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Department of Water Resources

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DEPT. OF WATER RESOURCES
1301 N. ORCHARD
BOISE, ID. 83706

ATT: NORMAN YOUNG

DEAR MR. YOUNG:

WE PUCHASED A FARM IN THE PAHSIMEROI VALLEY IN JANUARY OF 1994. WE IRRIGATE FROM A DITCH, CALLED THE ELLIS DITCH, WHICH IS DIVERTED FROM THE PAHSIMEROI RIVER, DUCK CREEK, MUD SPRING AND SPRING CREEK.

OUR DECREES ARE AS FOLLOWS:

DECREE #	DATE	RATE	SOURCE
73-00075A	04-01-1912	1.6CFS	SPRING CREEK & DUCK CREEK
73-00075B	04-01-1912	.8CFS	PAHSIMEROI RIVER
73-00074A	04-01-1912	3.4CFS	SPRING CREEK & DUCK CREEK
73-00074B	04-01-1912	1.6CFS	SPRING CREEK & DUCK CREEK
73-02146B	08-15-1955	3.2CFS	SPRING CREEK

TOTAL CFS 10.6CFS

PLEASE FIND AN ENCLOSED MAP (PAGE 2-4) OF THE ELLIS DITCH DIVERSION, WHERE IT TAKES WATER FROM SPRING CREEK AND MUDD SPRING VIA THE PAHSIMERIO RIVER.

South

East

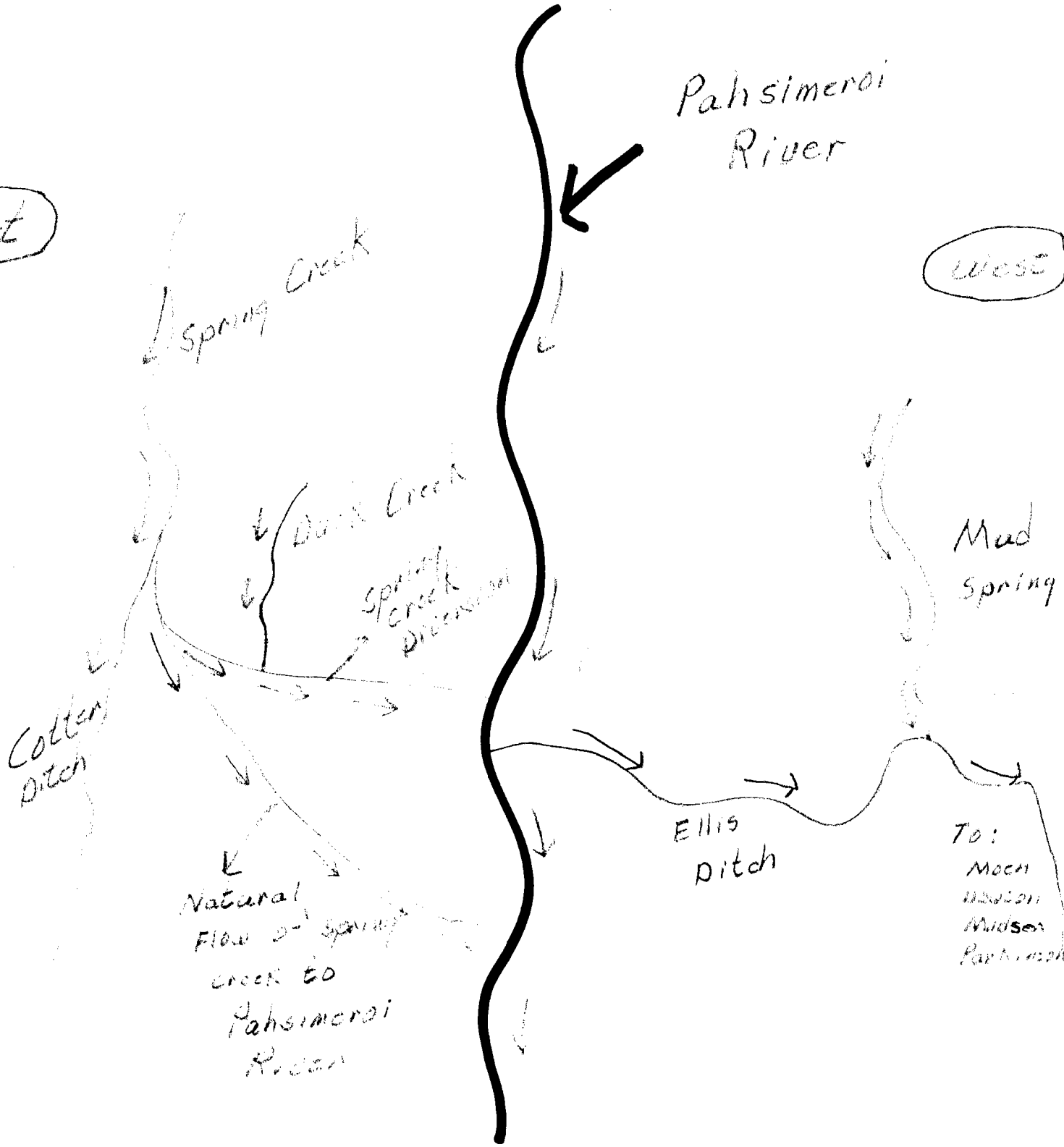
West

Pahsimeroi River

Mad Spring

To:
Moon
Madison
Madison
Partnership

North



OUR CONCERNS AND THE REASONS FOR WRITING TO YOU ARE:

1. THERE IS NO MEASUREMENT OF WATER BY MEANS OF A WEIR OR ANY OTHER MEASUREMENT DEVICE WHERE THE ELLIS DITCH DIVERTS FROM THE PAHSIMEROI RIVER.
2. A. ON THE ELLIS DITCH THERE ARE FOUR DIVERTORS DUANE MOEN, JIMMY DOWTON, KEN MADSEN AND BOB PARKINSON.
B. PARKINSON IS AWARE OF WHAT HE DIVERTS BECAUSE OF A WEIR HE PLACED IN HIS PORTION OF THE DITCH.
C. KEN MADSEN IS ALSO AWARE OF THE AMOUNT OF WATER HE DIVERTS BECAUSE OF A WEIR IN HIS PORTION OF THE DITCH, WHICH PARKINSON INSTALLED WITH KEN'S PERMISSION.
D. DUANE MOEN AND JIMMY DOWTON HAVE NO REAL IDEA WHAT THEY ARE DIVERTING BECAUSE THERE ARE NO WEIRS IN PLACE TO MEASURE THE WATER AT THEIR INDIVIDUAL DIVERSIONS OR THE MAIN DIVERSION OF THE ELLIS DITCH AS PREVIOUSLY STATED.
E. WE FEEL THAT THE MAIN DIVERSION (OF THE ELLIS DITCH) SHOULD BE MEASURED AS WELL AS ALL THE INDIVIDUAL DIVERSIONS SO THAT EVERYONE RECEIVES THEIR SHARE OF THE WATER DIVERTED.
3. WATER MASTER TROY ZIEGLER DOES NOT MEASURE ANY DIVERSIONS BECAUSE WATER DISTRICT #73 HAS NO MEASURING DEVICE TO DO SO, NOR ARE THEY WILLING TO PURCHASE ONE. IN 1994 PARKINSON OFFERED TO BUY A MEASURING DEVICE, APPROVED BY THE DEPARTMENT OF WATER RESOURCES, HOWEVER, TROY ZIEGLER DID NOT FEEL IT WAS NECESSARY.
4. DUE TO THE GREAT AMOUNT OF SNOW PACK, WE FEEL THAT WE SHOULD BE RECEIVING ALL OF OUR WATER RIGHT INCLUDING OUR 1955 RIGHT. THIS IS VERY DIFFICULT TO KNOW FOR SURE BECAUSE THERE ARE NO MEASURING DEVICES IN PLACE TO TELL WHAT ANY OF THE FLOW RATES ARE.