

January 19, 2004

To: Idaho Department of Water Resources

Tim Luke

From: Frank C. Erwin

Watermaster 36A

Subject: LynnCliff Call on water

*Padgett Ditch call*

Order of Events:

1. June 8, 2003 Dale Boyer contacted me to check his diversion. There was no water in Billingsley Creek at his diversion. We were able to gain a little water from upstream diversions to keep what was left of the fish alive.
2. June 9, 2003 I talked to Angie at Fish Breeders. Fish had been removed from the ponds on the Padgett Ditch. I adjusted the Padgett Ditch headgate to 9 inches head on gate. This left about 7 cubic feet per second in Billingsley Creek.
3. June 10, 2003 Checked Padgett Ditch headgate. Adjusted orifice to 1 3/4 inches high. The width is set at 5 feet. The head was 10 inches which equals approximately 3.3 cubic feet per second.

Reasons to curtail LynnCliff fish propagation rights in Padgett Ditch:

1. Irrigation and fish propagation water rights down stream from Padgett Ditch diversion on Billingsley Creek are senior in priority.
2. There are no upstream water rights that divert water out of Billingsley Creek that are junior in priority to LynnCliff's fish propagation water right.
3. LynnCliff's fish propagation water right does not return flow to Billingsley Creek. It flows to the Snake River.
4. Springs flowing into Billingsley Creek are too low to deliver LynnCliff's fish propagation water right.

Frank C. Erwin

