



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 11, 2017

CERTIFIED MAIL

WIDMER RANCH, LLC
C/O KIRK AND JANET WIDMER
461 WIDMER LANE
GENEVA ID 83238

PRELIMINARY ORDER

RE: Preliminary Order Requiring the Installation and Maintenance of Measuring Devices and Controlling Works Associated with Water Right Nos. 11-7014 and 11-7042

Dear Kirk and Janet Widmer:

Pursuant to Idaho Code § 42-701(1), the Idaho Department of Water Resources ("Department") hereby requires installation of measuring devices and controlling works for two wells associated with water rights 11-7014 and 11-7042. Pursuant to Idaho Code § 42-701(5), the Department requires that Widmer Ranch, LLC ("Widmer Ranch") annually report the quantity of water diverted from the two wells no later than November 1 of each year, beginning in 2018.

The Department has issued two separate Notices of Violation to Widmer Ranch (E2017-1147 and E2017-1175) for using these two wells to irrigate more acres than are authorized by the water rights noted above. The most recent Notice of Violation (E2017-1175) requires immediate installation of a flow meter on the well associated with water right 11-7014. This water right required a measuring device under the water right conditions of approval.

IT IS HEREBY ORDERED AS FOLLOWS:

1. Widmer Ranch shall immediately install a Department approved flow meter on the well associated with water right 11-7014.
2. On or before August 31, 2017, Widmer Ranch shall install a Department approved flow meter on the well associated with water right 11-7042.
3. The flow meters installed shall be from the Department's list of approved flow meters (enclosed).
4. Widmer Ranch shall report annual diversion volumes from the two wells as described above. Annual use shall be submitted on the enclosed reporting form.
5. Lockable pump power disconnects shall be installed or maintained at both wells.

Pursuant to Idaho Code § 67-5243, this Preliminary Order will become a Final Order without further action of the Department unless you file a petition for reconsideration or file an exception and/or brief as explained in the enclosed information sheet.

If you have questions concerning this Preliminary Order or the Department's water measurement standards, please contact me at (208) 287-4924.

Respectfully,



Rob Whitney
Manager, Water Distribution

cc: James Cefalo, IDWR Eastern-Program Manager
Garrick Baxter, Attorney General
Cherie Palmer, IDWR Compliance Bureau

Encl. |