



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

January 8, 2024

JUSTIN METTLER
PO BOX 86
NORTH FORK, ID 83466
Justin.mettler@gmail.com

JOHN MILLER
2100 HWY 93 N
NORTH FORK, ID 83466
Nforkster55@gmail.com

RE: Application for Transfer 88526

Dear Parties,

The Department of Water Resources has received and acknowledges the withdrawal of protests against the above referenced application. Withdrawals have been received from the following protestants:

- John Miller

The application does not have any remaining protests; therefore the department will take the steps necessary to bring the application to a final resolution.

Please contact this office if you have any questions regarding this procedure. Information about water rights and other matters administered by this agency is also available online at www.idwr.idaho.gov.

Sincerely,

Christina Henman
Administrative Assistant

RECEIVED

JAN 05 2024

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Eastern Region

WITHDRAWAL OF PROTEST

Application for ☒ Transfer ☐ Permit ☐ Amendment of Permit No. 88526

In the Name of Justin Mettler
Applicant

Name of Protestant: John C. Miller

Represented by: John C. Miller

I hereby withdraw my protest to the above referenced matter. All of my issues of protest have been addressed and/or resolved.

☒ My withdrawal is not conditional.

Or

☐ My withdrawal is conditioned on the following:

John C. Miller
Signature of Protestant or Representative

Title

1/5/2024
Date

1/5/24

James Cefalog

I believe this is a copy of the correct 'Ditch Right of Way' instrument #78449.

Also, included are the 2 'Withdrawal of Protest' forms needed.

Thanks So Much For Your Help

John C. Miller

Instrument No. 78443

A F F I D A V I T

STATE OF IDAHO :
COUNTY OF LEMHI : ss.

WALTER C. STOUT, being first duly sworn according to law, deposes and says: That at the present time he has no interest in the property owned by Peter M. Ramsing and Norma V. Ramsing, husband and wife, of Leadore, Idaho; that at one time said affiant and his wife, Vivian G. Stout, were the owners of the following described real estate situated in Lemhi County, State of Idaho:

The South Half of the South Half of Section Twenty-three; and the West Half of the Northeast Quarter and the North Half of the Northwest Quarter of Section Twenty-six; in Township Sixteen North, Range Twenty-six of the Boise Meridian, Lemhi County, State of Idaho;

That said affiant and the said Vivian G. Stout were married at the time they received the deed for said property and later deeded the same property to James Potter.

Walter C. Stout

Subscribed and sworn to before me this 24th day of February, 1954.

(SEAL)

State of Idaho }
County of Lemhi } ss.

Frederick Hughes Snook
Notary Public for Idaho
Residence: Salmon, Idaho
NOTARY PUBLIC FOR STATE OF IDAHO
RESIDING AT SALMON, IDAHO
MY COMMISSION EXPIRES SEPT. 21, 1955

Recorded at the request of J. W. Herndon February 27, 1954 at 33 minutes past 10 o'clock A.M., in Book 44 of Deeds Page 346 Records of Lemhi County, Idaho.

Fee \$.75 Paid

W. W. Simmonds, County Recorder
By *Opal Reddington* Deputy

Instrument No. 78449

DITCH RIGHT OF WAY

DYKE POWERS and ALICE B. POWERS, husband and wife, of North Fork, Idaho, do hereby grant and convey to GEORGE J. COLWELL of North Fork, Idaho, a right-of-way through a part of NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 16, T. 24, N.R. 21, E.B.M., in Lemhi County, State of Idaho, near North Fork, Idaho, for the purpose of irrigation ditch and sufficient ground on each side thereof to properly maintain the same.

The said George J. Colwell and his successors or assigns shall have this ditch right-of-way for the purpose herein set forth, namely, an irrigation ditch and the length of said ditch through our ground is hereby estimated to be about one-fourth ($\frac{1}{4}$) mile.

Dated this 18th day of May, 1953.

Dyke Powers
Alice B. Powers

STATE OF IDAHO
County of Lemhi--SS

On this 14th day of Dec., 1953, before me, the undersigned, a Notary Public in and for said State, personally appeared Dyke Powers and Alice B. Powers, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(SEAL)

State of Idaho }
County of Lemhi } ss.

Frederick Hughes Snook
Notary Public for Idaho
Residing at Salmon, Idaho

Recorded at the request of George Colwell March 1, 1954 at 17 minutes past 2 o'clock P.M., in Book 44 of Deeds Page 346 Records of Lemhi County, Idaho.

W. W. Simmonds
County Recorder
By *Opal Reddington* Deputy

Fee \$1.00 Paid