



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 9, 2002

CHARLES L. HONSINGER
ATTORNEY AT LAW
PO BOX 2773
BOISE ID 83701

Re: Notice of Violation Issued to Meadow Creek Homeowners' Association

Dear Mr. Honsinger:

This letter documents actions taken by Meadow Creek Homeowners' Association after the Notice of Violation issued July 11, 2002.

Following service of the Notice of Violation, you sent me a letter on behalf of Meadow Creek Homeowners' Association. The letter, dated July 23, 2002, stated that Meadow Creek Homeowners' Association intended to cooperate with the Idaho Department of Water Resources (IDWR). The letter also stated that the association intended to rent 10-acre feet of storage water for the 2002 irrigation season. In addition, the letter stated that the association "intends to amend its application for permit no. 63-11791 to include a suitable permanent mitigation plan, and allow for the processing of the application."

On August 1, 2002 you faxed me a copy of an executed water bank lease agreement that leased 10 acre feet of storage water from the Boise River Rental Pool. By renting the storage water, the obligations of the association for the 2002 irrigation season were satisfied.

During the first week of November you and I discussed by telephone possible plans of mitigation that would support the processing of application to appropriate water no. 63-11791. You again expressed the desires of the association to fully comply with the law. I appreciate your forthrightness.

As the year 2003 approaches, I remind you that the association must either have a water right permit approved or the association will again need to rent 10 acre-feet of storage water from the Boise River Rental Pool. Because of the specter of another low water year, I would suggest that the application to rent water be filed with Lee Sisco early in the year 2003.

Keep me apprised of further developments.

Sincerely,



Gary Spackman

GS/st

CC: Karl Dreher
Norm Young