



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

March 23, 2011

J R ALLEN
ALLEN RANCH LLLP
3166 CENTENNIAL AVE
BOISE ID 83706

Re: Application for Transfer No. 77121, Water Right No. 65-3111X

Dear Mr. Allen:

The Idaho Department of Water Resources (IDWR) received your transfer application to correct the points of diversion for the above referenced water right. The application is complete except for one item.

The application states the U.S. Forest Service owns the property at the point of diversion. This apparently refers to your upper diversion above the West Mountain Road. The application does not state the arrangement allowing your legal access to the public land.

I have enclosed a copy of page 3 of the application. Question 5b is incomplete. Apparently "Lower Allen diversion" is on your land, while "Upper Allen diversion" is on public land. No information was provided regarding access on public land. Please revise your answer to address both diversions. If you have a Forest Service Special Use Permit or other documentation for access to the upper diversion, please include a copy of it in your response. Your initials and date at the top of the enclosed page will confirm your endorsement of that completed item. This will amend the application so that it can be processed.

Your application was signed by your attorney, Mr. Bruce Smith. Either of you can revise and complete item 5b.

There is another issue to be resolved now or later, however you prefer. The water right is recorded in the name of E. K. Allen Ranch Ltd. Partnership. Although IDWR recognizes your authority to file the application, approval of the transfer will not change ownership of the right without evidence of current ownership of the right and/or the land irrigated by the right. If you defer updating ownership of this right, you may file a separate "Notice of Change in Water Right Ownership" later.

DISREGARD - SEE 3/28/11 LETTER
- JL

Application for Transfer No. 77121

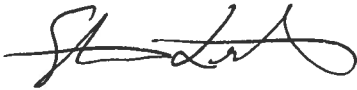
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Please complete the enclosed application page and return it to this office at your earliest convenience. It is important to remember that IDWR must at least have a completed transfer application that can be processed to avoid complications in using these not yet authorized diversions for this irrigation season.

Please contact me at 334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Lester", with a stylized, cursive script.

Steve Lester
Water Rights Supervisor

Enclosure

Cc: Bruce Smith