



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 25, 2013

Al & Martha Worman
6884 W Warren Spur RD
Melba ID 83641

**RE: 03/15/13 & 04/03/13 Worman Inquire/Request Letters
Tlucek Water Right 63-32184 Transfer**

Dear Mr. & Mrs. Worman:

Thank you for your letter response to my March 20, 2013 letter. Your references to the Idaho Water Statutes in Chapter 7 are more related to water regulation in a water or measurement district designation. Currently, the ground water in your location is not regulated by an entity such as a measurement/water district or management area designation by the statutes.

The preliminary order approving the transfer, transfer approval, or water right documents do not contain conditions that Mr. Tlucek is required to submit flow and volume records to the Department. Unless stated by an order, decree, or statutory designation (district, management area) the Department cannot require submittal of measurement records randomly from a ground water right/individual.

There is scheduled a pre-hearing conference on the contested application no. 63-33639 on June 27th, see attached. You are certainly welcomed to have a discussion with me regarding this matter after the conference. However, I want to emphasize this matter will not be a part of the contested application or conference.

Should you have questions please contact me at the Western Regional Office, phone 208-334-2190.

Sincerely,

John Westra, Manager
Western Region

Cc: D Lawrence.