



State of Idaho

DEPARTMENT OF WATER RESOURCES

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EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 31, 2005

Mr. Dick Clayton
P.O. Box 156
Swan Valley, ID 83449

Re: Transfer Application 71526

Dear Mr. Clayton,

This letter is a reminder for a request for information that was sent earlier on April 14, 2005. It was prepared in order to spell out the necessary actions require for continued processing of your above referenced transfer application. The reason for the required actions is due to the overlapping rights from which your new right is a part of. The following changes to the overlapping rights will be required:

1. Right 23-48D. Remark #1 regarding quantity. Combined diversion rate of 2.23 will be REDUCED down to 2.19.
2. Right 23-48D. Remark #2 regarding Place of Use – Irrigation. The combined total acres will be REDUCED down to 109.7 acres.
3. Right 23-98D. Remark #1 regarding Place of Use – Irrigation. The combined total acres will be REDUCED down to 109.7 acres.
4. Right 23-16A. Remark #1 regarding quantity. Combined diversion rate of 2.23 will be REDUCED down to 2.19.
5. Right 23-16A. Remark #2 regarding Place of Use – Irrigation. The combined total acres will be REDUCED down to 109.7 acres.
6. Right 23-16A. Remark #5 regarding Place of Use – Irrigation. The limit will be REDUCED down to 85.5 acres.

I require that permission and/or acknowledgement be given from the water right holders of 23-48D and 23-98D. The form of the permit or acknowledgement may be in the form of a signed letter.

Please submit the information at your earliest convenience so we can finalize the issuance of this application. The Department will hold further processing of your application for 30 days to allow submittal of the required information. Additional time may be granted by the Department upon receipt of a written request and sufficient justification for an extension. After that time, if adequate information is not received, the Department will issue a preliminary order to reject or deny the application.

Please call if I can be of assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "W. Roger Warner". The signature is fluid and cursive, with the first name "W." being particularly prominent.

W. Roger Warner

Water Right Supervisor – Eastern Region

Cc: Kent Foster