



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

February 18, 2010

PATRICK KIRK MACAW
3110 TETON ST
BOISE, ID 83705

PROOF ACKNOWLEDGEMENT LETTER

RE: Permit No. 65-22940

Dear Permit Holder(s):

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. 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.

During my review of your proof and water right permit, I found that condition no. 5 of this permit states:

"Prior to diversion of water under this right, the right holder shall install and maintain a measuring device **and lockable controlling works** of a type acceptable to the Department as part of the diverting works."

I recommend that the lockable controlling works part of this condition be complied with immediately and prior to the field examination. Enclosed is a copy of this permit for your information. If you feel this requirement is unnecessary you may request in writing to the Department that the requirement be waived. Additionally, you must contact the watermaster about his need for this requirement. If he agrees that the lockable controlling works 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.

Please 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.

If you have any questions concerning the field examination, please contact the Western Regional Office of the department in Boise, Idaho (208) 334-2190.

Sincerely,

Darla Block
Technical Records Specialist

Enclosures