



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 20, 2012

CE Brockway
Brockway Engineering
2016 N Washington St
Suite 4
Twin Falls, ID 83301

RE: Amended Applications for Julia and Jude Damasco

Dear Mr. Brockway:

Please find enclosed an amended application for permit and amended transfer application in the name of Julia and Jude Damasco that were filed with our office yesterday. I have also enclosed Brockway Engineering check # 10576 for \$250.00 that was included with the applications. Review of the applications and notes from the January 24th, 2012 meeting between you and IDWR staff revealed a couple of items that need to be addressed. The applications are being returned so that these items can be addressed...

The amended application for permit was filled out on an amendment of permit form. An amended application for permit needs to be completed on a new application for permit form. There are several questions on the application for permit form that are unique to that form and process that need to be answered. Examination of the submitted amendment of permit form indicates that there was no flow rate identified for wildlife, recreation, and aesthetic use. I assume that you would want to include a flow rate of 0.74 cfs for these uses. As currently proposed, there is only a flow rate for diversion to storage, which would allow for filling of the pond from Indian Creek and no additional diversion rate from Indian Creek into the pond.

The amended transfer application should identify the proposed wildlife, recreation, and aesthetic uses as wildlife, recreation, and aesthetic storage uses with a volume indicated that would correspond to the annual evaporation from the pond. According to your narrative that accompanied the applications this volume would be 1.27 acre-feet per year.

During the January 24th meeting, it was indicated that there needs to be some sort of written comment regarding the proposal from the Hiawatha Canal Company. Examination of the applications and attachments that accompanied the applications indicates that written comment from the Hiawatha Canal Company was not included.

Page 2

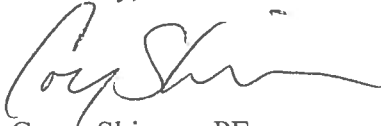
Damasco Amended Applications Letter

March 20, 2012

As you indicated IDWR receipt # S024432 indicates that \$200.00 was paid to IDWR in April of 2007 with \$100.00 being applied to each application. At the time of the original filings in 2007, the filling fee for the transfer application was \$100.00 (based on 0.05 cfs) and the fee for the application for permit was \$250.00 (based on 0.50 cfs). In June of 2007, Brockway Engineering paid an additional \$150.00 to cover the additional fee needed for the application for permit (Brockway engineering check # 7194 per IDWR receipt # S029520). It appears that the proposed amended applications do not result in any additional filing fees being required above and beyond what has already been paid. The proposed amended transfer application is still within the 0.0 – 0.20 cfs fee category and the proposed amended application for permit is still within the 0.21 – 1.00 cfs and/or 21 - 100 AF category. However, both of the amended applications will have to be readvertised and 42-221, IDAHO CODE, indicates that there is a \$50.00 readvertising fee per application. Therefore, it appears that you need to pay an additional \$100.00 rather than the \$250.00 that was included with the amended applications.

If you have any questions, or if I can be of any further assistance, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read 'Corey Skinner', written over a horizontal line.

Corey Skinner, PE
Water Resource Engineer

Enclosures

cc: Julia and Jude Damasco – w/o enclosures