



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

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JULY 10, 2008

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

BOB SHAFFER  
WATERMASTER, WATER DISTRICT NO. 34  
P.O. BOX 53  
MACKAY, ID 83251-0053

### RE: 2008 ANTELOPE CREEK FUTILE CALL REQUEST

Dear Bob:

I received your emails requesting a futile call for delivery of water from Antelope Creek to senior users on the Big Lost River. The information you have provided indicates that users on Antelope Creek are being regulated to the same priority date as the Big Lost River (9/28/1896 on July 8), with the exception of approximately 6.5 cfs of uncontrolled diversions. Additionally, approximately 24 cubic feet per second of flow is passing the Hanrahan diversion and is subsequently lost to seepage prior to reaching the Big Lost River.

Based on the information you have provided, it appears that senior users on the Big Lost River are not receiving water from Antelope Creek and have not received that water since at least July 7. To allow users on Antelope Creek to divert out of priority with the Big Lost River will not reduce the amount of water available to users on the Big Lost River, but will allow junior Antelope Creek users to put that water to beneficial use. Therefore, your request to administer Antelope Creek separately from the Big Lost River is granted.

Please note, however, that deliveries on Antelope Creek and tributaries must continue to be regulated to ensure that water is delivered within the amounts authorized by the water rights and are delivered in priority with all other water rights on Antelope Creek.

Sincerely,

Tim Luke  
Water Distribution Section

cc: WD 34 2008 file  
IDWR Eastern Region – Idaho Falls

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