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Hydraulics

Hydrology

Water Resources

RECEIVED

MAR 06 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

March 5, 2009

Mr. Allen Merritt
1341 Fillmore St.
Suite 200
Twin Falls, ID 83301

Re: New Water Right Permit Application in Basin 71- Upper Salmon River.

Dear Mr. Merritt,

Brockway Engineering was asked to file a permit application with the Idaho Department of Water Resources (IDWR) to appropriate 0.7 cubic feet per second (cfs) of water for a non-consumptive aesthetic beneficial use from the Salmon River for use in a 0.5 acre flow through pond on Thomas and Elizabeth Tierney's property in T.07N R.14E Section 10 in Custer County, south of Obsidian, Idaho. Water is proposed to be diverted from the Salmon River, flow through a lined ditch and into a pond, and return to the Salmon River through a lined, abandoned river channel.

We are aware that additional information is required by IDWR to process all water appropriation applications within the Salmon River basin. Attached is the additional information narrative with all pertinent information. Also attached are the new permit application for the pond, and a water right transfer application that converts 1.66 acres of licensed irrigated area, to an aesthetic use for the pond. 0.51 of those acres will need to be permanently dried up to account for additional open water surface evaporation from the return channel that is to be constructed outside of ground currently irrigated. The Tierneys have agreed to "dry up" or cease irrigation on 0.51 acres of ground within water right 71-6971's licensed place of use.

We have also included a limited power of attorney (LPA) document so that changes may be made during the application processing period with the Tierney's consent, and a check from Brockway Engineering for the amount of \$350.00 for the transfer and permit application fees. If you have any questions or comments, please don't hesitate to give me a call.

Regards,

Zach Latham, M.S. Hydrologist.

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Enclosures

cc: Ed Lawson
Thomas and Elizabeth Tierney
Del Oveson