



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

August 10, 2009

CITY OF DRIGGS
PO BOX 48
DRIGGS ID 83422

RE: Water Right Permit No. 22-07790

Dear Permit Holder(s):

I am concluding my licensing review for the right above and I have found that I need to make a correction. To avoid processing a transfer, the department sometimes allows confirmation through the licensing process of points-of-diversion that were constructed and put to use after proof of beneficial use was submitted. I had hoped to be able to add points-of-diversion representing the five wells that were recognized as part of the City of Driggs supply system in 2008, even though only four wells were drilled and connected to the system when proof of beneficial use was submitted. I drafted a licensing amendment to that effect, and sent it to you for signature earlier this year. You returned the signed amendment and the appropriate fee within the required 14-day time period.

However, since that time, the Department has determined that it is not appropriate to recognize more than four points-of-diversion for this right. Documents submitted by Rocky Mountain Environmental on behalf of the City of Driggs indicate that the city will need to add several more points-of-diversion to its package of water rights so confirming a fifth well/point-of-diversion with this licensure would not relieve the City of Driggs of a transfer. As a consequence, I have had to revise the proposed amendment to your permit.

By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. As the examiner who verified your water use, I found that certain elements of the permit have been developed differently than described on your permit. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

Based on my review, the following elements were developed differently than described on your permit:

☒ **Point(s) of Diversion**

☐ **Place(s) of Use**

☐ **Other**

The enclosed Application for Amendment form depicts the elements of the water right as they will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it within 14 days. There is no fee for this revised amendment as the required fee was received on February 11, 2009. However, a signature is required before the Department can complete the licensing of this right.

Because the revised amendment form is intended to replace the prior one, the prior amendment will be considered withdrawn if/when you sign and return the revised version.

If you have any questions, please call me at 208-287-4946.

Sincerely,



Michele Edl
Associate Engineer

Enclosure(s)

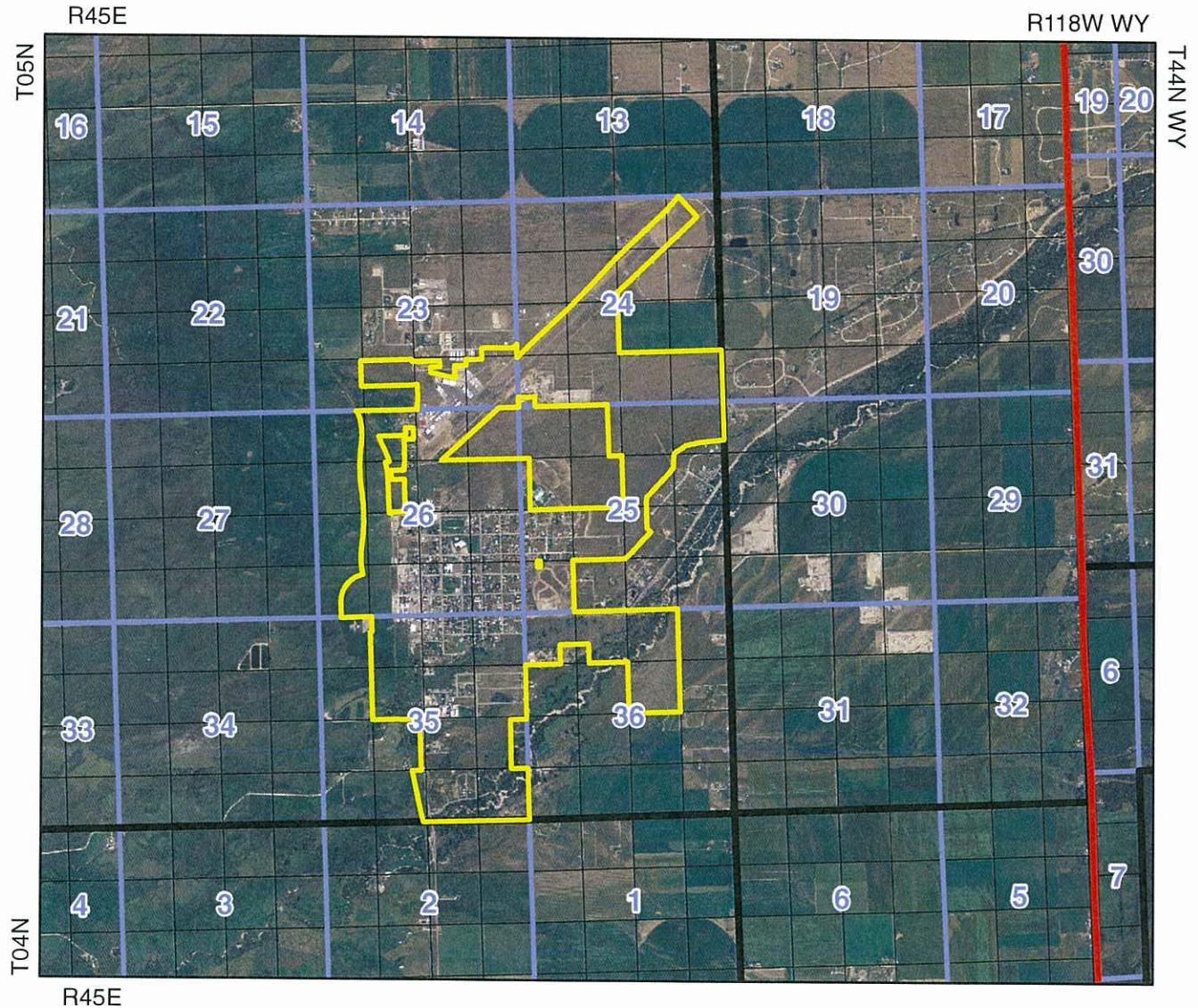
cc: ROCKY MOUNTAIN ENVIRONMENTAL ASSOCIATES

State of Idaho
Department of Water Resources
Water Right License

22-7790

Water Service Area Boundary for City Of Driggs

August 10, 2009



Legend

-  Water Service Area Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.5 1 2 Miles

