



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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January 12, 2012

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

TONY CESARIO  
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PO BOX 159  
RIGGINS, ID 83549-0159

### PROOF ACKNOWLEDGEMENT LETTER

**RE: Permit No. 78-12361**

Dear Permit Holder(s):

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. During my review of your proof and water right permit, I found that condition no. 9 of this permit may not have been complied with.

Condition no. 9 of this permit states:

"Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game for the point of diversion under this right. The right holder shall comply with those same requirements for a submerged outlet for return flows to Hat Creek."

If this condition has not been met, I recommend this condition be complied with immediately and prior to the field examination. Enclosed is a copy of this permit for your information. Because screen size and approach velocities may vary with site specific issues and different fish species and life stages of those species, please contact the appropriate regional office of Idaho Department of Fish and Game to answer your questions regarding these parameters.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Please be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

If you have any questions concerning the field examination, please contact the Western Regional Office of the department in Boise, Idaho 208-334-2190.

Sincerely,

Darla Block  
Technical Records Specialist

Enclosure(s)