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DEPARTMENT OF
WATER RESOURCES

April 30, 2007

IDAHO DEPARTMENT OF WATER RESOURCES

ATTN: TIM LUKE

PO BOX 83720

BOISE ID 83270-0098

RE: Water District #170

Dear Tim:

This letter is in compliance with your request that each water user in the District supply an update prior to June 1st of this year.

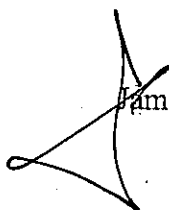
I have three separate properties in Custer County located in the above District. Two of the ranches are located near Challis and both are primarily irrigated by water from Challis Irrigation Company, except for water rights (irrigation stockwater, etc.) in Cold Springs Creek, a tributary to Salmon River, and water rights for the third property, the Herd Creek Ranch, which comes out of Herd Creek, a tributary to the East Fork of the Salmon River and Lake Creek, a tributary to Herd Creek. The Herd Creek rights are delivered through a system with a measuring device in place-constructed within the last two years or so.

I have asked Brian Hamilton of the Department of Reclamation to assist in the design of a measuring device on the Lake Creek system, which presently has a fish screen in place.

I would believe that the Cold Springs water used on one of the properties near Challis may be exempt due to the circumstances, but Brian and I will review that system as well to determine his recommendation.

If you wish to have water right numbers or further information, please let me know.

Very truly yours,


James R. Bennetts

JRB:mlb

Cc: Brian Hamilton