

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER DISTRICT NO. 37 & 37 M

P.O. Box T
Shoshone, Idaho 83352
(208) 886-2451

Allen Merritt, IDWR
1341 Fillmore, St 200
Twin Falls, Idaho 83301

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SEP 19 2003

Department of Water Resources
Southern Region



LEE R. PETERSON
Watermaster

September 17, 2003

Dear Allen,

We have carefully examined transfer 70728 for Big Wood Canal Co., and have found the following discrepancies.

On 37-13043 (page 7 of application) they are claiming a total of 347.742 CFS we have added the totals several times and come up with a total of 350.14 a difference of 2.40 CFS.

On 37-13112 (page 13) under the old number 37-00170 they claimed 6.40 CFS. The Frost Decree shows 1.62 CFS. They also claimed the 1.62 under the new number of 37-13114. Under old number 37-00710 they claimed 6.40 CFS the Frost Decree is 1 CFS and we have a footnote in reference to Woodworth v Anthony for another 1 CFS.

On 37-13114 (page 17) under old number 37-00167 they claimed 4.30 CFS the Frost Decree and our records list 2.90 CFS. As I mentioned above they Claimed 1.62 CFS here and 6.40 CFS under 37-13112.

On 37-13116 (page 21) under old number 37-00393 Frost Decree lists 1.20 CFS they claim 4.80 CFS and we do not have any record of this decree in our books. Under on number 37-00614 they claimed 3.10 CFS, the Frost Decree is .80 CFS, our records show them owning 3.10 CFS of 37-615 and not any of 37-00614. Under old number 37-00607 they claim .077 CFS. Frost Decree shows 2.40 CFS and our records indicate private ownership of all this right. Under old number 37-00384 they claim 1.40 CFS, the Frost Decree shows 1.80 CFS and our records indicate they own all of it. Under old number 37-00164 they claim 4.40 CFS, Frost Decree shows 2.90 and our records indicate they own all of it. Under old number 37-00288 they claim .53 CFS, Frost Decree shows 3.20 CFS and our records indicate they own 3.00 CFS and private ownership of .20 CFS. They may not have chosen to transfer all of this right?

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If you have any questions feel free to give us a call. Otherwise I do not have a problem with this transfer.

Sincerely,

Lee R. Peterson
Watermaster

37-13043 0.*

Page 7

1.60+
3.00+
2.20+
9.60+
2.40+
1.80+
0.70+
1.50+
1.50+
2.00+
0.20+
0.60+
1.20+
2.80+
0.80+
2.40+
1.00+
3.20+
1.00+
2.90+
3.20+
0.212+
0.80+
1.30+
1.43+
0.80+
300.00+

027

350.14*

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Department of Water Resources
Southern Region

State of Idaho
Department of Water Resources
Transfer of Water Right(s)

RECOMMENDATION OF WATERMASTER

Application No: 707287

Water Right No(s): To many to list

Applicant's Name: Big Wood Canal Co.

Watermaster's Recommendation:

- a) X I do not oppose approval of this application.
- b) I do not oppose approval of this application if it is conditioned as follows.
- c) I oppose approval of this application for the following reasons:
- d) X Additional Comment: See Attached letter.

Dated this 17th day of September , 2003.

Water District No. 37 & 37M


Watermaster's Signature