 at 3:00 PM
Telephone: 1-888-706-6468
Participant Code: 265275#

PLEASE NOTE: This telephone status conference will be originating from the Leadore Community Center / Library. Anyone who would like to participate in person, please come to the Leadore Community Center in Leadore.

If you have any questions, please contact our office.

Sincerely,

Sharla Cox

Water Resources Administrative Assistant

CC: Ann Vonde
Deputy Attorney General
PO Box 44449
Boise ID 83711-4449

Idaho Dept of Fish & Game
c/o Tom Bassista
4279 Commerce Circle
Idaho Falls ID 83401

Idaho Water Resource Board
c/o Morgan Case
7600 N Mineral Dr., Ste 100
Couer D' Alene ID 83815

Dan P. Smith
PO Box 22
Leadore ID 83464-0022

Cox, Sharla

From: Case, Morgan
Sent: Friday, September 26, 2014 9:21 AM
To: Cox, Sharla; Bassista, Tom; Vonde, Ann
Cc: Diluccia, Jeff
Subject: RE: Allen Purcell

Sharla,

I can be available on November 14th, but are we talking about a status conference or a hearing on that date?

Morgan

From: Cox, Sharla
Sent: Friday, September 26, 2014 8:19 AM
To: Bassista, Tom; Vonde, Ann; Case, Morgan
Cc: Diluccia, Jeff
Subject: RE: Allen Purcell

I just spoke to Allen Purcell this morning and he really cannot do this in October. He would prefer to do it in November. He cannot hear well, so he is willing to travel to Idaho Falls if needed. He requested that we do it the 14th of November. James and I are in Leadore for a hearing that day and could do it later in the afternoon.

Would you all check your calendars and see if the afternoon of the 14th of November would work for you all.

Thank you for your understanding.

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

From: Bassista, Tom [<mailto:thomas.bassista@idfg.idaho.gov>]
Sent: Friday, September 26, 2014 9:14 AM
To: Cox, Sharla; Vonde, Ann; Case, Morgan
Cc: Diluccia, Jeff
Subject: RE: Allen Purcell

I am available the afternoon of the 6th and 9th and morning of the 21st and all day on 23rd.

From: Cox, Sharla [<mailto:Sharla.Cox@idwr.idaho.gov>]
Sent: Thursday, September 25, 2014 4:11 PM
To: Vonde, Ann; Bassista, Tom; Case, Morgan
Subject: RE: Allen Purcell

Cox, Sharla

From: Bassista,Tom [thomas.bassista@idfg.idaho.gov]
Sent: Friday, September 26, 2014 9:45 AM
To: Cox, Sharla; Vonde, Ann; Case, Morgan
Cc: Diluccia,Jeff
Subject: RE: Allen Purcell

Yes I can be available on November 14th (afternoon).

Thanks

From: Cox, Sharla [mailto:Sharla.Cox@idwr.idaho.gov]
Sent: Friday, September 26, 2014 9:19 AM
To: Bassista,Tom; Vonde, Ann; Case, Morgan
Cc: Diluccia,Jeff
Subject: RE: Allen Purcell

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From: Cox, Sharla [mailto:Sharla.Cox@idwr.idaho.gov]
Sent: Thursday, September 25, 2014 4:11 PM
To: Vonde, Ann; Bassista,Tom; Case, Morgan
Subject: RE: Allen Purcell

Cox, Sharla

From: Vonde, Ann [ann.vonde@ag.idaho.gov]
Sent: Friday, September 26, 2014 9:45 AM
To: Cox, Sharla; Case, Morgan; Bassista, Tom
Cc: Diluccia, Jeff
Subject: RE: Allen Purcell

I am available November 14th for a status conference by phone.

Ann Vonde

Deputy Attorney General
Natural Resources Division
Office of Attorney General
P.O. Box 83720
Boise ID 83720-0010
(208) 334-4141
fax (208) 854-8072
ann.vonde@ag.idaho.gov

From: Cox, Sharla [<mailto:Sharla.Cox@idwr.idaho.gov>]
Sent: Friday, September 26, 2014 9:23 AM
To: Case, Morgan; Bassista, Tom; Vonde, Ann
Cc: Diluccia, Jeff
Subject: RE: Allen Purcell

Status conference call.

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A
Idaho Falls ID 83402
sharla.cox@idwr.idaho.gov
208-525-7161 phone
208-525-7177 fax*

From: Case, Morgan
Sent: Friday, September 26, 2014 9:21 AM
To: Cox, Sharla; Bassista, Tom; Vonde, Ann
Cc: Diluccia, Jeff
Subject: RE: Allen Purcell

Sharla,

I can be available on November 14th, but are we talking about a status conference or a hearing on that date?

Morgan

Cox, Sharla

From: Diluccia,Jeff [jeff.diluccia@idfg.idaho.gov]
Sent: Friday, September 26, 2014 2:10 PM
To: Bassista,Tom; Cox, Sharla; Vonde, Ann; Case, Morgan
Subject: RE: Allen Purcell

I am also available.

Jeffrey DiLuccia
Fishery Staff Biologist
Idaho Dept of Fish and Game
99 Highway 93 N
Salmon ID, 83467

Wk: 208-756-2271 ext. 272
Cell: 208-993-0273
Fax: 208-756-6274

*Note new email address: jeff.diluccia@idfg.idaho.gov

From: Bassista,Tom
Sent: Friday, September 26, 2014 9:45 AM
To: 'Cox, Sharla'; Vonde, Ann; Case, Morgan
Cc: Diluccia,Jeff
Subject: RE: Allen Purcell

Yes I can be available on November 14th (afternoon).

Thanks

From: Cox, Sharla [<mailto:Sharla.Cox@idwr.idaho.gov>]
Sent: Friday, September 26, 2014 9:19 AM
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Cc: Diluccia,Jeff
Subject: RE: Allen Purcell

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Thank you for your understanding.

Sharla

*Sharla Cox
Administrative Assistant
Idaho Dept of Water Resources
900 N Skyline Dr. Ste A.*

Cefalo, James

From: Cefalo, James
Sent: Thursday, September 25, 2014 1:36 PM
To: 'Vonde, Ann'
Cc: 'Bassista, Tom'; Case, Morgan
Subject: RE: Water Right Application 74-16004 Purcell

Ann,

On Sept 16th, IDWR received a request from Allan Purcell to conduct a hearing for his application. Mr. Purcell is entitled to a hearing if he wants one, so I asked Sharla to check availability of the parties. There is no indication that Mr. Purcell will be represented by an attorney at the hearing.

Earlier this year, I met with the water users on Big and Little Timber Creek to discuss filing a single permit application to cover the high water use for all of the users on those creeks. The water users agreed to form a company to hold the water right – which was completed. The company is registered with the state of Idaho as Timber Creek Water Users Company (filed June 2014). The company was then going to file an application for permit. This step has not been completed. I agree that a status conference would be helpful prior to a hearing. **We will still move forward with scheduling a hearing, but I will have Sharla also set up a phone status conference for mid October.**

James

From: Vonde, Ann [<mailto:ann.vonde@ag.idaho.gov>]
Sent: Monday, September 22, 2014 1:31 PM
To: Cefalo, James
Cc: 'Bassista, Tom'; Case, Morgan
Subject: Water Right Application 74-16004 Purcell

Hello James,

I just got word from Tom Bassista that you all are looking to set a hearing in the Purcell matter in November. Nothing has happened on this application in quite some time. My recollection was that IDWR and water district 74W were going to have some larger conversations about high flow claims like this should be handled before a hearing was scheduled. We haven't gotten any updates on the status of the case in quite some time.

It may be difficult for IDFG and IWRB to be ready for a hearing in November. Since it has been so long since discussions have happened on this case, perhaps we could have a status conference first, before we schedule hearing dates? That would give everyone a chance to get caught up on where we are with this case. Let me know what you think.

Thanks,

Ann Vonde
Deputy Attorney General
Natural Resources Division
Office of Attorney General
P.O. Box 83720
Boise ID 83720-0010
(208) 334-4141
fax (208) 854-8072
ann.vonde@ag.idaho.gov

UNAVAILABILITY CALENDAR

NOVEMBER 2014

RECEIVED
SEP 25 2014

Department of Water Resources
Eastern Region

MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY
3	4	5	6	7
10	11	12	12	14
17	HOLIDAY	19	20	21
24	25	26	27	28
30			HOLIDAY	

Available Any day in November

HOLIDAY

HOLIDAY

Applicant or Protestant Glenn Council - City Council
Water Right / Transfer No. (s) _____



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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 18, 2014

Allan and/or Betty Purcell
98 Purcell Rd
Leadore ID 83464

RE: Application for Permit No. 74-16004

Dear Applicant and Protestants:

We have been asked to schedule a hearing on the above matter. I am requesting you to let me know your **UNAVAILABLE** dates for November, 2014. **Please list your unavailable dates during November, 2014 on the calendars that are enclosed. Please return your calendars no later than September 30, 2014.** You may just email me at sharla.cox@idwr.idaho.gov and just list the days you are unavailable instead of sending your calendars back to me.

If you have any questions or concerns, please feel free to contact me at your earliest convenience.

Respectfully Submitted,

Sharla Cox
Water Rights Administrative Assistant

Enclosure: Blank Calendar

cc: Idaho Dept of Fish & Game
Tom Bassista
4279 Commerce Circle
Idaho Falls ID 83401

Ann Vonde
Deputy Attorney General
PO Box 83720
Boise ID 83720-0010

Idaho Water Resource Board
Morgan Case
7600 N Mineral Dr
Couer D' Alene ID 83835

Water District 74W
Dan P Smith
PO Box 22
Leadore ID 83464-0022