

June 5, 2000

RECEIVED

JUN 08 2000

**WATER RIGHTS
SALT LAKE**

State Engineers Office
178 N. Research Parkway #104
North Logan, UT 84341

Dear Sirs:

This letter is in regards to the disbursement of water from Raft River and its tributaries. In a previous letter dated August 28, 1995, myself and Spencer Brothers expressed concern over the proper use of waters from the Lynn reservoir. Mr. Bob Fatheringham spent some time investigating our complaints and talked to Mr. Tracy concerning the use of water from the reservoir. I feel things have not improved and are perhaps in some ways much worse than before.

On August 24, 1997, Alan Beard of the Box Elder County Sheriffs Dept. (Case # 97-02638) witnessed and photographed the headgate on the reservoir shut off tight and Tracys storing water. Tracys make it a customary practice to completely shut off the flow of water from the reservoir during the time when they cut and bale hay in July and late August, contrary to the terms explained to them by Mr. Fatheringham.

On September 8, 1999 I noticed the level of the reservoir was down approximately 1 1/2 feet from the top. I believe there should have been more evaporation from the reservoir if the total stream flow had been allowed to flow through the reservoir during the irrigation season.

Tracys have put new ground into production above the high line ditch and it is my understanding, from a previous owner, the existing deep wells do not pump enough water to irrigate the original acreage, let alone any additional acres.

In addition to the Tracy issue there is a new residence located on Hubbard Creek and it is my understanding the owners of this property have been diverting water for use on their acreage. Also, Mr. Ordell Simper is maintaining a year round storage pond on Long Creek

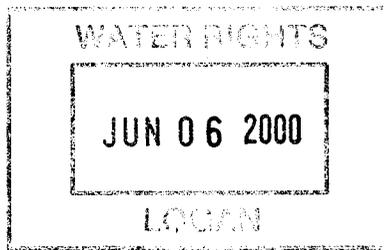
I feel Mr. Tracy has completely ignored the terms Mr. Fatheringham has discussed with him. There is not a fair distribution of water according to the priority dates and water rights decreed. I am strongly in favor of an investigation, measuring devices, locking headgates and a water commissioner to control and disperse the allotted water on Raft River and its tributaries.

I realize this letter comes too late for any action this year but due to the shortage of water during this irrigation season I would like my concerns to be addressed, if only to maintain stream flow through these storage facilities for the remaining water year. Any help the state can give me would be greatly appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Hal Amidan".

Hal Amidan



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Sincerely,

Hal Amidan

Acknowledge receipt of this letter

State Engineers Office

WATER RIGHTS SPEC. II

Date

6-6-00

06/06/2000
12:05

BOX ELDER COUNTY SHERIFF'S OFFICE
LAW Incident Table:

Incident Number: 97-02638

Nature: Citizen Dispute Case Number: _____ Image: _____
Addr: Raft River Narrows Area: FSS Forest Servic>
City: Yost St: UT Zip: 83342 Contact: Howell Amadon

+-- Complainant: 34138 -----+
| Lst: Amidan Fst: Hal Mid: _____ |
| DOB: / / SSN: - - Adr: "Raft River Narrows Box 122 |
| Rac: Sx: Tel: (435)827-5730 Cty: Almo St: ID Zip: 83312 |
+-----+

Offense Codes: CDIS _____ Reported: CDIS Observed: _____
Circumstances: _____
Rspndg Officers: Alan Beard
Rspnsbl Officer: Alan Beard Agency: BESO CAD Call ID: 21005
Received By: Ron Ogborn Last RadLog: 10:06:03 08/24/1997 CMPLT
How Received: R Radio Clearance: _____
When Reported: 08:51:10 08/24/1997 Disposition: ACT Disp Date: 08/24/1997
Occurrd between: 08:51:10 08/24/1997 Judicial Sts: _____
and: 08:51:10 08/24/1997 Misc Entry: _____

MO: _____
Narrative: (See below) _____
Supplement: _____

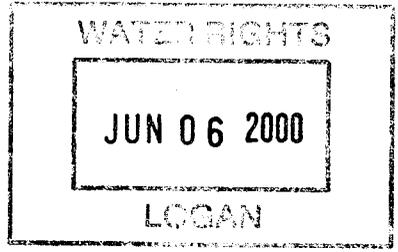
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INVOLVEMENTS:

Type	Record #	Date	Description	Relationship
NM	34138	06/06/2000	Amidan, Hal	*Complainant
NM	1412	08/25/1997	Beard, Alan	Reporting Deputy
CA	21005	08/24/1997	08:51 08/24/1997 Citizen Dispu	*Initiating Call

LAW Incident Offenses Detail:
Offense Codes

Seq	Code	Amount
1	CDIS Citizen Dispute	0.00



LAW Incident Responders Detail
Responding Officers

Seq	Name	Unit
1	Alan Beard	1C7

Main Radio Log Table:

Time/Date	Unit	Code	Zone	Agnc	Description
10:06:03 08/24/1997	1C7	CMPLT	WEST	BESO	incid#=97-02638 Completed call ca
09:24:50 08/24/1997	1C7	14	WEST	BESO	I found him 10-17 Lynn
09:21:26 08/24/1997	1C7	14	WEST	BESO	nobody home at Howell's residence
08:52:18 08/24/1997	1C7	ENRT	WEST	BESO	incid#=97-02638 Enroute to a call

Narrative:

Miscellaneous Incident Investigation Narrative

1. Incident Description:

Water problem

2. Premises Location and Description:

Lynn Reservoir

3. Deputy's Narrative, Time, Date, Action Taken:

Complainant stated that Ted and Bill Tracey of Almo ID own Lynn Reservoir. They are suppose to let the water flow through res during irrigation season. The water has been shut off. Complainant has been working with Bob Fatheringan Utah Water Res Div. He wanted a documented report on the water shut off.

RO photographed the head gate in the dam which was shut off.

4. Date, Time, Reporting Deputy:

08-24-97 1100 Alan Beard
typed th

