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Department of Water Resources

October 7, 2004

Director Dreher

October 6, 2004, Myself along with Preston Bell, Steve Burrell IDWR and Watermaster Dist. 34 Bob Duke toured the Antelope Valley to address the attached list of concerns.

I have had a difficult time receiving my water this fall and late summer. I have spoke to Mr. Duke on several occasions in reference to individuals toward the head of Antelope taking water when their degree was not on or no water right even existed.

It was clear that Mr. Duke had informed waterusers prior to our visit as numerous users met us at different locations and angrily expressed their views on our being there.

Bill and Josh Reese were extremely furious at their headgate when the fact that they were taking water when they had no water right on. Bill stated they weren't stealing water the Watermaster CALLED THEM and told them they could take it. When Bob was confronted he confirmed that yes he had along with calling Kings and Waddoups. He made a judgment call that it was better to have 4 or 5 users up Antelope having the water than just me. There is also water going to Mountain Springs and Keeles.

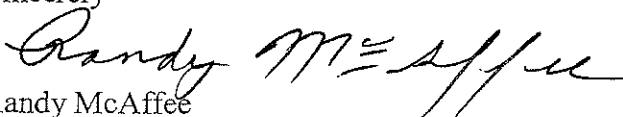
12 days ago the water was in lower Antelope and the Hanrahan ditch providing water to Crawford, Shawver, Myself, Bradford and Crump all with 1879 or 1880 rights which are senior to any of those individual rights up Antelope that Bob gave our water to.

Bob Duke blatantly overstepped his authority. He has intentionally deprived individuals of their legal rights in order to give water to his preferred friends.

I respectfully request Bob Duke be removed from office immediately.

As the attached list will show, Antelope is a free for all. The rest of Water District 34 doesn't seem to be fairing any better under Mr. Dukes guidance. Would you consider the Idaho Department of Water Resources coming in and taking over enforcement of all water rights for the 2005 season to get everyone back on track?

Sincerely


Randy McAfee

attached