

May 15, 2002

Tim Luke

RE: Distribution of Water.  
Weatherby Springs Bar "s" delivery system.

I believe more information is needed to ascertain long term results. All water users within the system needs to be included within any meetings held concerning the forming of an association for this group of water users. There are recorded agreements already in place for some of the water users for assessments that run with the land. These contracts are held by the party of first part, who must be included in the meetings.

It's crucial that the meeting set up by Verl Bell and Ivan Gustafson for May 21, 2002 be delayed until all concern parties have been contacted with an agreeable date and time. No authorization of all parties concern was given to Mr. Bell and Mr. Gustafson to represent the group. We all need to have a say. There are already issues on a rotation schedule issued by Ivan Gustafson, that has given an enlargement of a water right to a water user within the north lateral of the share ditch. Until our share ditch issues are settled we can not enter into an association above the headgate in Section 26 TWP 7 RNG 13. There is a conflict of interest by these two persons. I personally want to be part of any meeting held as a water users I will not be able to attend any meetings on this issue til after June 24, 2002. I am requesting the time frame be this fall when everyone is not busy farming and can make time for several meetings that it will take to work out all issues on this delivery system.

I have contacted Pam Washer and Mike McCarthy about this meeting for May 21, 2002, whom are the party of the first part. Tim I support an organization, but fairness must be used.

Howard Neibling P.E. University of Idaho, was contacted in August 2001, to review our irrigation system. We have spent considerable time over the last several months meeting with our water users individually, the conversation turns to our ongoing frustration with water delivery within the North flow of our community ditch know as the share ditch. Monopolization of the water for each water user for 24 hours has been address. These practices are inefficient. In fact these practices have caused injury of deliverable water for our users.

We believe the following steps are critical to restoring our rotation system . Our gravity flow irrigators are suffering by our share ditch water being transported to the Big Bend ditch by a water users who can not reclaim more than 11.7 inches of the 62.5 inches in transportation system. The balance of the water flows down stream in an other irrigation system as waste water **Non beneficial use. Causing injury to down stream water users on the north lateral of the share ditch.**

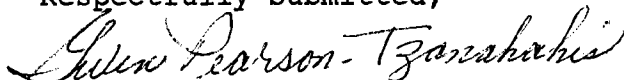
The monopolization practices of non beneficial use of our water needs to be curb. Our rotation system has been used since 1918 within this share ditch.

The North lateral rotation system as it has been presented is unfair and has enlarged WR#3600011B from two days of the rotation to four days. He only owns 25 inches per IDWR's records. But because WR#3600033B has been split into two water rights. Ivan Gustafson, Verl Bell and Gene Loranger feels this entitles more water for Gene Loranger on the North Lateral. Nothing has changed the Clifford land is the same the water usage is the same. These people are making their own rules. Other users in the North Lateral still have 37.5 inches of water no matter how it is split up we are entitled to use 3 days of rotation per our ownership.

Gene Loranger, has contacted the Gooding Sheriff Office to enforce this enlargement of his water right. There are misunderstanding and unfair treatment towards the Hoskovec water usage split. Where and how Mr. Loranger's thoughts came from is questionable. Attached is a fair rotation of the irrigation system provided by Howard Neibling to each water user on the North Lateral. **Gene Loranger refused this rotation, demanded more water usage.** The rest of us approved Howard's method and was willing to try it for six weeks.

We have disgruntled water users on the share ditch. Since 1998 there has been litigations on water rights on this north lateral. It's not easy when gossip is used instead of actual facts. Right now the dispute on the North Lateral, has been reported to IDWR by phone. This dispute needs resolved. I urge you to review the findings of our study . Howard Neibling spent considerable time with all concerned. I personally would like to spend the rest of my summer enjoying each day of my life without the intimidation methods of others.

Respectfully Submitted,



Gwen Pearson-Tzanakakis

North Lateral Share Ditch Water User.