

MEMO

FROM: Allen Merritt

DATE: October 7, 2015

TO: Permit file 37-22459

SUBJECT: Proof and FE for licensing of permit

On 10/2 I met with Chuck Brockway Sr. to discuss filing proof and what is expected in conducting the field exam for the permit. The permit has numerous ponds and P/D and according to imagery they have not been constructed exactly as permitted.

Brockway's may be involved in completing the FE but the permit holder may have IDWR do the exam since the fee is only \$600. Who does the FE has not been determined.

I reviewed the permit and conditions, particularly #12 that requires that a plan be developed describing the pond usage and development of a monitoring plan with the watermaster. I contacted the watermaster and he indicates he measures some of the major diversions but not any of the intermediate diversions internal to the project. He indicated he only wanted measurements on the water entering and leaving the project and an understanding how the water was flowing thru the system. He indicated that a plan has not been formalized. In discussing this matter with Brockway I told him that it would be reasonable to require as-built plans and development of a written monitoring plan developed with the watermaster for inclusion when filing proof regardless of who does the FE. Also as part of the stipulated agreement with the protestant's #5 it should be noted it requires Brockway to provide a narrative on the use of the ponds. This also should be submitted as part of the filing of proof.

Since there is likely quite a bit of documentation yet to be developed which should be a burden of the permit holder we discussed that they might consider filing an extension of time to submit proof.