



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.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 21, 2004

CHASE RICH
475 HYDE AVE
POCATELLO ID 83201

RE: Water Right Permit 27-07013

Dear Permit Holder(s):

I previously forwarded to you an Application for Amendment so that you could amend your permit to depict your water right as it has actually been developed.

As of this date, I have not received the amendment. If I do not receive the amendment within **14 days**, a Water Right License will be issued for less than could have been allowed. In case the amendment form I sent you have been misplaced, a new one is enclosed. Please note that the filing fee is **\$50.00**.

If you have any questions regarding this matter, please call me at 208-287-4953.

Sincerely,

KAY WALKER
Sr. Water Rights Agent

KW:klt

Enclosure

12-30-2004
Chase Rich called -
will be meeting with
mother, aunt & attorney
first week of January
to review amendment,
and get signature. They
will follow-up. kw
1-10-05 → mk. Rich called
again. Hope to get w/attorney
within next 10 days. kw



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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 1, 2004

CHASE RICH
475 HYDE AVE
POCATELLO ID 83201

RE: Water Right Permit No. 27-07013

Dear Mr. Rich:

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified the water use reported that certain elements of the permit have been developed differently than described on the permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, this permit must be amended to depict the water use as it was actually developed.

Based on the examiner's report, the points of diversion and place of use were developed differently than described on this permit. The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it within 14 days.

As we discussed over the telephone on November 10, 2004, IDWR is required by statute (§42-221, Idaho Code) to collect a fee of \$50.00 for the amendment application. However, in March of 1999, Violet Rich submitted Applications for Extension of Time to Avoid Forfeiture of Rights 27-4001A, 27-7013 and 27-7020. Since the latter two rights are still in the permit stage we have not processed the applications. We could utilize the filing fee that was submitted with those applications if you will submit the enclosed statement signed by Ms. Rich that she wishes to withdraw the Applications for Extension of Time to Avoid Forfeiture for Rts. 27-7013 and 27-7020. Once the statement is received we could then utilize \$50.00 of the fees previously submitted for the amendment application. The remaining \$150.00 could then be refunded to Ms. Rich. If Ms. Rich does not wish to withdraw the applications to avoid forfeiture then we will require a \$50.00 filing fee with submittal of the amendment application.

As we discussed over the telephone, water appropriation permits are considered personal property. We could accept your signature or Ms. Rich's signature on the

Chase Rich
December 1, 2004
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amendment form since you have shown interest in this right. The Department will issue the license in the name of Thousand Springs Trout Farms Inc. since they are the permit holders of record. Once the license is issued, however, the water right will become appurtenant to the land regardless of the name listed on the document. Ownership of the water right can be determined during the Snake River Basin Adjudication review of the corresponding claim.

If you have any questions regarding this matter, please feel free to call me at 208-287-4953.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with the first name "Kay" and last name "Walker" clearly distinguishable.

KAY WALKER
Sr. Water Resource Agent

Enclosures

Cc: Eastern Region
Harold Jones