

Saxton, Craig

From: Saxton, Craig
Sent: Friday, January 27, 2012 7:28 AM
To: Merritt, Allen
Subject: Wendell cemetery 36-8242 - Needs Advertised
Attachments: FW: Wendell cemetery 36-8242 Info Idaho Power; FW: Wendell Cemetery 36-8242 information

Hey Allen,

I have an application for permit that needs advertised. It is kind of an odd one that came across Jeff's desk. We just wrote and order to withdrawal a previous order that voided application for permit 36-8242. The order outlines what is going on, but to summarize:

The app for permit was filed in 1984. It was advertised in April of 1985 without objection. Then processing was held up due to Swan Falls litigation. In 1990, IDWR requested additional information to move forward and we never got it so we voided the application. The applicant responded to our void order by requesting a hearing as was outlined as one of their options. Instead of holding a hearing, we requested information again and left the void order as valid.

Fast forward to 2012.

The permit holder gives us the information we requested in 1990. Because we didn't hold a hearing as requested, the applicants appeal was never address and was still pending. Now that we have the information we needed, we have withdrawn the original void order. The evidence of beneficial use provided by the applicant supports use in 1986, so now we hav eto look at this as an application to appropriate trust water. We need to advertise as such.

I spoke with Shelley and he said to send you all the file so it could be advertised out of the region. I hope that is ok.

I have attached all the history (of e-mails) that I have, but they will be in the file too.

Sorry to drop this on you. Let me know if you have questions or concerns. Thanks Allen.

Craig

From: Peppersack, Jeff
Sent: Tuesday, January 24, 2012 2:38 PM
To: Saxton, Craig
Subject: FW: Wendell cemetery 36-8242 Info Idaho Power

Thanks Craig,

I made a few changes and signed the order. When we advertise this application, we'll need to explain the purpose of the re-advertisement (advertisement of application to appropriate trust water pursuant to the rules) and perhaps something about the delay (further processing of the Trust Water application was overlooked).

Jeff

From: Saxton, Craig
Sent: Tuesday, January 24, 2012 10:51 AM
To: Peppersack, Jeff
Subject: RE: Wendell cemetery 36-8242 Info Idaho Power

Jeff,

I have attached a rough draft of the order to withdraw the order voiding permit 36-8242. I spoke with Shelley and he thought it might be best to run the order through you as you are most familiar with it. So I thought you could take a look at it and let me know what kind of changes you would like to see. Hope that is ok.

Thanks,

Craig

From: Peppersack, Jeff
Sent: Monday, January 23, 2012 4:48 PM
To: Saxton, Craig
Subject: FW: Wendell cemetery 36-8242 Info Idaho Power

Craig,

Here's the rest of Wendell Cemetery district's submittal. Looks like they did not develop prior to Oct. 1984, so any approval would be considered trust water.

Jeff

From: Paul Isaacson [<mailto:paul@positiveway.com>]
Sent: Monday, January 23, 2012 4:28 PM
To: Peppersack, Jeff
Subject: Wendell cemetery 36-8242 Info Idaho Power

Mr. Peppersack,

Here are the Idaho Power bills for the year 1986

Thank you once again,

Paul D. Isaacson
P.O. Box 728
152 East Main
Wendell, ID 83355
Home (208) 536-6187
Fax (208)-536-6187

Cell (208) 539-7160
paul@positiveway.com

