



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 18, 2010

PETE L NELSON
SHILEY L NELSON
PO BOX 563
CHALLIS, ID 83226

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 72-16695

Dear Permit Holder(s):

The department acknowledges receipt of the proof of beneficial use form and a \$100.00 license examination fee submitted for the above referenced permit. Based on the maximum diversion rate of 0.12 cfs allowed under this permit, the license examination fee for this water right is \$50.00. Therefore, I will initiate the process to refund the extra \$50.00 you submitted. You should receive a State of Idaho check for \$50.00 within seven (7) to ten (10) business days under separate cover for the fee you paid.

During my review of your proof and water right permit, I found two conditions of this permit that may not have been complied with. Enclosed is a copy of this permit for your information.

Condition no. 4 of this permit which states:

"Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide the watermaster suitable control of the diversion."

Condition no. 5 of this permit which states:

"As part of the diversion works, the right holder shall install a straight length of conduit that will accommodate a device for measuring the entire flow of water being diverted in connection with this right. The straight length of conduit shall be at least ten times the diameter of the conduit and shall be above ground or otherwise easily accessible."

I recommend that these conditions be complied with immediately and prior to the field examination. If you feel the lockable device requirement is unnecessary, you must contact the watermaster about his need for this requirement. If he agrees that the lockable device requirement is unnecessary, request that he/she provide the Department with written agreement that the requirement can be waived at this time. Upon receipt of your request and his acknowledgement the Department will issue an order waiving the requirement at this time.

The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water. Therefore, you may wish to install the straight length conduit to accommodate a device for measuring the entire flow of water being diverted, before the department conducts the field examination to avoid any problems in licensing your permit.

Be advised that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov

If you have any questions regarding the permit conditions, please call me at (208)287-4945. If you have any questions concerning the field examination, please contact the Eastern Regional Office of the department in Idaho Falls at (208) 525-7161

Sincerely,

A handwritten signature in black ink that reads "Darla Block". The signature is written in a cursive, flowing style with a large initial "D".

Darla Block
Technical Records Specialist

Enclosures