



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 20, 2017

SUN VALLEY CO A WYOMING CORP
PO BOX 10
SUN VALLEY ID 83353

RE: Amendment of Permit Water Right 37-8798

Dear Permit Holders:

On January 19, 2017, I sent the following letter with the incorrect permit number in the heading of the letter, along with the amendment of permit form. The amendment of permit is required on water right permit 37-8798

The Department of Water Resources is reviewing the permit referenced above prior to issuing water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before license can be issued, your permit must be amended to depict your water use as it was actually developed.

The field examiner discovered that the place of use for this permit was in the Lot 10 (NENW) and Lot 4 (NWNW) of Section 14 in Township 4 North, Range 17 East. The permit only requested a place of use in Lot 10 (NENW) of Section 14. If the permit is not amended to show the actual place of use, you will not have a water right for the portion of the place of use in Lot 4 (NWNW) of Section 14.

During the review of the license, we were not able to determine if condition No. 6 of the permit had been met. The condition states the following:

Water used under this right when discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.

Our office could find no documentation that proper permitting had been attained to re-inject the water diverted back into Warm Springs Creek. Please provide documentation that you have complied with and/or been waived from the necessary permitting requirements to inject water into Warm Springs Creek. Once we receive this documentation, we can continue with the licensing process, and will remove this condition from the proposed license.

The enclosed Application for Amendment form depicts the elements of the water right as it will appear on the license when issued. Once we receive confirmation that condition No. nine (9) on the amendment has been complied with, it will not be carried forward to licensing. Please review the amendment form carefully. If you concur with the information presented, please sign and return the form with the \$100.00 filing fee within 14 days or by February 2, 2017.

Please don't hesitate to contact me if you have any questions, or need a better explanation of the information included in this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel A. Nelson", with a stylized flourish at the end.

Daniel A. Nelson
Analyst 3
Water Right Section
Idaho Department of Water Resources
Telephone # (208) 287-4856
Email – dan.nelson@idwr.idaho.gov

Enclosure(s): Application for Amendment

cc: MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD
ATTN SCOTT CAMPBELL
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BOISE ID 83701-0829