

Hemenway, Sandy

From: Ciscell, Michael
Sent: Thursday, February 06, 2014 7:41 AM
To: Dana@IdahoWaterLaw.com
Cc: Hemenway, Sandy
Subject: RE: Colwell water rights 65-22950 and 65-22953 (for Licensing)
Attachments: DOC001.pdf

Dana,

From the attached map, and, as Sandy has indicated, the way we have instructed staff to interpolate QQ/Lot descriptions in unsurveyed areas, both the POU and one of the PODs for 65-22950 are located in Lot 2, SWNE Section 29. This same description is used for POUs for two other licensed rights (3-10192, 3-4008A & 65-72). I agree, it looks odd to have the SWNE apparently located in the SE quarter of the section but this is the data we have to work with and the way we got it from BLM. Most important is the Lot 2 designation, which shows on the [BLM plat](#).

I hope this is helpful in understanding why Sandy has included the legal description she has for this licensing.

Michael

From: Dana Hofstetter [<mailto:Dana@IdahoWaterLaw.com>]
Sent: Tuesday, January 28, 2014 6:58 PM
To: Hemenway, Sandy
Cc: Ciscell, Michael
Subject: Fwd: RE: Colwell water rights 65-22950 and 65-22953 (for Licensing)

Sandy,

It seems to me that some of the quarter-quarter section locations on this map are incorrect. While government lots have irregular shapes, it has been my understanding that quarter-quarter sections do not. Plus, I don't understand how the SWNE and SENW of Section 29 can be located in the south half of Section 29. Thus, I believe what is depicted on this map as the SWNE of section 29 is not correct. Since this is a mapping issue, I also will forward this email to Michael Ciscell and ask him to confirm that the SWNE of Section 29 is correctly depicted on this map.

Thank you,
Dana

----- Original Message -----

Subject: RE: Colwell water rights 65-22950 and 65-22953 (for Licensing)
Date: Tue, 28 Jan 2014 17:50:43 -0700
From: Hemenway, Sandy <Sandy.Hemenway@idwr.idaho.gov>
To: Hemenway, Sandy <Sandy.Hemenway@idwr.idaho.gov>, Dana Hofstetter <Dana@IdahoWaterLaw.com>

Here's another map which may help clarify the location for the Unnamed Drain for 65-22950 (to be licensed), and water right 65-22949 Unnamed Drain (already licensed) and located to the east.

From: Hemenway, Sandy
Sent: Tuesday, January 28, 2014 5:33 PM
To: Dana Hofstetter

Cc: Hemenway, Sandy; Keen, Shell,
Subject: RE: Colwell water rights 65-22950 and 65-22953 (for Licensing)

Dana,

Extending the quarter-quarter lines to the water edge, per Michael Ciscell, GIS Dept., you can clearly see that the Unnamed Drain does not go through the NWSE of Section 29. Lots along the water's edge frequently are irregular shapes and sizes.

Give me a call if you have questions. I am here today till 6pm.

Thanks,

Sandy

From: Dana Hofstetter [<mailto:Dana@IdahoWaterLaw.com>]
Sent: Tuesday, January 28, 2014 5:11 PM
To: Hemenway, Sandy
Subject: Re: Colwell water rights 65-22950 and 65-22953 (for Licensing)

Sandy,

Regarding the 63-22950 POU, from the maps you provided, the subject drain clearly goes through the NWSE of Section 29. It appears that the SWNE of section 29 is mis-labeled on the maps.

Thank you,
Dana

On 1/27/2014 9:21 AM, Hemenway, Sandy wrote:

Dana,

I have attached answers to your questions below. Please review the "Amended" copy for water right 65-22950. Corrections to the POD were made. No other changes were made.

No changes will be made to water right 65-22953 Application for Amendment. See comments below.

Thank you,

Sandy Hemenway
Sr. Water Resource Agent
IDWR/State Office, Boise
(208)287-4920
Sandy.hemenway@idwr.idaho.gov

From: Dana Hofstetter [<mailto:Dana@IdahoWaterLaw.com>]
Sent: Thursday, January 23, 2014 8:17 PM
To: Hemenway, Sandy
Subject: Re: Colwell water rights 65-22950 and 65-22953 (for Licensing)

Sandy,

I have a few questions on the Applications for Amendment:

65-22950

Should the POD in the SWNE of 32, actually be the NWSE of 32? Yes, this has been changed, and an "Amended Application for Amendment" is attached.

Should a POU in the NWSE of 29 be added? No. According to Michael Ciscell in the GIS Dept., if the quarter-quarter lines are extended directly to the north up to the water, the unnamed drain is only located in the SWNE2.

65-22953

Should L3 be added to the POD in the NENW of 32? No. According to Michael Ciscell, the POD is located in a triangular shaped NENW (of Sec. 32) quarter-quarter. There is an odd shaped quarter-quarter line to the east of it that makes up the NENW(L3). Any time you are near water, the quarter-quarter lines will be irregular.

Thank you,
Dana

On 1/10/2014 7:24 AM, Hemenway, Sandy wrote:

Dana,

Here are the last two (2) water rights that I have been working on for George Colwell (65-22950 and 65-22953). With each of them, they require amendments to incorporate changes made when I was out with Mr. Colwell while conducting the beneficial field examination.

Attached to this email is the following:

- (1) 65-22950 Application for Amendment
 - (a) Attachment for Amendment to the Water Right License (map)
 - (b) A copy of the actual map that was used in the field, and confirmed by George Colwell as POU and POD locations.
 - (c) An expanded map, to confirm the quarter-quarters.
 - (d) A copy of the memo that was placed in the file, when determining the maximum diversion rate and maximum diversion volume, and explanatory conditions.
- (2) 65-22953 Application for Amendment
 - (a) Attachment for Amendment to the Water Right License (map)
 - (b) A copy of the actual map that was used in the field, and confirmed by George Colwell as POU and POD locations (actual quarter-quarters could be clearly determined by this map).
 - (c) A copy of the memo that was placed in the file, when determining the maximum diversion rate and maximum diversion volume, and explanatory conditions.

Please review these water right amendments with Mr. Colwell, and if everything is approved, sign and return each with a \$100 amendment fee (\$200 total) within 21 days, to allow you time to get with your client.

Thank you,

Sandy Hemenway
Sr. Water Resource Agent
IDWR/State Office
PO Box 83720
Boise, ID 83720-0098
(208)287-4920, Monday thru Thursday 6am – 4pm
Sandy.hemenway@idwr.idaho.gov

