



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

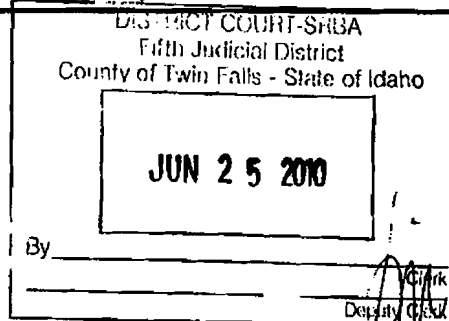
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

June 24, 2010

Country Acres Water Co.
3809 N 2500 E
Filer, ID 83328

RE: Water Right 47-7936

Dear Mrs. Todd:



C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

Our office received your letter dated June 22, 2010 which references an earlier letter dated June 10, 2010. After some research I believe the June 10, 2010 letter referenced is one sent to the Snake River Basin Adjudication Court regarding water right 47-7936. For this reason I am forwarding a copy of your June 22, 2010 letter to the court along with a copy of this response.

I understand from the record that:

-On 7/1/1983 Alger Todd (Trustee) for Country Acres Water Co. filed application 47-7936 for 0.14 cfs for Domestic Use (0.11 cfs for 5 homes) and Irrigation Use (0.03 cfs for 1.0 acre on five ½ acre lots).

-On 3/5/1986 the application was approved requiring proof of completion of development of the permit be submitted before 3/1/1991.

-On 1/24/1991 Proof of Beneficial Use was filed by Alger Todd indicating that 5 homes were being served domestic water and 2.5 acres were being irrigated.

-On 6/14/1995 IDWR conducted a field exam of the property and determined that 5 homes were being served water for domestic purposes and there were 1.8 acres being irrigated and that the capacity of the well was 0.07 cfs.

-On 5/31/1996 IDWR issued a license for right 47-7936 for 0.07 cfs (0.07 cfs for Domestic Use for 5 homes and 0.03 cfs for Irrigation Use of 1.0 acres)

The recent recommendation/partial decree of water right 47-7936 before the SRBA court which you have issues with is based on the license issued in 1996.

Irrespective of the status of 47-7936, IDWR may process a new water right application for permit that may fill in some areas you may feel that water right 47-7936 lacks. (Specifically the number of acres authorized to be irrigated.) Our office welcomes your visit where we might answer the questions in your letter in detail and would be happy to assist you in exploring in more detail the option of filing a new water right application.

Respectfully,

Allen Merritt, PE
Southern Region Manager

CC: SRBA Court
Doug Jones Nick Spencer (IDWR)