

## Grimm, Angie

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**From:** Jason [jhelms@teidaho.com]  
**Sent:** Monday, February 08, 2010 12:05 PM  
**To:** Grimm, Angie  
**Cc:** Blair Dance  
**Subject:** LCSC Enterprises Water Right Transfer: Corrected Page 3  
**Attachments:** LCSC\_Clover-Hollow\_Transfer-add\_wells\_p3\_REVISED.pdf

Angie,

Please find attached a corrected page 3 of the LCSC Enterprises transfer to match the current IDWR water right listings.

As we discussed on the phone, the current diversion capacity of the existing well system in the later part of the irrigation season is insufficient to develop the full authorized diversion rate under the existing water rights and we are requesting that this transfer be processed as quickly as possible so that new wells can be authorized and the water rights utilized to their full extent.

As you note in your letter of February 4, 2010, there have been some changes to the irrigation system since the decrees and I am preparing some water supply bank applications to temporarily address the place of use issues until a comprehensive transfer can be filed that can withstand a longer processing time to more accurately describe the system and how all the water rights are being used. If for some reason we need to file an extension of time to avoid forfeiture for any portion of the rights I am sure we can provide justification.

Thanks for your help and if there is anything I can do or provide to expedite processing of the transfer for the new wells please let me know.

Jason C. Helms, P.E.  
Thompson Engineering, Inc.  
(208) 745-8771



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](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

February 4, 2010

GARY SPACKMAN  
Interim Director

LCSC Enterprises, LLC  
c/o Thompson Engineering, Inc.  
Attn: Jason C. Helms, P.E.  
215 Farnsworth Way  
Rigby, ID 83442

**COPY**

**Re: Application for Transfer No. 76248**

Dear Mr. Helms:

This office received the application for transfer to change a water right referenced above. Upon review of the application, there are areas of the application that require clarification and/or completion. Please submit the amended application and additional information to allow for further processing of the application.

Please submit an amended application with additional documentation to address the following:

- The quantity and season of use listed on the application for rights 61-7262A and 61-10561 appears to be incorrect per current right records. The quantity and season of use appropriated for right 61-7262A is 6.4 cfs, 1912.50 af, and 3/15 through 11/01. The quantity and season of use appropriated for right 61-10561 is 4.0 cfs, 1625.0 af, and 3/1 to 10/15. This portion of the application should be corrected (Part 1 B no. 1) accordingly, unless the applicant is proposing a change to the season of use for the right(s).
- The signature page appears to be a faxed copy. An original signature page must be submitted.
- It appears irrigation, possibly authorized under the rights proposed for transfer, is occurring outside the current place of use (P/U). I recommend the applicant verify the P/U for irrigation authorized under these rights and propose a change to the P/U or creation of a permissible place of use (PP/U) as part of this transfer application to address this issue.

Please submit additional information to address the following:

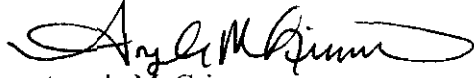
- Information demonstrating the maximum extent of beneficial use and/or acceptable defenses to forfeiture of the water rights proposed for transfer within the last five years (2005 irrigation season thru 2009 irrigation season). 2006 aerial photography indicates less irrigation has occurred than authorized for the rights. It appears less irrigation is occurring within the currently authorized P/U due to changes in irrigation practices.

LCSC Enterprises, LLC  
February 4, 2010  
Page 2 of 2

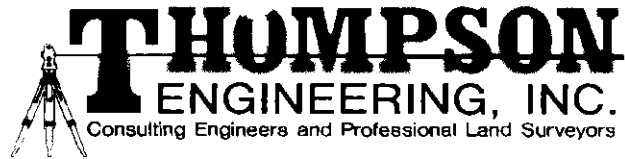
Please submit an amended application along with the additional information requested to allow for further processing of this application. Your response, or a request for more time to make your response, must be received within sixty (60) days from the date of this mailing. The application will be rejected without a timely written reply.

IDWR forms and other information are available on the Internet at [www.idwr.idaho.gov](http://www.idwr.idaho.gov). Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Angela M. Grimm', with a stylized, flowing script.

Angela M. Grimm  
Water Resource Agent, Sr.



January 6, 2010

RECEIVED

Idaho Department of Water Resources  
Western Region  
2735 Airport Way  
Boise, Idaho 83705-5082

JAN 11 2010  
WATER RESOURCES  
WESTERN REGION

RE: Application for Transfer - LCSC Enterprises, LLC

Dear Reviewing Agent:

Please find attached an application for transfer prepared on behalf of LCSC Enterprises to add (2) two new wells to the existing well system authorized under existing water rights 61-2207A, 61-2207B, 61-7114, 61-7262A and 61-10561 as shown in the application.

Declining water levels have reduced the diversion capacity of the existing well system below the combined diversion rate authorized by the licensed water rights. No additional diversion rate, volume or acreage is proposed and the water rights will remain limited to their existing combined authorized irrigation use and no changes are proposed to the existing place of use.

It is becoming increasingly difficult to maintain a full crop and it is requested that every effort be made to expedite the enclosed application to advertise as quickly as possible in the hope that the wells can be constructed and available prior to this coming irrigation season when they will be most needed.

If there is anything I can do to help in any way with speedy processing, please don't hesitate to contact me.

Sincerely,

Jason C. Helms, P.E.  
Attachment

Cc: Blair Dance (Manager, LCSC Enterprises, LLC)  
Ken Patterson