



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls ID 83301-3380

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SOUTHERN REGION

DIRK KEMPTHORNE

Governor

KARL J. DREHER

Director

January 15, 2004

Robert Manning
2233 Birch Creek Rd
Oakley, ID 83346

RE: App For Transfer 69381

Dear Mr. Manning:

Claim 45-77Y, which was filed by Lonnie Stringham to cover the 1 inch of 1875 Birch Creek water that he later sold to you, has been reviewed by our SRBA staff. It was determined that the 4.6 acres irrigated on the Stringham property also has Oakley Canal Co. shares appurtenant to it. In order for you to irrigate your 1/2 acre that does not have canal water, Mr. Stringham will have to agree to stop irrigating 1/2 acre of his land. He will also have to agree to retain all 16 of his shares on his property; he cannot sell some of the shares so that they could be used somewhere else. If you can provide a written agreement from Mr. Stringham to abide by these conditions, it appears that your transfer can be approved. If he will not agree to these conditions, your application will be forwarded to our Boise office with a recommendation of denial.

Please respond by February 16 so that processing of your application can continue. If you need more time, it can be granted for sufficient cause upon a written request.

Regards,

James E. Stanton
Sr. Water Resource Agent