

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION	)	
FOR TRANSFER NO. 78275 IN THE	)	PRELIMINARY ORDER REJECTING
NAME OF DANSKIN RIDGE SUBDIVISION	)	APPLICATION FOR TRANSFER
HOA INC.	)	
_____	)	

This matter having come before the Department of Water Resources (Department) as a result of an application to transfer water rights, the Department finds, concludes, and orders as follows:

FINDINGS OF FACT

1. On July 25, 2005, Danskin Ridge H.O.A. applied to the Department for authorization to change the point of diversion for 0.94 cubic feet per second of ground water for irrigation purposes in Ada County in accordance with decreed Water Rights 63-10474 and 63-31482

2. Initial processing of the transfer application was held due to the Snake River Basin Adjudication. When a review of the transfer application was made, it was determined that the lands referenced in the two rights are owned by numerous individuals and other entities that are not part of the HOA.

3. On November 26, 2013 a letter was sent to the current president of the Danskin Ridge Subdivision HOA asking that the transfer be withdrawn and stating that the appropriate action for the HOA would be to file Notices of Change of Water Right Ownership to split the rights as proposed by the transfer application.

4. On January 15, 2014, a second letter requesting the withdrawal of the transfer application was sent. The letter stated the transfer application would be voided if we did not receive a response to the request.

5. The Department has not received a response from Danskin Ridge Subdivision HOA to the request for withdrawal of transfer application No. 78275 nor has the Department received any indication from the HOA that there is any interest in pursuing the application.

CONCLUSIONS OF LAW

1. Failure to respond to correspondence requesting information from the applicant is cause for removing an application from the records of the Department.

2. The Department should reject transfer application No. 78275.

SUPPORT DATA
IN FILE # 63 10474

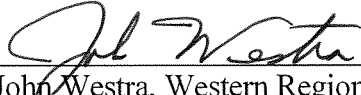
SCANNED

MAR 20 2014

ORDER

IT IS HEREBY ORDERED that transfer application No. 78275 in the name of Danskin Ridge HOA is REJECTED and is removed from the records of the Idaho Department of Water Resources.

Dated this 26th day of February, 2014.


John Westra, Western Regional Manager