



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

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

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July 22, 2010

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

DR CHARLES E BROCKWAY  
BROCKWAY ENGINEERING PLLC  
2016 N WASHINGTON ST SUITE 4  
TWIN FALLS ID 83301

RE: Request to conduct a field examination for Permit 37-8739

Dear Dr. Brockway:

The Department of Water Resources (IDWR) received your request to conduct an examination to verify the beneficial use established in connection with Permit 37-8739. IDWR received an examination fee in connection with the proof of beneficial use for Permit 37-8739, and IDWR intends to conduct the field examination when personnel and resources are available. However, if you can conduct a field examination sooner than IDWR can, IDWR will welcome the assistance.

By copy of this letter I am notifying Allen Merritt in IDWR's Southern Regional Office that you intend to conduct the examination. If you do not conduct the field examination for any reason, please notify me or Allen Merritt right away.

When you conduct the examination, please be sure to address the measuring device requirements in conditions 4 and 8 of the permit. Condition 8 is typical for on-stream reservoirs, while condition 4 is typical for off-stream diversions. The application and permit describe an on-stream reservoir, so it is not clear to me that condition 4 is appropriate for this appropriation.

If you have any questions, please call me at 208-287-4947, or email me at [shelley.keen@idwr.idaho.gov](mailto:shelley.keen@idwr.idaho.gov).

Sincerely,

Shelley W. Keen, Manager  
Water Rights Section

Cc: Allen Merritt  
Alvin V. Shoemaker