



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

August 30, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Barry Williams
1277 Mink Creek Road
Arbon, Idaho 83212

Re: Wells

Dear Mr. Williams:

Enclosed are copies of the water right and claim records for the two wells we looked at Saturday.

29-2458 and 29-7291 are pre-adjudication licenses, and claims 29-2458A and 29-7291 have been filed on these. Permit 29-7931A is a post-adjudication permit, so no adjudication claim is required.

As we discussed on the phone the other day, there are two options for you to address your concerns with these wells. The validity of the claims can be challenged in an objection to the adjudication recommendations, once the directors report is issued. This is likely to be in about a year. The objection process is where you would raise your concerns about possible forfeiture. These claims haven't been investigated yet, so I can't tell you what the recommendations might look like. The protest period for the permit is passed, so there isn't really a way to dispute the validity of that right.

The other option is to seek relief from well interference under "conjunctive management." This is still an evolving process, probably the best way to approach it would be in a letter to the regional manager Ron Carlson. Any kind of ground water right would be subject to conjunctive management.

Please give me a call if you have questions.

Sincerely,

Bryce A. Contor
Senior Water Resource Agent