

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF CHANGING THE	)	ORDER MODIFYING
MEASURING DEVICE CONDITIONS OF	)	PERMIT CONDITION
APPROVAL FOR PERMIT NOS. 67-14379 &	)	
67-14380 IN THE NAMES OF LESLIE G DAVIS	)	
AND KATHLEEN A DAVIS	)	
_____	)	

The Department of Water Resources ("Department") has issued the above captioned water right permits with a condition of approval requiring the permit holder to install and maintain a measuring device and lockable controlling works as part of the diverting works; and

On May 04, 2009, the permit holder filed a letter requesting the department waive the measuring device requirement of the permits. The permit holder provided a letter from the Watermaster of Water District No. 67-A, that confirmed that "There is so little amount of water being used it would be very hard to put a measuring device in place and be very accurate."

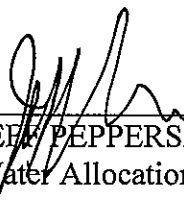
The department has determined that the measuring device is not presently needed to measure the water in question.

IT IS HEREBY ORDERED that the condition of approval requiring the right holder to install and maintain a measuring device and lockable controlling works for the above captioned permits is **MODIFIED** as follows:

A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

The department retains jurisdiction to reinstate the measuring device condition in the future upon a finding of need by the department.

Dated this 5th of June, 2009.



JEFF PEPPERSACK, Chief
Water Allocation Bureau

ORDER MODIFYING PERMIT CONDITION