

MEMORANDUM

DATE: September 2, 2009

TO: Water Right File 77-14317

FROM: Shelley W. Keen *SWK*

RE: Approval conditions for the permit

IDWR inadvertently issued Permit 77-14317 without conditions necessary to comply with the 2004 stipulation for the administration of water rights tributary to the federal wild and scenic rivers. The preliminary order issuing the permit became final on August 27. Under Rule 760 of IDWR's Rules of Procedure, the director may modify a final order at any time before the deadline to appeal the order to district court. The deadline for this order to be appealed to district court is September 24. To comply with the stipulated agreement, the director could reissue the permit with the required conditions, which are 195, 196, and 197.