



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

November 8, 2001

Brian Higgs
6330 W 33rd S
Idaho Falls, ID
83402

RE: App for Transfer Submitted 11-6-01 In The Name of Richard Kechter

Dear Mr. Higgs;

As we discussed yesterday, I am returning this application and Mr. Kechter's check #4656 in the amount of \$100. to you. The application was not complete as filed; we also need the most-recent tax notices for both farms (7S 21E Sec. 16 & 17, 8S 21E Sec. 16), & the most-recent FSA aerial photos for both farms. The photos should be marked to show the land being affected by this transfer on both farms. If either farm is subject to any liens, deeds of trust, mortgages or contracts, we need letters from the lien holders agreeing to the transfer. The letters should be on letterhead stationery if a company holds the mortgage; if an individual holds the mortgage, a notarized signature on plain paper is acceptable.

If you would like assistance in completing this application, I would be happy to meet with you in my office; we can try to produce a computerized application that you can take to Mr. Kechter for signature, or he can accompany you so that we can do everything here. I will at least need the aerial photos in order to complete the application for later signature. The tax notices (copies are sufficient) must accompany the application at time of submittal. The mortgage letters, if applicable, should be submitted within 60 days of the date of filing the application so that processing of the application will not be delayed.

My initial review has found several problems, but these should be easy to solve. Although Mr. Kechter owns land in Sec. 8 & 9 near the north farm, our records show that this land has separate water rights from the land in Sec. 16 & 17; so only the rights in Sec. 16 & 17 would be involved in the transfer. Also, the proposed new place of use will become part of the irrigation system covered by Right 36-2363; this right needs to be included in the application. If I understand the proposal correctly, Mr. Kechter plans to install a 112-acre pivot on his south farm (2 x 48 acres being moved + 2 x 8 acres that are already there) – is this correct?

Regards,

James E. Stanton
Sr. Water Resource Agent

T69603