

## Henman, Christina

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**From:** Yenter, Cindy  
**Sent:** Monday, June 15, 2020 12:15 PM  
**To:** Cefalo, James  
**Cc:** Henman, Christina  
**Subject:** Additional info Eric Miller application 74-16233

On Friday June 12 I conducted a site visit at Wimpey Creek relative to this application. IDFG had raised questions regarding both the source and location of the POD.

The WMP1 diversion is from a natural side channel of Wimpey Creek which is not a ditch or a drain. IDFG's conclusion that the source should be classified as waste water is not correct. The new diversion will be from Wimpey Creek.

In 2008, IDFG installed a fish screen on the WMP1 diversion. There was not a suitable site for a screen near the original point of diversion in SESE Sec 34, so the diversion was moved downstream and into SWSE Sec 34. The POD on the IDFG water right 74-15842 is at the new diversion location, but PODs on five water rights at the old diversion were never addressed so they remain in SESE Sec 34. There also appear to be at least 2 water users from the original diversion who are now above the diversion and are likely diverting at pumps or different ditches not in conformance with their water rights. That is a separate mess, but we should not make it worse by permitting the Miller application at the old POD, which appears on the application.

The Miller application if approved should show the POD at the new WMP1 diversion in SWSE Sec 34.



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## Henman, Christina

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**From:** Yenter, Cindy  
**Sent:** Friday, June 12, 2020 11:12 AM  
**To:** Henman, Christina  
**Cc:** Cefalo, James  
**Subject:** Eric Miller 74-16233

Rick Sager and Mr. Miller have been talking with Marlene Gibson and Rick hopes to convince her to withdraw her protest. I have asked to go look at the POD because there is something goofy about the Wimpey 1 diversion. IDFG questioned the source and thought it should be waste water, but then IDFG did not protest. Still I think there's enough question there that I will go see for myself.

If you can hold off on PHC for now we'll let you know what transpires.

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