



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

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C.L. "BUTCH" OTTER, Governor
GARY SPACKMAN, Interim Director

January 5, 2010

MARIA MINICUCCI
BOISE PARKS & RECREATION
1104 ROYAL BLVD
BOISE ID 83706-2840

Re: Application for Transfer No. 69327, Water Right No. 63-9276

Dear Ms. Minicucci:

The above referenced application proposes to change a municipal water right from the low temperature geothermal Gamble Well to a shallower cold water well at the Warm Springs Golf Course (WSGC). As you know, the application has been thoroughly discussed between our agencies for some time. The Idaho Department of Water Resources (IDWR) provided its most recent thoughts in this regard in a May 15, 2009 letter to Director Hall.

That letter focused on mitigation as a basis for the application to move forward. For example, a sufficient reduction in irrigation under water rights held by the Boise City Canal Company might be proposed to compensate for increased pumping from the WSGC Well. An approvable mitigation plan for this application has not been received yet.

The purpose of my letter is to inquire about your agency's intentions for this application. Based on Idaho law and IDWR policies, the application should be rejected if it cannot be approved at this time. Alternately, an applicant can seek more time in which to provide any necessary information in support of an application. Please let me know within the next thirty (30) days how you intend to proceed. This can include submitting an approvable mitigation plan or seeking more time in which to prepare a plan. IDWR should reject the application if a timely written reply is not provided. A rejected application may be re-filed when adequate information can be provided.

IDWR made previous offers to conduct a conference to help clarify this situation. That offer remains open if that would be helpful. Thank you for your attention to this matter, and please do not hesitate to contact me if you need more information about mitigation or anything else.

Sincerely,

Steve Lester
Water Rights Supervisor

Cc: Jeff Peppersack, Interim Water Management Administrator