



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 • Web Site: www.idwr.idaho.gov

November 3, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

RONALD PETERSON
PO BOX 23
IRWIN ID 83428

RE: Permit 23-7180

Dear Water Right Holder:

The Department of Water Resources (IDWR) is in the process of reviewing the above-mentioned permit for licensure. As part of the review, IDWR confirms that each condition of approval has been met during the development period. In the case of permit 23-7180, it is not apparent how conditions of approval #6 and #10 have been satisfied. Conditions #6 and #10 state:

#6: Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the department (IDWR), in a manner that will provide the watermaster suitable control of the diversion.

#10: By March 1 each year the right holder shall obtain the expressed written certification of the Water District No. 01 watermaster that the right holder has rented and assigned stored water for release by the watermaster into the Snake River or a tributary to mitigate for depletion of river flow resulting from diversion of Palisades Creek under this right. The amount of stored water required for mitigation shall be determined by the department (IDWR) based on the anticipated consumptive use for the year. Diversion and use of water without the written certification of the watermaster shall be a violation of Section 42-351, Idaho Code.

At this time IDWR is giving you the opportunity to provide information that clarifies how the two conditions were met.

Please submit the requested information within 30 days. Pursuant to Section 42-219(6), Idaho Code, if the conditions of approval on a permit are not complied with, we may issue an order voiding the permit.

Please contact me at (208) 287-4944 if you have any questions regarding this matter.

Sincerely,

Cherie Palmer, Sr. Water Resource Agent
Water Allocation Bureau