

Merritt, Allen

From: KiGun's Rancho Por La Vida 11 [gundy@safelink.net]
Sent: Tuesday, March 06, 2012 6:33 PM
To: Merritt, Allen
Cc: Pat McCammon 6S Ranch LLC; Leroy Robinson, MCWD45F Advisory Bd. Member; Jeff Chatburn MCWD Board Mbr.; David Bell MCWD Secr/Finance Mbr.
Subject: Emailing: 1MCWD45F letter to matthews 45-212, 300
Attachments: 1MCWD45F letter to matthews 45-212, 300.doc

Mr. Allen Merritt,

Attached is the letter that I will be sending by regular mail to Denise Matthews, the first thing in the morning (3/7/12) after our meeting of 3/6/12.

*Thank you,
Don G. Gunderson, Watermaster
Marsh Creek Water District 45F
gundy@safelink.net*

Your message is ready to be sent with the following file or link attachments:
1MCWD45F letter to matthews 45-212, 300

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.



MARSH CREEK WATER DISTRICT 45-F

Don G. Gunderson, Watermaster
1047 East 1000 South
Albion, Idaho 83311-9801
Tele: (208) 673-5359 * E-mail gundy@safelink.net
Fax: 208-673-6745

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MCWD Advisory Board: Pat McCammon / Jeff Chatburn / Leroy Robinson
Secretary/Finance: David Bell

March 6, 2012

Denise Matthews
PO Box 62
Albion, ID 83311

RE: Transfer of point of diversion for rights 45-212 and 45-300

Dear Mrs. Matthews:

As watermaster I attended a conference today at the Albion Fire Station regarding your transfer protested by Norman Dayley. Mr. Dayley was there but unfortunately you did not attend. The transfer was for changing the diversion for watering around your house.

After reviewing the records I now understand that there must be an error in your decrees that list your old diversion on Mr. Dayley's property. That is why he is protesting your transfer. I believe your correct diversion is further south up Howell Creek on Mr. Warthen's property where the water would flow north in the ditch (Goodman's) on the west side of your property.

During the conference Mr. Merritt from IDWR said the watermaster needs to deliver the water according to the decrees so if there is an error it either needs to be corrected by the court or transferred. Since there does not exist a diversion on the Dayley property as decreed you must get your diversion description corrected before I can legally deliver you water. Please contact IDWR in Twin Falls soon. Mr. Merritt said since you did not show up at the conference he was going to issue an order that could result in denying your transfer but if you get a hold of him soon you might avoid this and possibly change the transfer to get things straight.

Don Gunderson
Watermaster of Water District 45F