

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78284**

This is to certify that: **JOHN SHORT**
4799 BALSAM DR
PARK CITY, UT 87098

LOON CREEK LAND CO LLC
4377 BALSAM DR
PARK CITY, UT 84098

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
77-14285	WR/DECREED	1/1/1900	0.680 cfs	N/A	N/A	44.0	DEER CREEK, TRAIL CREEK
77-14286	WR/DECREED	1/1/1900	0.140 cfs	N/A	N/A	7.0	DEER CREEK, TRAIL CREEK

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
77-14285	NO	YES	NO	NO	NO	NO
77-14286	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
77-14285	77-14285	0.680 cfs	0.0 af	N/A	44.0	N/A	N/A	N/A	N/A	N/A
77-14286	77-14286	0.140 cfs	0.0 af	N/A	7.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.820 cfs	N/A	N/A	51.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 25th day of April, 2013.

SUPPORT DATA
IN FILE # 77-14285


Western Regional Manager

Transfer No. 78284

WATER RIGHT NO. 77-14286
As Modified by Transfer No. 78284

In accordance with the approval of Transfer No. 78284, Water Right No. 77-14286 is now described as follows:

Right Holder: JOHN H SHORT REVOCABLE TRUST U/A/D
 4377 BALSAM DR
 PARK CITY, UT 84098

Priority Date: 1/1/1900

Source: TRAIL CREEK
Source: DEER CREEK

Tributary: LOON CREEK
Tributary: LOON CREEK

BENEFICIAL USE
 IRRIGATION

From 05/01 **To** 10/01

Diversion Rate
 0.140 cfs
 0.140 cfs

LOCATION OF POINT(S) OF DIVERSION

TRAIL CREEK	NWNW	Sec 22 Twp 14N Rge 13E CUSTER County
TRAIL CREEK	NENW	Sec 22 Twp 14N Rge 13E CUSTER County
DEER CREEK	NWNE	Sec 15 Twp 14N Rge 13E CUSTER County
TRAIL CREEK	SWNE	Sec 15 Twp 14N Rge 13E CUSTER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	13E	15				7.0													7.0

POU Total Acres: 7.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78284

WATER RIGHT NO. 77-14286
As Modified by Transfer No. 78284

CONDITIONS OF APPROVAL

5. This right does not grant any right-of-way or easement across the land of another.
6. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/8/2007.
7. The following rights are diverted through point(s) of diversion described above: 77-14285 and 77-14286.
8. Place of use does not include any National Forest System land.

WATER RIGHT NO. 77-14285**As Modified by Transfer No. 78284**

In accordance with the approval of Transfer No. 78284, Water Right No. 77-14285 is now described as follows:

Right Holder: LOON CREEK LAND CO. LLC
C/O JOHN SHORT
4799 BALSAM DR
PARK CITY, UT 84098

Priority Date: 1/1/1900

Source: TRAIL CREEK
Source: DEER CREEK

Tributary: LOON CREEK
Tributary: LOON CREEK

BENEFICIAL USE
IRRIGATION

From 05/01 **To** 10/01

Diversion Rate
0.680 cfs
0.680 cfs

LOCATION OF POINT(S) OF DIVERSION

TRAIL CREEK	NWNW	Sec 22 Twp 14N Rge 13E CUSTER County
TRAIL CREEK	NENW	Sec 22 Twp 14N Rge 13E CUSTER County
DEER CREEK	NWNE	Sec 15 Twp 14N Rge 13E CUSTER County
TRAIL CREEK	SWNE	Sec 15 Twp 14N Rge 13E CUSTER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	13E	14							1.0				2.0						3.0
14N	13E	15												8.0	1.0	16.0	16.0		41.0

POU Total Acres: 44.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 78284

WATER RIGHT NO. 77-14285
As Modified by Transfer No. 78284

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. This right does not grant any right-of-way or easement across the land of another.
6. This right is limited to the irrigation of 34 acres within the authorized place of use in a single irrigation season.
7. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/8/2007.
8. The following rights are diverted through points of diversion described above: 77-14285 and 77-14286.
9. Place of use does not include any National Forest System Land.

RECEIVED

DEC 10 2012

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESWATER RESOURCES
WESTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for an entire water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right or to report an ownership change for a portion of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☒ Change diversion point(s)☐ Add diversion point(s)☐ Ownership change

1. **APPLICANT(S)** Loon Creek Land Company, LLC and John Short Phone 801-706-3154
2. **MAILING ADDRESS** 4377 Balsam Dr. City Park City
State Utah Zip 84098 Email js@short-consulting.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) required for water right ownership changes; see [fee schedule](#).
- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 77-14285 (Loon Creek Land Company, LLC, 77-14286 (John Short)

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is .82 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
14N	13E	15		NW	NE		CUSTER	DEER CREEK	
14N	13E	15		SW	NE		CUSTER	DEER CREEK	
14N	13E	22		NE	NW		CUSTER	TRAIL CREEK	
14N	13E	22		NW	NW		CUSTER	TRAIL CREEK	

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Trail Ck diversions irrigate via open ditches, Deer Ck diversions irrigate via an open ditch and pipeline. Movement of Deer Ck diversion will permit sprinkler irrigation. measuring device will be attached to new diversion.

- b. Who owns the property at the point(s) of diversion? Loon Creek Land Company, LLC.

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe _____

7. **MAP** - ☒ Attach a map of the diversion, measurement, control and distribution system. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The *Map Tool*, available at <http://maps.idwr.idaho.gov/TransferApplicationLayouts/> provides a satisfactory template for creating the required map.

8. **SIGNATURE** - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

	Manager/Member	12/3/12
Signature of applicant or authorized agent	Print name and title if applicable	Date

Signature of applicant or authorized agent	Print name and title if applicable	Date
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9. **FEE** - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

Transfer includes <u>5</u> pages of attachments.	Received by <u>SE JA</u>	Date <u>12/10/12</u>
Fee paid <u>500</u>	Date <u>12.10.12</u>	Receipted by <u>JA</u>
Preliminary review completed by <u>SE JA</u>	Receipt # <u>W040753</u>	Date <u>12/13/12</u> <u>4/4/2013</u>



Idaho Department of Water Resources

**Water Right
77-14285
(IRRIGATION)**

PROPOSED RELOCATION

Existing Points of Diversion

Place of Use

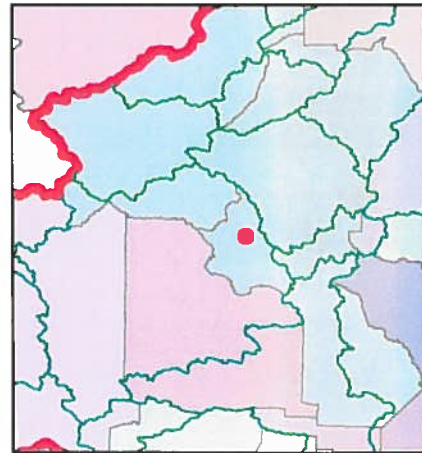
State Outline

Townships

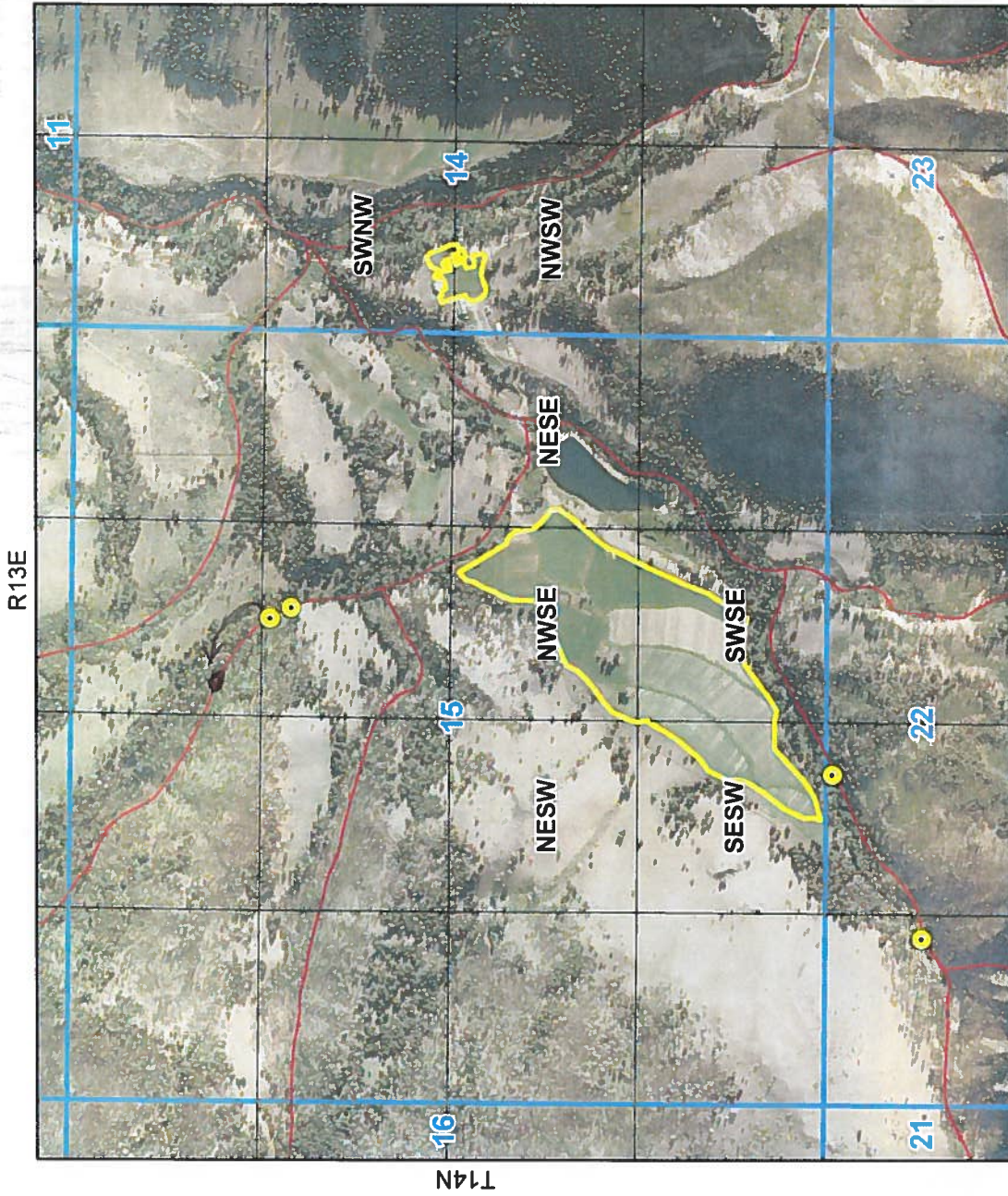
PLS Sections

Quarter Quarters

B77_Streams



**Custer County
IDWR Basin 77**



WATER RIGHT NO. 77-14285
As Modified by Transfer No. 77883

In accordance with the approval of Transfer No. 77883, Water Right No. 77-14285 is now described as follows.

Right Holder: LOON CREEK LAND CO. LLC
 C/O JOHN SHORT
 4799 BALSAM DR
 PARK CITY UT 84098

Priority Date: January 01, 1900

Source: DEER CREEK
 TRAIL CREEK

Tributary: LOON CREEK
 LOON CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01	to 10/01	0.68 CFS
			0.68 CFS

LOCATION OF POINT(S) OF DIVERSION:

DEER CREEK	SWNE	Sec. 15 Twp 14N	Rge 13E	CUSTER County
DEER CREEK	SWNE	Sec. 15 Twp 14N	Rge 13E	CUSTER County
TRAIL CREEK	NENW	Sec. 22 Twp 14N	Rge 13E	CUSTER County
TRAIL CREEK	NWNW	Sec. 22 Twp 14N	Rge 13E	CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	13E	14							1.0				2.0						3.0
14N	13E	15												8.0	1.0	16.0	16.0		41.0

Total Acres: 44

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

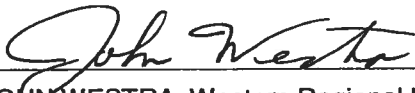
WATER RIGHT NO. 77-14285
As Modified by Transfer No. 77883

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. Place of use does not include any National Forest System Land.
6. This right is limited to the irrigation of 34 acres within the authorized place of use in a single irrigation season.
7. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/8/2007.
8. The following rights are diverted through points of diversion described above: 77-14285 and 77-14286.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 17th day of October, 20 12


JOHN WESTRA, Western Regional Manager

[Close](#)**IDAHO DEPARTMENT OF WATER RESOURCES**
Water Right Report

12/2/2012

WATER RIGHT NO. 77-14286

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN H SHORT REVOCABLE TRUST U/A/D 4799 BALSAM DR PARK CITY, UT 84098 801-706-3154
Original Owner	DIAMOND D RANCH PARTNERSHIP PO BOX 1 CLAYTON, ID 83227

Priority Date: 01/01/1900

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
DEER CREEK	LOON CREEK
TRAIL CREEK	LOON CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/01	0.14 CFS	
Total Diversion			0.14 CFS	

Location of Point(s) of Diversion:

DEER CREEK	SWNE	Sec. 15	Township 14N	Range 13E	CUSTER County
DEER CREEK	SWNE	Sec. 15	Township 14N	Range 13E	CUSTER County

TRAIL CREEK|NENW|Sec. 22|Township 14N|Range 13E|CUSTER County

TRAIL CREEK|NWNW|Sec. 22|Township 14N|Range 13E|CUSTER County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CUSTER County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
14N	13E	15		SENE	7									

Total Acres: 7

Conditions of Approval:

1. Place of use does not include any National Forest System land.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Dates:

Licensed Date:

Decreed Date: 05/08/2007

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

May 1, 2013

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

LOON CREEK LAND CO LLC
4377 BALSAM DR
PARK CITY UT 84098

JOHN SHORT
4799 BALSAM DR
PARK CITY UT 87098

Re: Transfer No. 78284
Water Right No's: 77-14285, 77-14286

Transfer Approval Notice

Dear Water Right Holders:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208)334-2190.

Sincerely,

A handwritten signature in black ink that reads "Rachel Sommer". The signature is written in a cursive style with a large, looping "R" at the beginning.

Rachel Sommer
Administrative Assistant

Enclosures

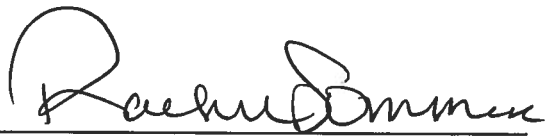
CERTIFICATE OF SERVICE

I hereby certify that on May 1, 2013 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the persons listed below:

**Re: Transfer No. 78284
Water Right No's: 77-14285, 77-14286**

**LOON CREEK LAND CO LLC
4377 BALSAM DR
PARK CITY UT 84098**

**JOHN SHORT
4799 BALSAM DR
PARK CITY UT 87098**

A handwritten signature in black ink, reading "Rachel Sommer", is written over a horizontal line.

**Rachel Sommer
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was not held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: Transfer No. 78284

FROM: Angie Grimm

DATE: April 15, 2013

RE: Evaluation of Application

The transfer proposes to move one of three PDs for rights 77-14285 and 77-14286 approximately 650 ft upstream of current PD location on Deer Creek.

The site is approximately 3 miles southeast of Pinyon Peak near Loon Creek Guard Station and Boyle Landing Strip in the Challis National Forest, approximately 17 miles northwest of Custer.

Summary of Information Submitted

Authority to File: Loon Creek Land Company LLC c/o John Short (applicant) is the current owner of record for right 77-14285. John H Short Revocable Trust is the current owner of record for right 77-14286. John Short (applicant) is a trustee of the John H Short Revocable Trust. The applicant has authority to change the rights per current right records.

Water Right Validity: Rights presumed to be valid because the partial decrees were issued on 5/8/2007 and 2011 aerial photography confirms recent irrigation of right PUs.

Injury to Other Water Rights: Applicant proposes moving one Deer Creek PD upstream approximately 650 ft from its current location. There are no other water rights with recorded PDs in the 40 acre tracts of the proposed or current PDs. The only other water right record is a permit application on file for a new power use from the same proposed PD location. The proposed change should not cause injury considering there are no other water rights near the PDs.

Enlargement of Use: No enlargement should occur; no changes to the diversion rate, diversion volume, and number of acres irrigated are proposed. There are no tributaries to Deer Creek between the current PD in the SWNE Sec 15 and the new location proposed in the NWNE Sec 15. Therefore, the water supply at both locations should be comparable.

Local Public Interest: Authorizing the right holder to move a PD approximately 650 ft to a location that will allow for sprinkler irrigation (more efficient irrigation method than gravity irrigation), as the applicant proposes, serves the local public interest.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Discussion

Data entry affected the correct records. Rights proposed for transfer have been decreed (via decree of parent right 77-4176), and the decree results were migrated prior to transfer processing.

Rights proposed for transfer are the only rights using the current PDs, the proposed PD, and irrigating the PUs. There are no other overlapping rights.

The proposed PD location is located on land owned by the applicant, per applicant's remarks on the application. I requested and received a copy of the applicant's deed documenting ownership of the property. Condition number 004 (right doesn't authorize access to property of another) will be placed on the rights as a precaution considering the proposed PD location is very near US Forest Service property (see applicant's April 11, 2013 email). US Forest Service special use permits in place for all other PDs per previous applications on file for these rights.

Deer Creek is tributary to Loon Creek upstream of the minimum streamflow right 77-14203. The PD change proposed by this application will not affect that minimum streamflow right in any way. Also, Deer Creek via Loon Creek is tributary to the Middle Fork Salmon River, within a Wild & Scenic River watershed. This transfer proposes a change to two water rights with 1900 priorities, which are not subject to Wild & Scenic River processing as the rights are senior to 9/1/2003.

Summary

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.

Grimm, Angie

From: John Short [js@short-consulting.com]
Sent: Thursday, April 11, 2013 10:12 AM
To: Grimm, Angie
Subject: Loon Creek Land Co Diversion Transfer

Angie: The second map below shows Homestead 135 which is owned by Loon Creek Land Co. The proposed diversion will be located where Deer Creek is about to reenter USFS property. I have contacted the Custer County Assessors office and they will provide proof of ownership hopefully by tomorrow. When I receive it I will get it to you. Upon receipt of the information how long before our transfer request will be acted on? Thanks for your help. John

On Oct 6, 2011, at 5:52 PM, Pete Lounsbury wrote:

Hello All,

Ricardo made 3 revisions to the last version of the Diamond D map.

1. Show the acreage from Salt Creek to the North Boundary of HES 605.
2. Show the acreage from HES 74 Cor. 3 to the angle point of the fence (Northwest of HES 135 Cor. 8)
3. Show the Mayfield Ditch .

I found and downloaded the original plat of HES 135. It clearly shows that Deer Creek and the old irrigation diversion/ditch were on the property in 1913.

Pete

Pete Lounsbury, PLS
Quadrant Consulting, Inc
1904 West Overland Road
Boise, Idaho 83705

208-342-0091 office
208-342-0092 fax
208-841-1428 cell

<Diamond D Ranch Property Exhibit.pdf><HES-135.pdf>

PLAT OF
HOMESTEAD ENTRY SURVEY No. 135,
in the
CHALLIS NATIONAL FOREST,

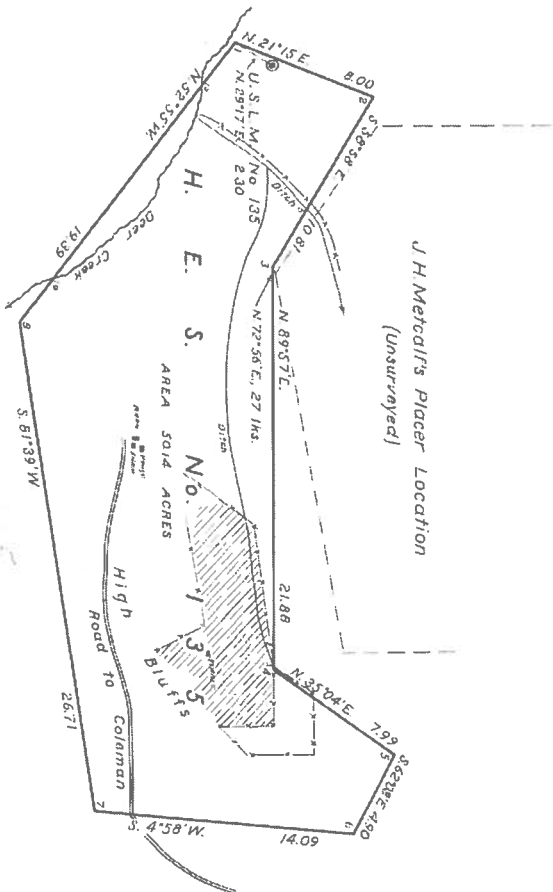
Section 17—unsurveyed T.14N., R.14E.,

*of the
Boise Meridian,
IDAHO.*

This plot of Homestead Entry Survey No 135, situated in Section — U N surveyed Township 14 North, of Range 14 East, and in Section — surveyed, in Township — of Range — and in Section — surveyed, in Township — of Range — and in Section — surveyed, in Township — of Range — of the Township — of the Boise Base and Meridian, is strictly conformable to the field notes of the Survey thereof, on file in this office, which have been examined and approved

Office of U.S. Surveyor General
Boise, Idaho May 11 1914.

James H. Watkins
U.S. Surveyor General



True Meridian

5 Choirs equal 1 inch

Initials W. B. R.

<u>Surname</u>	<u>Christian Name</u>	<u>Date of Birth</u>	<u>Place of Birth</u>	<u>Age at Death</u>
Williams	Elizabeth	July 14, 1913	Winn-Springfield, Mo.	70 years
Rice	B. William	June 18, 1913	Winn-Springfield, Mo.	68 years
Johnson	John	May 1, 1913	Winn-Springfield, Mo.	67 years
Smith	Mary	April 1, 1913	Winn-Springfield, Mo.	66 years
Davis	James	March 1, 1913	Winn-Springfield, Mo.	65 years
Garcia	Antonio	February 1, 1913	Winn-Springfield, Mo.	64 years
Miller	Robert	January 1, 1913	Winn-Springfield, Mo.	63 years
Wilson	Laura	December 1, 1912	Winn-Springfield, Mo.	62 years
Moore	Charles	November 1, 1912	Winn-Springfield, Mo.	61 years
Harris	William	October 1, 1912	Winn-Springfield, Mo.	60 years
Clark	Anna	September 1, 1912	Winn-Springfield, Mo.	59 years
Nelson	George	August 1, 1912	Winn-Springfield, Mo.	58 years
Petersen	Evelyn	July 1, 1912	Winn-Springfield, Mo.	57 years
Kimberly	Frank	June 1, 1912	Winn-Springfield, Mo.	56 years
Coleman	Grace	May 1, 1912	Winn-Springfield, Mo.	55 years
Jones	Edward	April 1, 1912	Winn-Springfield, Mo.	54 years
White	Margaret	March 1, 1912	Winn-Springfield, Mo.	53 years
Green	Richard	February 1, 1912	Winn-Springfield, Mo.	52 years
Adams	Josephine	January 1, 1912	Winn-Springfield, Mo.	51 years
Baker	Henry	December 1, 1911	Winn-Springfield, Mo.	50 years
Scott	Irene	November 1, 1911	Winn-Springfield, Mo.	49 years
Long	Albert	October 1, 1911	Winn-Springfield, Mo.	48 years
Young	Beatrice	September 1, 1911	Winn-Springfield, Mo.	47 years
Allen	Clarence	August 1, 1911	Winn-Springfield, Mo.	46 years
King	Virginia	July 1, 1911	Winn-Springfield, Mo.	45 years
Wright	Frederick	June 1, 1911	Winn-Springfield, Mo.	44 years
Gray	Edith	May 1, 1911	Winn-Springfield, Mo.	43 years
Martin	Harold	April 1, 1911	Winn-Springfield, Mo.	42 years
Lee	Marion	March 1, 1911	Winn-Springfield, Mo.	41 years
Foster	Norman	February 1, 1911	Winn-Springfield, Mo.	40 years
Barrett	Constance	January 1, 1911	Winn-Springfield, Mo.	39 years
Roberts	William	December 1, 1910	Winn-Springfield, Mo.	38 years
Turner	Elizabeth	November 1, 1910	Winn-Springfield, Mo.	37 years
Phillips	Charles	October 1, 1910	Winn-Springfield, Mo.	36 years
Carter	Anna	September 1, 1910	Winn-Springfield, Mo.	35 years
Evans	George	August 1, 1910	Winn-Springfield, Mo.	34 years
Reed	Evelyn	July 1, 1910	Winn-Springfield, Mo.	33 years
Cook	Frank	June 1, 1910	Winn-Springfield, Mo.	32 years
Brown	Grace	May 1, 1910	Winn-Springfield, Mo.	31 years
Nichols	Edward	April 1, 1910	Winn-Springfield, Mo.	30 years
Watson	Margaret	March 1, 1910	Winn-Springfield, Mo.	29 years
Kim	Richard	February 1, 1910	Winn-Springfield, Mo.	28 years
Hooper	Josephine	January 1, 1910	Winn-Springfield, Mo.	27 years
Stevens	Henry	December 1, 1909	Winn-Springfield, Mo.	26 years
Porter	Irene	November 1, 1909	Winn-Springfield, Mo.	25 years
Hughes	Charles	October 1, 1909	Winn-Springfield, Mo.	24 years
Black	Anna	September 1, 1909	Winn-Springfield, Mo.	23 years
Alford	George	August 1, 1909	Winn-Springfield, Mo.	22 years
Wheeler	Evelyn	July 1, 1909	Winn-Springfield, Mo.	21 years
Chapman	Frank	June 1, 1909	Winn-Springfield, Mo.	20 years
Simmons	Grace	May 1, 1909	Winn-Springfield, Mo.	19 years
Hayes	Edward	April 1, 1909	Winn-Springfield, Mo.	18 years
Myers	Margaret	March 1, 1909	Winn-Springfield, Mo.	17 years
Carroll	Richard	February 1, 1909	Winn-Springfield, Mo.	16 years
Richards	Josephine	January 1, 1909	Winn-Springfield, Mo.	15 years
Hammond	Henry	December 1, 1908	Winn-Springfield, Mo.	14 years
Swanson	Irene	November 1, 1908	Winn-Springfield, Mo.	13 years
Good	Charles	October 1, 1908	Winn-Springfield, Mo.	12 years
Ortiz	Anna	September 1, 1908	Winn-Springfield, Mo.	11 years
Walsh	George	August 1, 1908	Winn-Springfield, Mo.	10 years
Greene	Evelyn	July 1, 1908	Winn-Springfield, Mo.	9 years
Lawrence	Frank	June 1, 1908	Winn-Springfield, Mo.	8 years
Anderson	Grace	May 1, 1908	Winn-Springfield, Mo.	7 years
Boyd	Edward	April 1, 1908	Winn-Springfield, Mo.	6 years
Shaw	Margaret	March 1, 1908	Winn-Springfield, Mo.	5 years
Mathews	Richard	February 1, 1908	Winn-Springfield, Mo.	4 years
Waters	Josephine	January 1, 1908	Winn-Springfield, Mo.	3 years
Spencer	Henry	December 1, 1907	Winn-Springfield, Mo.	2 years
Perkins				

AP 625	
H. E. Survey No.	Conflicts
1st Section	
2nd Section	
3rd Section	
4th Section	
5th Section	
Total	50.14

Accepted June 14, 1915

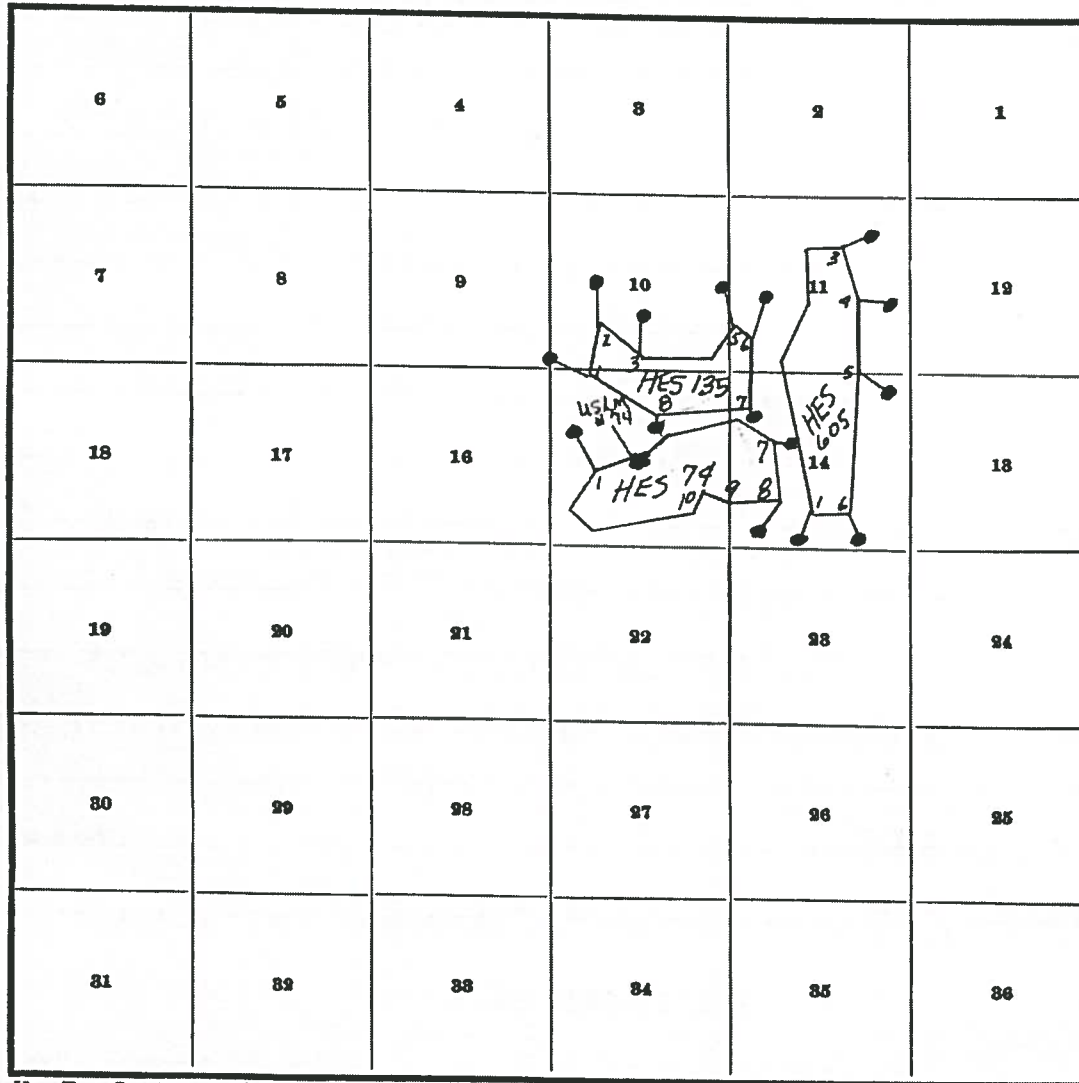
1.1st No. 4-706 Date March 17, 1911.
Act of June 11, 1906; Act of March 4, 1913.

Latitude 44°34'30"N.
Longitude 114°48'W.
Mean Mag Dec. 20°20'E. } At Corner 1.

FROM BLM WEBSITE

INDEX DIAGRAM

Township 14 North, Range 13 East, Boise Meridian



H. E. S. No. 74

Page 1, Cor. No. 1
Page 1, Cor. No. 7
Page 2, Cor. No. 8
Page 2, U.S.L.M. No. 74

H. E. S. No. 135

Page 1, Cor. No. 1
Page 1, Cor. No. 2
Page 2, Cor. No. 3
Page 2, Cor. No. 5
Page 2, Cor. No. 6
Page 3, Cor. No. 7
Page 3, Cor. No. 8

H. E. S. No. 605

Page 1, Cor. No. 1
Page 1, Cor. No. 3
Page 2, Cor. No. 4
Page 2, Cor. No. 5
Page 3, Cor. No. 6

Grimm, Angie

From: John Short [js@short-consulting.com]
Sent: Thursday, April 11, 2013 1:11 PM
To: Grimm, Angie
Subject: Fwd: MX-M314N_20130411_105056.pdf - Adobe Acrobat Standard
Attachments: MX-M314N_20130411_105056.pdf; ATT265414.htm

Here is the deed for Homestead 135. Let me know if this works. Hope you got the map as well. Thanks for your help on this. John

Sent from my iPad

Begin forwarded message:

From: "Bonnie Crisp" <bcrisp@co.custer.id.us>
Date: April 11, 2013, 11:52:35 AM MDT
To: <js@short-consulting.com>
Subject: MX-M314N_20130411_105056.pdf - Adobe Acrobat Standard

RECORDATION REQUESTED BY:
Thomas G. Walker, Esq.
Cosho, Humphrey Greener & Welsh, P.A.
815 West Washington Street
Boise, ID 83702
Ph: 208-344-7811
Fax: 208-338-3290
WHEN RECORDED MAIL TO:
Thomas G. Walker, Esq.
Cosho, Humphrey Greener & Welsh, P.A.
815 West Washington Street
Boise, ID 83702
Ph: 208-344-7811
Fax: 208-338-3290
SEND TAX NOTICES TO:
Loon Creek Land Company, LLC
303 Balmoral
Boise, Idaho 83702

0221873

0221873
Custer County Reg. of.
Thomas G. Walker
Time 11:00 A M Date 11/1 2000
Ethel M. Peck, Clerk
Janet Dargis \$ 12.00
Deputy

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

QUITCLAIM DEED

1. DATE, NAMES OF PARTIES AND ADDRESSES.

1.1. **Date.** This quitclaim deed is executed and delivered by Grantor to Grantee effective October 26, 2000.

1.2. **Name of Grantor and Address.** Diamond D Ranch Partnership, a Michigan partnership, whose address is 303 Balmoral, Boise, Idaho 83702, is the Grantor.

1.3. **Name of Grantee and Address.** Loon Creek Land Company, LLC, an Idaho limited liability company, whose address is 303 Balmoral, Boise, Idaho 83702, is the Grantee.

2. **CONVEYANCE.** For value received, Grantor releases, remises and forever quitclaims to Grantee, all of its right, title and interest in and to certain real property located in Custer County, Idaho, and more particularly described on the attached Exhibit A.

3. SIGNATURES.

DIAMOND D RANCH PARTNERSHIP

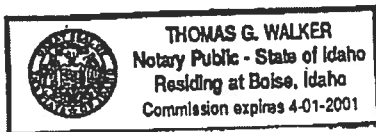
By: Thomas A. Demorest
Thomas A. Demorest, Partner

By: Linda L. Demorest
Linda L. Demorest, Partner

STATE OF IDAHO)
) ss.
County of Ada)

On October 26, 2000, before me, the undersigned, a notary public in and for said county and state, personally appeared Thomas A. Demorest, known to me to be one of the partners in the partnership of Diamond D Ranch Partnership, a Michigan partnership, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument and acknowledged to me that he executed the same in said partnership name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the same day and year in this certificate first above written.

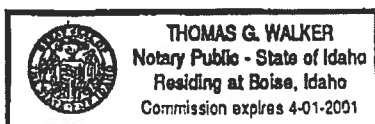


Thomas G. Walker
NOTARY PUBLIC FOR IDAHO
Residing at Boise
Commission Expires 4/1/01

STATE OF IDAHO)
) ss.
County of Ada)

On October 26, 2000, before me, the undersigned, a notary public in and for said county and state, personally appeared Linda L. Demorest, known to me to be one of the partners in the partnership of Diamond D Ranch Partnership, a Michigan partnership, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument and acknowledged to me that she executed the same in said partnership name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the same day and year in this certificate first above written.



Thomas G. Walker
NOTARY PUBLIC FOR IDAHO
Residing at Boise, Idaho
Commission Expires 4/1/01

LEGAL DESCRIPTION OF PROPERTY

The land referred to in this commitment is situated in the State of Idaho, County of Custer and is described as follows:

IN TOWNSHIP 14 NORTH, RANGE 13 AND 14 EAST, BOISE MERIDIAN, CUSTER COUNTY, IDAHO.

H.E.S. No. 605 also described as beginning at Corner No. 1 from whence U.S.L.M. #74 (accepted) bears South 85°25' West, 50.78 chains, thence following the mender lines of Mayfield and Loon Creek North 13°21' West, 8.97 chains; thence North 4°04' West, 20.0 chains, thence North 5°39' West, 16.66 chains; thence North 18°56' East, 11.81 chains; thence North 35°10' East, 9.99 chains; thence North 1°52' West, 15.35 chains to Corner No. 2; thence South 89°56' East, 6.11 chains to Corner No. 3; thence South 7°12' East, 12.0 chains to Corner No. 4; thence South 0°04' West, 20.15 chains to Corner No. 5; thence South 5°19' West, 48.0 chains to Corner No. 6; thence North 89°56' West, 7.22 chains to Corner No. 1, the Place of Beginning.

H.E.S. No. 135 also described as beginning at Corner No. 1, from which U.S.L.M. No. 135 bears North 20°17' East, 2.30 chains; extending thence North 21°15' East, 8.0 chains to Corner No. 2; thence South 58°58' East, 10.81 chains to Corner No. 3; thence North 89°57' East, 21.88 chains to Corner No. 4; thence North 35°04' East, 7.99 chains to Corner No. 5; thence South 62°08' East, 4.90 chains to Corner No. 6; thence South 4°58' West, 14.09 chains to Corner No. 7; thence South 81°39' West, 26.71 chains to Corner No. 8; thence North 52°55' West, 19.39 chains to Corner No. 1, the Place of Beginning.

H.E.S. No. 74 also described as beginning at Corner No. 1 from which corner U.S.L.M. No. 74 bears North 68°02' East 10.50 chains and running thence North 49°53' East, 17.62 chains to corner No. 2; thence North 24°37' East, 9.45 chains to Corner No. 3; thence North 51°53' East, 12.68 chains to Corner No. 4; thence North 47°25' East, 13.26 chains to Corner No. 5; thence North 59°43' East, 3.32 chains to Corner No. 6; thence South 50°56' East, 11.49 chains to Corner No. 7; thence South 11°03' East, 13.39 chains to Corner No. 8; thence South 69°05' West, 12.88 chains to Corner No. 9; thence South 77°14' West, 4.61 chains to Corner No. 10, thence South 15°45' West, 7.46 chains to Corner No. 11; thence South 44°52' West, 8.03 chains to Corner No. 12; thence South 39°32' West, 9.17 chains to Corner No. 13; thence South 34°28' West, 6.33 chains to Corner No. 14; thence South 71°48' West, 25.42 chains to Corner No. 15; thence North 54°24' West, 3.35 chains to Corner No. 16; thence North 25°41' East, 20.79 chains to Corner No. 1, the Place of Beginning

ALSO a parcel of land located within portions of unsurveyed Sections 15 and 22, Township 14 North, Range 13 East, Boise Meridian, Custer County, Idaho, being more particularly described as follows:

Commencing at an aluminum cap marking Corner No. 14 of Dependent Resurvey No. HES 74, according to the official plat thereof on file in the office of the Custer County Recorder; thence North 32°05'31" East 417.60 feet, to an aluminum cap by the USFS marking; Corner No. 13 of said Dependent Resurvey, which point is the TRUE POINT OF BEGINNING thence North 38°13'19" East, 638.86 feet, to an aluminum cap by the USFS marking, Corner No. 12 of said Dependent Resurvey; thence South 19°57'31" West, 304.10 feet to an aluminum cap by PLS 7048 marked as Corner No. 12A; thence South 53°27'00" West, 362.82 feet to the TRUE POINT OF BEGINNING.

QUITCLAIM DEED

H:\D\Demorest 09239\Loon Creek Land Company, LLC - 003\Quitclaim Deed 10-24-00.doc

EXCEPTING THEREFROM a parcel of land located in Township 14 North, Range 13 East, Boise Meridian, Custer County, Idaho, located within portions of unsurveyed Sections 15 and 22 more particularly described as follows:

Commencing at an aluminum cap marking Corner No. 12 of Dependent Resurvey of HES 74 according to the official plat thereof on file in the office of the Custer County Recorder; thence South 38°13'19" West, 638.86 feet to an aluminum cap by the USFS which marks Corner No. 13 of said Dependent Resurvey, which point is the TRUE POINT OF BEGINNING; thence South 32°05'31" West 417.60 feet to an aluminum cap by the USFS which marks Corner No. 14 of said Dependent Resurvey thence South 71°59'23" West, 87.80 feet, to an aluminum cap by PLS 7048 marked as Corner No. 14A thence North 16°44'06" East 365.67 feet to an aluminum cap by PLS 7048 marked as Corner No. 13A thence North 81°15'45" East, 202.41 feet, to the TRUE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

A parcel of land located within H.E.S. 74, Unsurveyed Township 14 North, Range 13 East, Boise Meridian, Custer County, Idaho, more particularly described as follows:

Commencing at a U.S.F.S. aluminum cap marking the Corner No. 6 of said H.E.S. 74, which point is the TRUE POINT OF BEGINNING;
thence South 51°39'40" East, 305.65 feet along the northeasterly boundary of said H.E.S. 74 to a 5/8 inch rebar by L.S. 7048;
thence the following seven (7) courses and distances to 5/8 inch rebar by L.S. 7048:
South 40°12'43" West 806.34 feet;
South 32°50'06" West 252.22 feet;
South 19°24'45" West 195.04 feet;
South 56°06'47" West 115.55 feet;
South 89°08'45" West 74.81 feet;
North 63°17'00" West 479.34 feet;
North 62°06'04" West, 113.25 feet to the Northwesterly boundary of said H.E.S. 74; thence North 51°27'44" East 445.42 feet along said northwesterly boundary H.E.S. 74 to a U.S.F.S. aluminum cap marking Corner No. 4 of said H.E.S. 74; thence North 46°40'56" East 884.21 feet along said Northwesterly boundary to a U.S.F.S. aluminum cap marking Corner No. 5 of said H.E.S. 74; thence North 58°57'23" East 221.39 feet along the northwesterly boundary of said H.E.S. 74 to the TRUE POINT OF BEGINNING.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

April 5, 2013

LOON CREEK LAND CO LLC
JOHN SHORT
4377 BALSAM DR
PARK CITY UT 84098

COPY

Re: Application for Transfer No. 78284 – WR #77-14285 and #77-14286

Dear Mr. Short:

This office received the above referenced application. Upon review of the application, there is one area of the application that requires clarification and/or completion. Item no. 6b on your application indicates Loon Creek Land Company LLC is the owner of the property to which the point of diversion on Deer Creek is proposed to be changed to. Information on file indicates the point of diversion property was, at least at one point in time, owned by the United States Forest Service (USFS) as part of the Challis National Forest. Before further processing of this application can occur, please provide either documentation confirming Loon Creek Land Company LLC is the current property owner (warranty deed, etc.) OR confirmation from the USFS that they are aware of the proposed point of diversion change and applicable access authorization has been granted.

Submittal of this information, may allow for further processing of your transfer application without the need to advertise in the local newspaper. **Your response, or a request for more time to make your response, must be received within the next thirty (30) days. The application will be rejected without a timely written reply.** Refunds are not issued for rejected application. Please contact me at 208-334-2190 if you have any question. Thank you in advance for your attention to this matter.

Sincerely,

Angela M. Grimm, P.G.
Water Resource Agent, Sr.