



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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June 23, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

Patrick W. Lee &/or John T. Brown
Box 61
Sun Valley, ID 83353

Dear Applicant(s):

The Department of Water Resources has received your water right application that seeks to appropriate water from Lost Creek. Preliminary review of the application indicates that it is incomplete and can not be accepted for processing. We are returning your application to allow you to complete the necessary items described below...

- The water use and quantity (item # 4 on the first page of the application) was not described correctly. The application currently lists "1 cfs" (a flow rate) for wildlife storage purposes, which needs to be described as a volume amount (acre-feet). For off stream pond(s), a diversion to storage component (in cfs) and a storage component (in acre-feet) needs to be identified. I assume that the wildlife storage component value will be 4.2 acre-feet (as described on your current rights, 71-7178 and 71-7179, for the same ponds). However, I am not sure what your intended diversion to storage rate will be since item # 4 on the application indicates "1 cfs" and I am not entirely sure what item # 5 on the application is indicating for a flow rate.
- There was no filing fee included with the application. Note that the filing fee is based on the amount of water filed on (determined by issues/amounts described in proceeding paragraph).
- There was no map showing the location of the proposed point of diversion and place of use included with the application. Note that this is a requirement for an acceptable application (item # 13 on the second page of the application). I have enclosed a couple of copies of maps from the 71-7178 and/or 71-7179 licensing examination reports that appear to indicate the proposed point of diversion and place of use. Enclosing these maps with your application will satisfy this requirement if they accurately reflect the proposed point of diversion and place of use.

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- The location of the proposed place of use (item # 9 second page of application) appears to indicate that the ponds are located within the SESE of Section 34 (T08N, R14E). However, the enclosed maps from the 71-7178 and/or 71-7179 licensing examination reports indicate that the ponds are actually located within the SWSE of Section 34 (T08N, R14E).

If you have any questions, or need any further assistance, feel free to contact our office at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Skinner", written in a cursive style.

Corey Skinner, PE
Water Resource Engineer

Enclosures