



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 1, 2013

Robert and Kathi Meyers
3921 N 3300 E
Twin Falls, ID 83301

RE: Transfer Application No. **78293** (Old number 4002 or 67718)

Dear Mr. and Mrs. Meyers:

As you may recall a few years ago you assumed ownership of an application to transfer irrigation water right 47-2137 that was originally filed by Ken Mulberry Enterprises. A protest of the original application was filed against the application by William J. Williams. As you may recall water right 47-2137 and related water right 47-15262 have been subject of SRBA court actions that were germane to this pending transfer. I now understand the SRBA court has issued partial decrees for rights 47-2137 and 47-15262. To date no hearing has been held regarding this protested transfer application. It appears that the transfer application needs to be revisited.

The purpose of this letter is to inform you of the renumbering of your application from No. 4002 or 67718 to No. **78293** due to modification of the Departments transfer processing computer program. Please refer to this new number (No. **78293**) in all future correspondence.

An additional purpose for this letter is to also inquire of your continued interest in your application. Please let me know within **30 days** of your continued interest in this application. **If you fail to respond to this request for additional information your application may be voided.**

Please note that right 47-2137 has been decreed for irrigation of 28 acres within the SWNW of Section 22 T11S, R18E. The transfer proposes irrigation of lands within the NWNW of Section 22 T11S, R18E. To irrigate these lands from water diverted from Rock Creek may be illegal without approval of the pending transfer.

If you wish to proceed with this application please provide a list of available dates and times you will be available for holding a pre-hearing conference for this matter during the months of April and May of 2013. If you are still interested in this application I will schedule a conference with you and the protestant during this time period. I encourage you if possible to contact the protestant informally to see if the protest could be resolved prior to scheduling a conference or hearing. I also encourage you to review the transfer

application in light of the recent decrees to determine if it correctly describes your current plans.

By copy of this letter I will inform Mr. Williams of the status of this application.

If you have questions, please feel free to contact me at this office.

Sincerely,

A handwritten signature in black ink, appearing to read "Allen Merritt". The signature is fluid and cursive, with a large initial "A" and "M".

Allen Merritt, PE
Southern Region Manager

CC: William J. Williams