



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

April 22, 2014

RICK HOLDEN
1350 S 36TH W
MOUNTAIN HOME ID 85647

Hand Delivered TO
BRAD BOWEN

4-23-2014

[Signature]

Notice of Intent to Void Permit

RE: Water Appropriation Permit No. 61-7751

Dear Mr. Holden:

The Department of Water Resources (IDWR) is reviewing the above referenced permit so we can issue a license for the uses developed. On April 14, 2014, Chad Hersley and I visited your property to verify the water use developed under permit 61-7751. During this visit, I noticed that you have not complied with the following conditions of approval of the permit:

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

And

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

During the visit we discovered that there was no measurement device, and that the well was not a minimum of 12 inches above grade. You must resolve these issues before a license can be issued. Pursuant to Idaho Code § 42-219(8), if the conditions of approval on a permit are not complied with, IDWR may issue an order voiding the permit or issue a license for only that portion of the authorized use developed in accordance with the permit.

You have two options to resolve this problem. You can submit documentation showing that you have complied with this condition or you can request removal of this requirement from your permit. If you request a waiver of the requirement, IDWR will consider your request and notify you of the decision in writing.

If you believe a water right license should be issued to you, please supply information to demonstrate that you have installed the required measurement device and the well is 12 inches above grade, in accordance with 61-7751. If I do not receive the requested information from you within fourteen (30) days, I will take action to void your permit under the provision of Section 42-219(8) of the Idaho Code. If you are no longer interested in your permit, you can shorten the voiding process by signing and returning the enclosed relinquishment form. If you have any questions, please contact me.

If you have any questions in regard to this matter, please do not hesitate to contact me.

Sincerely,

Daniel A. Nelson
Staff Hydrologist
Idaho Department of Water Resources
Telephone # (208) 287-4856
Fax (208) 287-6700 (C/O Dan Nelson)
Email dan.nelson@idwr.idaho.gov

Cc Brad Bowen – Power of Attorney