



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

May 8, 2012

Robert Obermeyer
10 Cougar Lane
Boise, ID 83716

Re Application for Exchange of Water No. 63-10776

Dear Mr. Obermeyer,

On November 28, 2011, I sent you and Mr. Marlatt a letter regarding this exchange application. The letter sent to you was returned. Mr. Marlatt asked for a six-month extension because you were out of the estate, and asked that I resend the letter in May 2012.

Please refer to the attached letter. **The information requested in the letter is due by June 15, 2012.** No further extensions will be provided. IDWR will void or reject the application without a timely written response. Fees are not refunded for voided or rejected applications. **Call me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.**

Sincerely,

Vicky Music
Sr. Water Resource Agent

Enclosure: Letter dated November 28, 2011.

cc: Paul Marlatt (without enclosure)

RECEIVED

DEC 05 2011

WATER RESOURCES
WESTERN REGION

Department of
Water Resources
attn: Vicky Musie

Dear Vicky:

This letter is to ask for a 6 month
extention on the water right being used
by Bob. Obermeyer. Mr. Obermeyer
is in Arizona for the winter. I can
- not reach him. In 6 month please send
another letter to him at his address
at 10 Cougar Lane, Bois, Ida 83716. He
will take action upon return.

Thank you for
your letter.

P.S. If he does not
call you please let
me know.

Thanks
Paul

Paul Marlatt
2721 N 31st St
Boise Idaho
83703



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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

November 28, 2011

Robert Obermeyer
10 Cougar Lane
Boise, ID 83716

Paul Marlatt
2721 N. 31st
Boise, ID 83603

Re Application for Exchange of Water No. 63-10776

Dear Mr. Obermeyer and Mr. Marlatt,

The application referenced above has been assigned to me for review and processing. The application proposes to exchange a portion of water right no. 63-10776 to allow diversion from another source and use on property approximately 7 miles west of the original place of use for mining. Idaho Code 42-240 describes the criteria IDWR considers when reviewing an exchange application. Hence, the Department must have the following detailed information before processing can continue.

1. Provide a detailed narrative description and a labeled map of the diversion system at the point of diversion and place of use in Section 19.
2. Describe how the proposed use in Section 19 will not injure senior water rights downstream of the point of diversion and whether there is sufficient water to satisfy this use in Section 19.
3. Describe how the proposed exchange will not enlarge the current water right and what measures you propose to take to ensure the right is not enlarged. Detail how you propose to use the right at both locations without exceeding the 0.20 cfs and the 23.8 afa.
4. In order to determine if there is water available to exchange under this right, IDWR must know the extent of beneficial use for the past 5 years. Please detail when the water was used and how much was used each year.

Application No. 63-10776

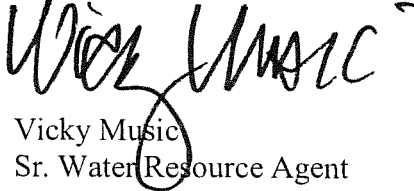
November 28, 2011

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5. The application proposes to use a portion of 63-10776 in the Boise National Forest. Please explain what permissions, permits or easements you have obtained to operate on federal land.
6. Contact Rick Ward at the Idaho Department of Fish and Game (IDFG) at 208-465-8465 and request comments be sent to me regarding whether the agency has fish habitat or other concerns about the Canyon Creek diversion in Section 19.

Please provide the requested information, or a request to delay processing for up to 6 months, in writing by January 23, 2012. IDWR will void or reject the application without a timely written response. Fees are not refunded for voided or rejected applications. Call me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,



Vicky Music
Sr. Water Resource Agent

IDAHO DEPARTMENT OF WATER RESOURCES

WESTERN REGION

2735 Airport Way

Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

RECEIVED

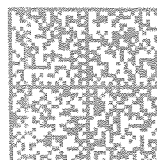
NOV 30 2011

WATER RESOURCES
WESTERN REGION

Robert Obermeyer
10 Cougar Lane
Boise, ID 83716

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PRESORTED
FIRST CLASS



11-28-11
letter to
applicant.

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