

**SPF**

Water Engineering, LLC  
water resource consultants

RECEIVED

APR 19 2007

Department of Water Resources  
Eastern Region

April 16, 2007

Water Rights Supervisor  
Eastern Region Office  
Idaho Dept. of Water Resources  
900 N. Skyline Dr., Ste A  
Idaho Falls, ID 83402-1718

Subject: Application for Transfer - Water Right/SRBA Claim Nos. 73-86C, 73-86D, 73-87,  
73-96A, 73-96B, 73-97A, 73-10058

Dear Eastern,

On behalf of Jim and Maria Dowton, I am pleased to submit the enclosed *Application for Transfer* for Water Right Nos. 73-86C, 73-86D, 73-87, 73-96A, 73-96B, 73-97A and 73-10058. The Dowton's are participating in a conservation project managed by the Custer Soil & Water Conservation District that will result in the closure of the "Ellis" ditch from the Pahsimeroi River and the "Ellis-cross" ditch from Patterson Creek. The transfer application seeks to both change and add points of diversion to the water rights and change the place of use to describe irrigated land under six (6) pivots, some new, some existing. The Idaho Water Transaction Program, managed by IDWR, will subsequently compensate the Dowton's for not diverting water into the "Ellis" ditch at the diversion known as P-9.

We understand that the filing fee for this Application is \$930.00. You will find a check for \$730.00 enclosed. Jim and Maria Dowton previously filed an application for transfer in 2000 and paid a \$200.00 fee (receipt no. E025635). The application was returned to the Dowtons for additional information and never completed. We are asking IDWR to apply the money under receipt no. E025635 to the fee for this new application.

In addition, the Dowton's water rights are currently subject to a *Notice of Violation* (NOV), issued by IDWR on July 27, 2006. We believe the transfer will also address the issues raised in the NOV by correcting the description of the place of use for these water rights.

Please contact me with any questions.

Sincerely,

A handwritten signature in cursive script that reads "Roxanne Brown".

Roxanne Brown  
Water Rights Specialist  
SPF Water Engineering, LLC

Cc: Tim Luke, IDWR  
Jerry Rigby, Rigby Thatcher Andrus Rigby Kam & Moeller, Chartered  
Karma Bragg, Custer Soil & Water Conservation District

Enclosures  
Check for \$730.00  
Application for Transfer

SPF file no.: 581.0010