



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 2, 2018

CAROL A CASEY
MERL CASEY
20 CASEY LN
GARDEN VALLEY ID 83622

RE: Application for Permit No. 65-23704

Dear Mr. and Mrs. Casey:

The Department of Water Resources (Department) held a prehearing conference on Friday, March 30, 2018 in the matter of the above-referenced application for permit. At the conference the applicant amended the application and the parties discussed potential conditions to resolve the protest.

Attached you will find a copy of the amended application, as well as a draft withdrawal form to consider. Please review the amended application, and the draft withdrawal form and, if it resolves your concerns and you wish to withdraw your protest, please sign and return the withdrawal form to the Western Regional Office at your earliest convenience.

Additionally, The Department asks you to confirm your availability for a status conference on April 27, 2018 at 10 am to be held at the Western Regional Office – Note that the status conference would likely be unnecessary if the protest is withdrawn before that date. Please call or write if you are unavailable for a conference on that date.

If you have any questions or concerns please feel free to contact me and I'd be happy to address them.

Thanks and regards,

Nick Miller
Manager, IDWR
Western Region

Cc: GEROLD DENNETT, GREG SIMIONE 284 VILLAGE CIRCLE, GARDEN VALLEY ID 83622

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WITHDRAWAL OF PROTEST

Application for ☐ Transfer ☒ Permit ☐ Amendment of Permit No. 65-23704

In the Name of Gerold Dennett and Greg Simione
Applicant

Name of Protestant: Merl Casey & Carol Casey

Represented by: N/A

I hereby withdraw my protest to the above referenced matter. All of my issues of protest have been addressed and/or resolved.

☐ My withdrawal is not conditional.

Or

☒ My withdrawal is conditioned on the following:

a. The point of diversion in 10N 4E S22 NENE is to be located downstream from the point of diversion for
Water Right 65-10861.

b. The right holder shall contact the watermaster by June 15 each year for authorization to continue
diverting and using water. The right holder shall not divert water after June 15 each year unless the
watermaster authorizes continued diversion and use of water under this water right. When the
watermaster informs the right holder that water is not available to fill this right, the right holder shall cease
diversion, shall rent water from the Payette River Rental Pool, or shall otherwise mitigate for the depletion
of water caused by this water use. The department may amend the contact date listed in this
administrative provision to more closely coincide with the date when water is not available to fill this water
right.

Signature of Protestant or Representative _____ Title _____ Date _____