



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

December 28, 2010

BETTY L DERBONNE-MOOERS
JACK D MOOERS
PO BOX 70
OLA ID 83657-0070

RE: Water Right Permit Nos. 65-13598, 65-16599, and 65-13677

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permits referenced above prior to issuing water right licenses. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. Certain elements of the permits have been developed differently than described on your permits. Changes that do not increase the authorized use of water under the permits can be requested and approved in accordance with Section 42-211, Idaho Code. Before licenses can be issued, your permits must be amended to depict your water use as it was actually developed.

Based on the field examination findings, the following elements were developed differently than described on your permits:

☒ **Points of Diversion (65-13598 and 65-13677 were developed in a different legal description than permitted)**

☒ **Place(s) of Use (65-13598, 65-13599, and 65-13677 were developed in a different legal description than permitted)**

☒ **Other (65-13677 was found to have a "Diversion to Storage" component and no irrigation use was found. The permitted "Irrigation" use will be converted to "Diversion to Storage" to cover the diversion from the spring to the pond)**

On 11/1/2005, the Department received an Application for Amendment for permit 65-13598. However, the statutory fee of \$50 was never received by the Department. By signing and returning the new enclosed Application for Amendment form, the Department will assume that you agree with our findings and wish to withdrawal the amendment form that you had originally signed.

The enclosed Application for Amendment forms depict the elements of the water rights as they will appear on the licenses when issued. Please review the amendment forms carefully. If you concur with the information presented, please sign the forms and return them with the \$150.00 filing fee (\$50.00 each) within 14 days.

If you have any questions, please call me at 208/287-4944.

Sincerely,



Cherie Padilla, Sr. Water Resource Agent
Water Allocation Bureau

Enclosure(s)

C: Deborah Nelson w/ encl.
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