

facsimile transmittal

To: Bruce Smith ³³⁶⁻⁰⁷⁰⁰ Fax: 208-344-6034

From: Ron Howerton, Mel Schulte Date: April 29, 1998

Re: McCallum's Transfer Pages: 4

CC: Steve Lester

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Notes: Mel and I have reviewed the Attachment lists for John McCallum's transfer application.

The attachments are marked with what we think would be included or not included for the transfer.

A61-XXXXX should be filed prior to the transfer for groundwater enlargements.

The application for permit on file can be amended for the additional acres not covered by historical rights or the enlargement claim.

We will not re-negotiate the 1351.5 acre estimate at this time.

File the transfer and let the transfer process determine the POU description.

You have the options of filing the transfer with the 1400 POU or filing it with our 1351.5 acre POU.

What is important at the present is to file the transfer application.

CONFIDENTIAL

ATTACHMENT A WATER RIGHT LIST

Part 1.B.1.: Description of Right(s), or Portion Thereof, After the Requested Change

1.	Right Number	Priority	Amount (cfs/ac-ft)	Nature of use	Period of Use
	Source: Cold Springs Creek				
	✓ 61-00338	6/30/1870	1.84	irrigation	
	✓ 61-00339	5/1/1875	1.50	irrigation	
	✓ 61-00332	5/18/1875	2.72	irrigation	
				~~domestic~~	SEP CLAIM
	✓ 61-00333	5/1/1885	0.54	irrigation	
	✓ 61-00334	5/1/1886	0.50	irrigation	
	✓ 61-00364	5/1/1887	0.12	irrigation	
	✓ 61-00340	6/30/1887	0.50	irrigation	
	✓ 61-00343	6/30/1888	0.60	irrigation	
	✓ 61-00335	5/1/1889	0.48	irrigation	
	✓ 61-00336	5/1/1895	0.80	irrigation	
	✓ 61-00337	12/1/1895	2.40	irrigation	
	61-02008	2/26/1908	0.24	irrigation	6.63
			0.09	stockwater	
	~~61-02012~~	~~1/5/1909~~	~~2.00~~	~~irrigation~~	
			0.09	stockwater	
	61-02100	9/21/1953	5.42	irrigation	
			0.02	domestic	
	Source: Unnamed Stream				
	A61-11844	4/01/1911	0.54	irrigation	04/01 to 11/01
			0.02	stockwater	01/01 to 12/31
	Source: Springs				
	A61-10363	1/1/1870	3.25 ~~2.12~~	irrigation	03/15 to 11/15
	Source: Groundwater				
	✓ 61-02095	3/7/1953	3.11/436.6	irrigation	
	61-00301	6/10/1955	4.92 ~~6.40~~	irrigation	
	✓ 61-02199	7/19/1966	6.00/1840.0	irrigation	04/01 to 11/01
	✓ 61-02209	9/12/1966	0.420/1840.0	irrigation	04/01 to 11/01
	A61-11847	4/1/1957	0.60/135.0	irrigation	04/01 to 10/31
	A61-XXXXX	5/1/1977	2.45	irrigation	04/01 to 10/31
Total			50.52 cfs	37.47	

NEED
TO FILE
THIS
CLAIM...

prorated (from 2095, 2199, 2209 & 11847)
amount
(Not added)
to total cfs
on TRANSFER

ATTACHMENT B POINTS OF DIVERSION

Part 1.B.4. Points of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
NE	SE	NE	NE	34	4S	9E	Elmore	spring
NW	SW	NE	NE	35	3S	9E	Elmore	Cold Springs Creek-upper diversion ✓
NW	NW	SW	SW	2	4S	9E	Elmore	spring
NW	NE	NE	NE	3	4S	9E	Elmore	unnamed spring-Stream A61-11844
SE	SE	NE	NE	3	4S	9E	Elmore	well C A61-11847
NE	NE	SE	SE	3	4S	9E	Elmore	spring
NW	NW	NE	NE	8	4S	9E	Elmore	Walker well - NOT PART OF TRANSFER
SE	SE	SE	SE	9	4S	9E	Elmore	2+ well
SW	NW	NE	NE	10	4S	9E	Elmore	Cold Springs Creek
NE	SW	NE	NE	10	4S	9E	Elmore	well A
NE	NE	NW	NW	10	4S	9E	Elmore	Cold Springs Creek
SE	NE	NW	NW	10	4S	9E	Elmore	Cold Springs Creek
NE	NW	NW	NW	10	4S	9E	Elmore	well B
NW	NE	SW	SW	10	4S	9E	Elmore	Cold Springs Creek - lower diversion
NW	NE	NE	NE	16	4S	9E	Elmore	springs A61-10363
SE	NE	NE	NE	16	4S	9E	Elmore	springs A61-10363
SE	NE	NE	NE	16	4S	9E	Elmore	Cold Springs Creek NEW P/D
SE	SW	NE	NE	16	4S	9E	Elmore	springs A61-11854

RELEASED
2020

DELETE

(ONLY 60'S
DOWN TO 529
LAND ONLY)

ADD: → NESW NW 15 4S 9E

SPRING

A61-10363

ATTACHMENT C

PLACE OF USE

Twp	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

ROSHOLT, ROBERTSON & TUCKER

Chartered
ATTORNEYS AT LAWJOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
JOHN K. SIMPSON
PATRICK D. MADIGAN
TIMOTHY J. STOVER
NORMAN M. SEMANKOBoise Office
1221 W. IDAHO, SUITE 600
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034Twin Falls Office
142 3rd AVENUE NORTH
P.O. BOX 1966
TWIN FALLS, IDAHO 83303-1966
TELEPHONE (208) 734-0700
FAX (208) 734-0641FACSIMILE COVER SHEET

DATE: 4/20/98 Recipient's Fax: 334-2348

RE: McCallum Client: _____

TO: Ron Hamerton

FROM: Bruce Smith

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 4

- ☐ Original will not be sent.
- ☐ Original will be sent by first class mail.
- ☐ Original will be sent by Federal Express.

ADDITIONAL COMMENTS:

Ron - Here are the three attachments for John McCallum's
transfer. Please let me know if they're consistent
with what you were expecting per our mtg. 3/6/97. Also
note there's the one str. p.o.d. for the Creek. Thanks.
Bruce

CONFIDENTIALITY NOTICE - THE INFORMATION CONTAINED IN THIS FACSIMILE COMMUNICATION IS ATTORNEY-CLIENT PRIVILEGED AND/OR
 CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS COVER PAGE IS
 NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED
 THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION OR THE INFORMATION CONTAINED HEREIN IS STRICTLY PROHIBITED.
 IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY CALL (208) 336-0700, AND RETURN THIS FACSIMILE TO US AT THE
 ABOVE ADDRESS. WE APPRECIATE YOUR COOPERATION.