



STATE OF IDAHO
WATER DISTRICT 130
C/O IDAHO DEPARTMENT OF WATER RESOURCES
1341 FILLMORE ST, STE 200
TWIN FALLS, ID 83301-3380
TELEPHONE NUMBER (208) 736-3033
FACSIMILE NUMBER (208) 736-3037

IDWR INTERIM DIRECTOR
GARY SPACKMAN

WATERMASTER
CINDY YENTER
Cindy.Yenter@idwr.idaho.gov

October 19, 2010

JAMES MECHAM
PO BOX 3119
TWIN FALLS ID 83303-3119

RE: Stoddard Springs Water Right 37-7861, Limiting Conditions of Approval

Dear Mr. Mecham:

I have discussed this situation again with Ms. Edl, who in turn spoke with Mr. Shelley Keen. IDWR cannot re-open this license for additional review without a compelling reason. There is a 14-day window after licensing when IDWR will accept petitions for reconsideration of licensing decisions. The amended final license for 37-7861 was issued on December 8, 2009. Mr. Keen indicates that if you are not satisfied with the license at this time, you will need to put your complaints in writing and forward them to IDWR for consideration.

As Ms. Edl was preparing this license, she was obligated to determine the extent of beneficial use under the right as of the date of proof filing in 1987. The 1987 field examination report shows that the examiner measured 0.74 cfs at your Stoddard Springs weir. Statements on the application for permit indicate that the intent of the filing was to "simply add uses" to the existing decreed amount of 0.714 cfs under right nos. 37-1244 and 37-4389. Consequently, Ms. Edl reached a conclusion that 37-7861 did not authorize an additional or additive diversion rate, and that additional water was not in fact developed.

I had also noted that the address shown on your water right improperly displays a physical address where you do not receive mail. Although this may have contributed to delays or interruptions in your mail delivery, IDWR can only change an official contact address when instructed by a water right holder. Any changes in water right addresses must be requested in writing. Enclosed is a change in address form. Please complete and return to one of our offices for processing.

If you still would like to make complaint to IDWR in regard to 37-7861, please return correspondence to one of our offices. If you would like to bring a letter to this office I will make sure it gets routed to the correct party.

Regards,

Cindy Yenter

cc: Michele Edl
Shelley Keen