

ORIGINAL

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RECEIVED

MAR 26 2013

DEPARTMENT OF
WATER RESOURCES

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF INTEGRATED
MUNICIPAL APPLICATION PACKAGE
("IMAP") OF UNITED WATER IDAHO
INC., BEING A COLLECTION OF
INDIVIDUAL APPLICATIONS FOR
TRANSFERS OF WATER RIGHTS AND
APPLICATIONS FOR AMENDMENT OF
PERMITS.

**UNITED WATER'S NOTICE OF
WITHDRAWAL OF WATER RIGHT NOS.
63-31797, 63-31798, AND 63-31879**


Pursuant to the Department's Rule of Procedure 305, IDAPA 37.01.01.305, Applicant United Water Idaho Inc. ("United Water") provides this notice of withdrawal of water right nos. 63-31797, 63-31798, and 63-31879 from the IMAP. These are the "several water rights with earlier priority dates . . . that were not described in the 2002 legal notice that may need to be advertised" mentioned in the Director's January 11, 2013 *Order Denying Motion to Dismiss Integrated Municipal Application Package (IMAP)* ("Order").¹


¹ These three rights, along with water right no. 63-02892, are associated with United Water's Marden Ranney collectors. Of these four, only water right no. 63-02892 was listed in the original IMAP. Although water right nos. 63-31797, 63-31798, and 63-31879 were not listed in the original IMAP, they were later decreed in the SRBA based on subsequently filed beneficial use claims. As described in the *Update Statement* at 23-24, water right no. 63-02892 was split during the SRBA process "into four rights with different priority dates but the same total diversion rate. Thus, in addition to the original license (No. 63-02892), three additional decrees (Nos. 63-31797, 63-31798, and 63-31879) were issued based on beneficial use." Water right no. 63-02892 will remain in the

United Water is withdrawing these rights from the IMAP to eliminate any reason for the Department to re-advertise some or all of the transfer applications included in the IMAP, and the potential that additional protests could be filed. As discussed in its prior filings, United Water does not believe including these rights in the IMAP warrants re-advertisement. Nevertheless, rather than debate that issue (or any other issues) concerning re-advertisement or additional protests, United Water has chosen to simply withdraw the rights from the IMAP.

Respectfully submitted this 26th day of March, 2013.

GIVENS PURSLEY LLP

By 
Christopher H. Meyer

By 
Michael P. Lawrence

IMAP, but its quantity will now reflect the amount stated for that right in its partial decree. The removal of water right nos. 63-31797, 63-31798, and 63-31879 from the IMAP does not constitute a relinquishment of those rights. These rights, along with any other water right held by United Water that is not included in the IMAP, may nevertheless be considered by the Department in its evaluation of United Water's reasonably anticipated future needs.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 26th day of March, 2013, the foregoing was filed, served, and copied as follows:

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