



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200; Twin Falls ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037 www.idwr.idaho.gov

C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Interim Director

March 15, 2010

PAUL ARRINGTON
BARKER ROSHOLT & SIMPSON LLP
PO BOX 485
TWIN FALLS, ID 83303-0485

Dear Mr. Arrington:

The Department of Water Resources has received application for transfer # 76333 in the name of George Kelley. Preliminary review of the application indicates that it is incomplete and cannot be accepted for processing. We are returning the application to allow you to complete the necessary items. The required information is described below.

- The Lienholder Statement(s) for the Recorded Rights was not provided. Without the required authorization from the holder of any lien, mortgage, contract, deed of trust, or any other encumbrance on the property involved with the transfer the application is considered incomplete.
- The Map was not provided correctly. The map needs to include the location of the proposed point of diversion (well). In addition, examination of the deeds that were included with the application indicates that the east corner of the land within the proposed permissible place of use (yellow boundary) within Government Lot 4 (SWSW) of Section 31 (T11S, R25E) is not owned by the Kelleys. I have included a copy of a new map, with the proposed permissible place of use outlined in orange, which excludes this particular piece of property. I checked the acre amount in Government Lot 4 (SWSW) of Section 31 (T11S, R25E) with the east corner excluded and the acre amount would round to 11 acres so it is not necessary to modify the proposed permissible place of use description to account for excluding this ground.

Once the above mentioned items are addressed, then the enclosed application and attachments can be resubmitted to our office for processing. Please feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Corey Skinner'.

Corey Skinner, PE
Water Resource Engineer

Enclosure

cc: George Kelley w/o enclosure