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State of Idaho

DEPARTMENT OF WATER RESOURCES

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GovernorKARL J. DREHER
Director

MAR 23 2006

March 21, 2006

By _____
TO: See Distribution

RE: Extended Irrigation Season - Diversions by Upper Valley Users Prior to September 15th

Dear Interested Party:

As you are aware, Special Master Bilyeu has confirmed the Portneuf River Settlement Agreement. I feel that this agreement fairly characterizes the settlement reached on November 4, 2004, relative to diversions by upper valley users (above Topaz gage) that have historically been initiated after September 15th.

Recently, however, we have received information contending that some of the upper valley diversions have historically been initiated *prior to* September 15th. To the extent that this is valid, such diversions would impact the historic drop as computed during the period of September 11-15. The question that arises is to what extent such early September diversions will be allowed in the future.

The purpose of this letter is to invite you to attend a discussion of this issue. We have arranged to use the **Old Law Library, Bannock County Annex Building, 130 N. 16th Ave., Pocatello, Suite D, at 11:00 am on Tuesday, April 4, 2006**. The objectives of this meeting are to (1) clarify the issue, (2) review data, and (3) discuss solutions.

Your participation in this discussion will be appreciated.

Sincerely,

David R. Tuthill, Jr., Ph.D., P.E.
Administrator, Water Management Division

Enclosure: Distribution List