

WOOD RIVER VALLEY IRRIGATION DISTRICT # 45

P.O. BOX 2223 • HAILEY, IDAHO 83333

June 23, 2013

Via e-mail to pam.skaggs@idwr.idaho.gov

DRAFT

Pamela S. Skaggs
Water Rights Supervisor
Idaho Department of Water Resources
Water Supply Bank
P.O. Box 83720
322 East Front Street
Boise, Idaho 83720-0098

Re: Conditional Consents to Pending Applications

IDWR File Reference Numbers:

Boyers-- Rights 37-21855, 37-21872, 37-21889, 37-21906 & 37-21923

Cassons – Rights 37-21677, 37-21686, 37-21695, 37-21704 & 37-21713

Armstrongs – Rights 37-21518, 37-21529, 37-21540, 37-21551 & 37-21562

Dear Ms. Skaggs,

As the Secretary / Treasurer of the Wood River Irrigation District #45, I am pleased to advise you that the Board of Directors has authorized me to inform you that the District is willing to provide its conditional consent to the above pending applications, on the *following condition*:

A portion of this right provides conveyance for other right holders in the shared delivery of water through the Irrigation District #45 canal. To prevent injury to other water right holders, the watermaster shall deliver 20% of authorized diversion rate of this right into the District #45 Canal whether it is rented or not.

By way of explanation as to why each property is to be subjected to the same 20% conveyance loss condition, (as opposed to different percentages) all of these applicants are in Bellevue Farms sub-division and each of these three applicants are within a few hundred feet of each other. Moreover, the water for each of these applicants flows in a ditch very near to each property and each would draw their water at essentially the same point from the ditch. Accordingly, the Board of Directors of the District determined that there is no significant differential *vis a vis* the applicable percentage as it affects these three properties.

I trust you will find this condition and explanation acceptable. If you have any questions, please contact me at your earliest opportunity.

Thank you for your courtesy and cooperation throughout this process. We are pleased to have been able work with you on this matter in such a way as to provide for the benefit of all.

Very truly yours,

James D. White,
Secretary/ Treasurer/
District # 45

c. Directors Wilson, Super and Gardner

Skaggs, Pam

From: Skaggs, Pam
Sent: Tuesday, May 28, 2013 9:21 AM
To: 'Jim Speck'
Cc: Brad Armstrong
Subject: RE: Armstrong/Applications to Lease Water Rights 37-21506 et al to Water Supply Bank

Jim,

Thank you for your action and response. I am working with the Wood River Valley Irrigation District No. 45 board to finalize an acceptable consent agreement for water users from their system. Until this matter is resolved, we will hold the Armstrong applications. I appreciate your communication on this matter and will look forward to completing the process.

Pam

Pamela S. Skaggs
Water Rights Supervisor
Idaho Dept. of Water Resources
322 E Front St
PO Box 83720
Boise ID 83720-0098
(208) 287-4951
pam.skaggs@idwr.idaho.gov

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

From: Jim Speck [<mailto:jim@speckandaanestad.com>]
Sent: Tuesday, May 28, 2013 9:07 AM
To: Skaggs, Pam
Cc: Brad Armstrong
Subject: Re: Armstrong/Applications to Lease Water Rights 37-21506 et al to Water Supply Bank

Pam,

I represent Brad & Lorie Armstrong. In response to your May 21, 2013 letter, we have contacted Wood River Valley Irrigation District No. 45 to get its consent to the leases of the Big Wood River water rights. One of the board members has explained to us that they are working with IDWR (perhaps you?) on the District's "requirement" that 20% of leased water rights remain delivered into its canal system to cover conveyance losses.

In addition to the Armstrong's, there are apparently 3 other similar applicants. The next District board of directors meeting is June 10, so we won't have an answer on the consents until sometime thereafter. It's possible we will not be able to meet the 30 day deadline in your letter.

Please confirm that as long as we continue to diligently pursue the consents that deadline will be extended.

Thank you.

Jim

James P. Speck
SPECK & AANESTAD
A Professional Corporation
120 East Avenue
P.O. Box 987
Ketchum, ID 83340

208.726.4421
208.726.0752 (fax)
jim@speckandaanestad.com

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