



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

RECEIVED

APR 12 2005

Department of Water Resources

March 10, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

THOMAS M WALSH
HANSEN GUEST RANCH
956 RAINEY CREEK ROAD
PO BOX 112
SWAN VALLEY, ID 83449-0112

TO: Erin Retelle

RE: Lapsed Permit No. 23-2080

Dear Mr. Waish:

The Department of Water Resources acknowledges receipt of your petition to reinstate Lapsed Permit No. 23-2080. During review of the permit, a few issues were identified that need to be resolved before your request can be processed.

A water right permit is considered personal property and an assignment of permit is normally required to convey the permit to another party; however, since the permit holder is no longer available to assign the permit, you are required to show your interest in the property and in the permit by submitting documentation of ownership of the property. Please submit information verifying your ownership of the property associated with this permit. The information you provide must include a detailed legal description of the property. If you do not own the property, please provide copies of legal agreements with the landowner in addition to the detailed legal description.

Also, Section 42-217 and Section 42-221, Idaho Code, require an examination fee or a field report prepared by a certified water rights examiner be submitted as part of the Proof of Beneficial Use. The fee is based upon the rate of diversion or volume of water claimed on the proof of beneficial use form.

The documentation you submitted with your petition provides evidence of development during the authorized development period of the permit, but does not clearly indicate the extent of development existing at the time proof of beneficial use was due (1972). Aerial photography acquired in 1977 indicates approximately 13 acres of the property you proposed interest in was being irrigated at that time. The standard irrigation volume in your area is 3.5 acre-feet per acre and the standard diversion rate is 0.02 cubic feet per second per acre.

Find enclosed the Proof of Beneficial use form. Please use this form and its accompanying instructions to report the portion of the permit you wish to pursue reinstating to the extent of your ownership of the associated property and submit the corresponding field examination fee or field report.

If you have further questions, please contact me at (208) 287-4949 or erin.retelle@idwr.idaho.gov

Sincerely,

Erin Retelle
Water Resource Agent