



State of Idaho
DEPARTMENT OF WATER RESOURCES

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CECIL D. ANDRUS
GOVERNOR
KEITH HIGGINSON
DIRECTOR

RECEIVED

May 9, 1994

Jack Eastman
Watermaster, Water District 47C
106 Doral Dr.
Jerome, ID 83338

MAY 11 1994

Dept. of Water Resources
Southern Region Office

Re: Delivery of Deadwood Creek Water to Devil Creek Ranch, IDWR
Water Right No. 51-00132

Dear Jack:

This letter confirms the phone message which I left on your answering machine the morning of May 9, 1994 regarding the Devil Creek Ranch diversion on Deadwood Creek.

I received a phone call this morning from Justin Seamons, attorney for Devil Creek Ranch. Mr. Seamons stated that you visited Deadwood Creek on Saturday, May 7, and shut off the delivery of water to Devil Creek Ranch. Seamons explained that his client had stated that you provided the following reasons for shutting the water off to Devil Creek Ranch:

- 1) Devil Creek Ranch was not entitled to the water, and
- 2) Devil Creek Ranch could not make beneficial use of the water because it was raining and Devil Creek Ranche's fields were (presumably) receiving adequate moisture.

I do not wish to pre-judge your actions or alleged statements until I have had an opportunity to discuss this matter with you directly. Until I discuss this matter with you, you are hereby directed to deliver water to the Devil Creek Ranch diversion on Deadwood Creek as instructed by my letter dated April 20, 1994. If you believe it is necessary to adjust the delivery of water to Devil Creek Ranch, you should first contact me directly or Jim Stanton at our Twin Falls office. Norm Young, Phil Rassier, or John Homan are also familiar with this matter and are additional contacts at our Boise office should you need direction. If I or the others are not available, then you should wait on making any adjustments until such time as you have first contacted one of us.

Sincerely,

Tim Luke
Water Allocations

cc: Jim Stanton, Southern Region
Justin Seamons
Norm Young
Phil Rassier
John Homan