

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF A REQUEST TO WAIVE)	PRELIMINARY ORDER
A LOCKABLE DEVICE CONDITION OF)	WAIVING PERMIT CONDITION
APPROVAL FOR PERMIT NO. 65-22995)	
IN THE NAME OF AMY E. ENGLISH)	
_____)	

This matter having come before the Department of Water Resources (Department) as a request to remove a lockable device requirement, the Department finds, concludes, and orders:

FINDINGS OF FACT

1. The Department of Water Resources ("Department") issued the above captioned water right permit with a condition of approval requiring the permit holder to install a lockable device controlling works as part of the diverting works; and

2. On April 25, 2011, the Department received a letter from the Watermaster of Water District No. 65 that states, "I have determined that I would indeed agree to a waiver of condition no. 6 which requires installation of a suitable locking device, as the condition is not appropriate for a diversion of this particular nature," and

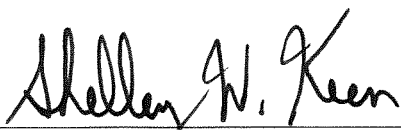
CONCLUSIONS OF LAW

A lockable device is not presently needed for administration of the permit.

ORDER

IT IS HEREBY ORDERED that the condition of approval requiring the right holder to install a lockable device for the above captioned permit is **WAIVED**. The department retains jurisdiction to reinstate the condition in the future upon a finding of need by the department.

Dated this 28th day of April, 2011.



Shelley W Keen, Manager
Water Rights Section

ORDER WAIVING PERMIT CONDITION