

MEMORANDUM

Date: October 27, 2011
To: Water Right File 29-13155 and 29-13784
From: medl
Re: measure device waiver and watermaster comment

The department has received a written request from Joyce Terry and Raida Jensen to remove the measuring device requirement from permit 29-13784. 29-13784 is for domestic use in a small RV campground but that permit does not have a measuring device requirement.

I understand that Ms Terry and Ms Jensen are daughters of DeVere Tovey and co executors of his estate. Both sisters have been working with Eastern Region personnel to resolve issues with the family s water rights.

There are two permits 29-13155 and 29-13784, which share the same diversion and distribution system on the Tovey family property in Harkness Canyon. The sisters and the watermaster all seem confused about the uses authorized by each permit.

Permit 29-13155 (for power use) needed a written request for waiver of the measuring device requirement and comment from the watermaster. The department has received a completed Recommendation of Watermaster form from the watermaster in Basin 29. The recommendation is designated for permit 29-13155 (for power use). However, the comment from the watermaster is more relevant to water right 29-13784 (for domestic/irrigation use).

I believe that the Tovey daughters, Terry and Jensen, inadvertently swapped the permit numbers in their request for a waiver. I will act on the request as if it had listed the correct permit.

And I will see that a copy of the watermaster s recommendation form for 29-13155 is placed in file of permit 29-13784.

State of Idaho
Department of Water Resources
Transfer of Water Right(s)

RECOMMENDATION OF WATERMASTER

Permit Number 29-13155

The Permit holder has requested condition 01J "Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works." be waived.

Watermaster's Recommendation:

a) ☐ I do not oppose this condition being waived.

b) ☒ I do not oppose this condition being waived if the permit is conditioned as follows:

c) ☐ I oppose this condition being waived for the following reasons:

d) ☒ Additional Comment:

*I worry about water for irrigation
of grass at Camp Crocker I have water users
Dated this 29 day of Aug, 2008 below*

Water District No: 29

Steven Heldon
Watermaster's Signature

RECEIVED

SEP 02 2008

Department of Water Resources
Eastern Region

SCANNED

SEP 02 2008