



State of Idaho

DEPARTMENT OF WATER RESOURCES

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 19, 2004

SPF WATER ENGINEERING, INC.
ATTN TERRY SCANLAN
600 EAST RIVER PARK LANE SUITE 105
BOISE ID 83706

COPY

RE: APPLICATION FOR PERMIT FOR CHAMPION HOME BUILDERS

Dear Mr. Scanlan:

Our officer received an application for Champion Home Builders on 3/31/2004. The application requests industrial and domestic use for an industrial facility for home construction and 175 employees.

My review of the overlapping water rights reveals that there are currently 6 water rights held by Champion Home Builders in Section 9. Water rights 67-7124, 67-7125, 67-7126 and 67-7128 are for domestic use for an industrial facility. When combined these water rights can support approximately 435 employees. Your application states that there are only 175 employees.

There are two additional rights in this section. Water right 67-7225 is a fire protection right for an industrial facility. Water right 67-14245 is a permit for 3 acres of irrigation. Your application requests 1 acre of irrigation.

None of these water rights have been claimed in the Snake River Basin Adjudication (SRBA). All of the water rights would need an adjudication claim except for the irrigation permit 67-14245. Not all of these water rights are listed in the same legal description as the new application. However, it seems as though these water rights are for the same facility that has been moved, expanded, or was recorded incorrectly.

You may want to research these rights and file SRBA claims on these rights so they are not lost. If they are the same facility, I would suggest a transfer, since it seems as though no expansion of the facility has been proposed.

Scanlan
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Regardless of whether the new application is an expansion of the existing facility or not, our office will need to know how these overlapping water rights relate to the new application. If there are two separate facilities, you will need to show where the facilities are located and if there is a common system used by both facilities. We will also need to know what the total diversion rate and volume of the facility is to ensure we are not allowing more water to be appropriated than is needed to operate the industrial uses.

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.

If you have any questions or concerns please contact me at the above address.

Respectfully,

A handwritten signature in black ink, appearing to read "Daniel A. Nelson", with a long horizontal flourish extending to the right.

Daniel A. Nelson
Sr. Water Right Agent