

## Storms, Scott

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**From:** Zach Latham <zach.latham@brockwayeng.com>  
**Sent:** Monday, November 18, 2019 3:37 PM  
**To:** Storms, Scott  
**Cc:** 'Erick Powell'; marcroftthrob@earthlink.net; watermanager@cableone.net  
**Subject:** RE: Water Appropriation Permit No. 37-8739; Condion Waiver

Scott,

Thanks for your email. We will be providing a letter to the Director from Mr. Bob Marcroft requesting a waiver of the condition on the permit along with the signed waiver from Mr. Lakey. We will copy you on our submittal to Mr. Spackman.

Thanks for your time.

Zach Latham

Hydrologist  
Brockway Engineering, P.L.L.C.  
2016 Washington Street North, Suite 4  
Twin Falls, ID 83301  
t. 208-736-8543  
c.208-721-2114  
f. 208-736-8506  
[zach.latham@brockwayeng.com](mailto:zach.latham@brockwayeng.com)

*All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.*

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**From:** Storms, Scott [mailto:Scott.Storms@idwr.idaho.gov]  
**Sent:** Monday, November 18, 2019 2:22 PM  
**To:** Zach Latham  
**Cc:** 'Erick Powell'; marcroftthrob@earthlink.net; watermanager@cableone.net  
**Subject:** RE: Water Appropriation Permit No. 37-8739; Condion Waiver

Zach,

I reviewed the submitted waiver from Watermaster Kevin Lakey, and although the Director will typically refer to the watermaster in these situations, the Director of the Department of Water Resources is the only one who has the authority to waive a measurement condition. As such, in order to officially obtain a waiver of this condition, the permit holder or a representative with written authority to sign for the permit holder, must submit a letter to the Director (Gary Spackman) requesting waiver of the condition. At this time, there is nothing on record appointing you, or anyone from Brockway Engineering, as an official representative in matters concerning this permit. The only representative who has been designated by Mr. Shoemaker at this time is Bob Marcroft. An official request, along with a copy of the waiver from the watermaster, needs to be addressed to the Director and signed by either Mr. Alvin Shoemaker or Mr. Bob Marcroft. If Mr. Shoemaker would like to submit written authorization for you to sign on permit matters, and you subsequently compose and submit the request, that would suffice as well.

Thanks again and let me know if you have any further questions.

Scott

Scott Storms  
Senior Water Resource Agent  
Idaho Department of Water Resources

## Storms, Scott

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**From:** Storms, Scott  
**Sent:** Monday, November 18, 2019 2:22 PM  
**To:** 'Zach Latham'  
**Cc:** 'Erick Powell'; marcrofthrob@earthlink.net; watermanager@cableone.net  
**Subject:** RE: Water Appropriation Permit No. 37-8739; Condion Waiver

Zach,

I reviewed the submitted waiver from Watermaster Kevin Lakey, and although the Director will typically refer to the watermaster in these situations, the Director of the Department of Water Resources is the only one who has the authority to waive a measurement condition. As such, in order to officially obtain a waiver of this condition, the permit holder or a representative with written authority to sign for the permit holder, must submit a letter to the Director (Gary Spackman) requesting waiver of the condition. At this time, there is nothing on record appointing you, or anyone from Brockway Engineering, as an official representative in matters concerning this permit. The only representative who has been designated by Mr. Shoemaker at this time is Bob Marcroft. An official request, along with a copy of the waiver from the watermaster, needs to be addressed to the Director and signed by either Mr. Alvin Shoemaker or Mr. Bob Marcroft. If Mr. Shoemaker would like to submit written authorization for you to sign on permit matters, and you subsequently compose and submit the request, that would suffice as well.

Thanks again and let me know if you have any further questions.

Scott

Scott Storms  
Senior Water Resource Agent  
Idaho Department of Water Resources  
208-287-4915  
Scott.Storms@idwr.idaho.gov

**From:** Zach Latham [mailto:zach.latham@brockwayeng.com]  
**Sent:** Monday, November 18, 2019 9:58 AM  
**To:** Storms, Scott <Scott.Storms@idwr.idaho.gov>  
**Cc:** 'Erick Powell' <erick.powell@brockwayeng.com>; marcrofthrob@earthlink.net; watermanager@cableone.net  
**Subject:** RE: Water Appropriation Permit No. 37-8739; Condion Waiver

Thank you Scott,  
We will be putting the beneficial use exam and waiver in the mail today.

Zach Latham

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**From:** Storms, Scott [<mailto:Scott.Storms@idwr.idaho.gov>]

**Sent:** Monday, November 18, 2019 9:56 AM

**To:** Zach Latham

**Cc:** 'Erick Powell'; [marcrofthrob@earthlink.net](mailto:marcrofthrob@earthlink.net); [watermanager@cableone.net](mailto:watermanager@cableone.net)

**Subject:** RE: Water Appropriation Permit No. 37-8739; Condon Waiver

Zach,

I have received your email and will review this information today. I should be back in touch over the next couple days.

Scott

Scott Storms

Senior Water Resource Agent

Idaho Department of Water Resources

208-287-4915

[Scott.Storms@idwr.idaho.gov](mailto:Scott.Storms@idwr.idaho.gov)

**From:** Zach Latham [<mailto:zach.latham@brockwayeng.com>]

**Sent:** Friday, November 15, 2019 2:45 PM

**To:** Storms, Scott <[Scott.Storms@idwr.idaho.gov](mailto:Scott.Storms@idwr.idaho.gov)>

**Cc:** 'Erick Powell' <[erick.powell@brockwayeng.com](mailto:erick.powell@brockwayeng.com)>; [marcrofthrob@earthlink.net](mailto:marcrofthrob@earthlink.net); [watermanager@cableone.net](mailto:watermanager@cableone.net)

**Subject:** Water Appropriation Permit No. 37-8739; Condon Waiver

Mr. Storms,

Attached is a condition waiver approval signed by Water District 37 Water Master Kevin Lakey that waives the need for measurement devices to be installed on the inlet and outlet of the irrigation storage facility associated with the permit. Brockway Engineering will be mailing you back the field exam previously submitted with the waiver included. This email is intended to demonstrate to the Department that we have met the timeline to avoid the voiding of permit 37-8739 as outlined in your attached October 22<sup>nd</sup> 2019 letter.

Please confirm receipt of this email. Thank you and please watch for our forthcoming beneficial use exam submittal.

Zach Latham

Hydrologist

Brockway Engineering, P.L.L.C.

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