



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

02/02/2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

CITY OF TWIN FALLS
PO BOX 1907
TWIN FALLS ID 83303-1907

RE: Water Right Permit No. 47-08406 and **Notice of Intent to Void Permit 47-8410**

Dear Permit Holder(s):

The Department of Water Resources is reviewing permit 47-8406 prior to issuing a water right license. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit.

The examiner who verified your water use reported that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license for 47-8406 can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on the examiner's report for 47-8406, the following elements were developed differently than described on your permit:

 x **Point(s) of Diversion**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$100.00 filing fee within 14 days.

Secondly, it appears that permit 47-8410 provides no additional beneficial use above and beyond what rights 47-8389A and 47-8406 provide. If you have not developed a beneficial use of water within the development period authorized by permit 47-8410, no license can be issued and your permit can be relinquished.

If you believe a water right license should be issued to you, please supply information to demonstrate that you established a beneficial use of water by April 22, 2002 in accordance with the permit. If I do not receive the requested information from you within thirty days, I will take action to void permit 47-8410 under the provision of Section 42-219(6) of the Idaho Code. If you agree that no beneficial use of water occurred under permit 47-8410, I would appreciate it if you assisted me to shorten the voiding process. Please complete the enclosed relinquishment form and return it to the Department.

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If you have any questions, you may reach me at (208) 287-4944.

Sincerely,

A handwritten signature in cursive script that reads "Cherie Palmer".

Cherie Palmer, Sr. Water Resource Agent
Water Allocation Bureau

Enclosure(s)

cc: JACQUELINE WAKEFIELD
JOHN A. ROSHOLT
TOM MC CAULEY
FRITZ WONDERLICH
JEFFFREY WARR
CHARLES E BROCKWAY