



State of Idaho
DEPARTMENT OF WATER RESOURCES

1995 65B

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R. KEITH HIGGINSON
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February 22, 1995

Steve and Leslie Dobson
PO Box 366
Horseshoe Bend, ID 83629

Leo T. and Doris Oliver
3357 Osprey Rd.
Eagle, ID 83616

RE: Faull Ranch Estates and Porter Creek Water

Dear Folks:

I am including this letter with your copy of my letter to Boise County P & Z regarding your proposed development. As you can see, there are just a few minor issues of concern that this office has for the development. Please contact me at your convenience to discuss the points in my other letter.

On a more general note, it occurs to me that a chance for water marketing might result from a reduction in irrigated acres as development proceeds. For example, you might want to sell a portion of a water right(s) from land where irrigation will not continue to allow such water to be used elsewhere in the local area.

One such local need is the now prohibited activity formally known in the Porter Creek Water District as "courtesy uses", mostly along the no. 1 ditch. Current or future land owners might want to market the water serving acres that will become non-irrigated in the subdivision process. This marketing is done via the "transfer" process through IDWR. The willing sellers and buyers determine the market value of this resource.

I can imagine a transfer application to move water from several acres of the no. 2 Porter Creek right from its existing location to the some or all of the four "courtesy users" in the water district. The four users are three parties along the no. 1 ditch and George Dovel via his pipeline or directly from a pump near his home. Because the no. 2 right was transferred in the last few years in which the forfeiture issue was covered and should not need to be an issue again, a new transfer to restore part or all of the "courtesy uses" might be quite streamlined and provide a great community service. Then again, knowing the local history of water issues as we all do, the process might not be so carefree.

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I am only suggesting this option for your consideration and do not in any way mean to imply that you should take this step -- that, of course, is entirely your decision. I would be glad to discuss this more fully with you if you are interested.

Please let me know if I can help you with this or any other water right items.

Sincerely,

A handwritten signature in cursive script that reads "Steve Lester". The signature is written in dark ink and is positioned above the typed name.

Steve Lester
Water Rights Supervisor