

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF CHANGING THE	)	
MEASURING DEVICE CONDITION OF	)	
APPROVAL FOR PERMIT NO. 65-22938	)	ORDER WAIVING
IN THE NAME OF WALTER BUECHLER	)	PERMIT CONDITION
_____	)	

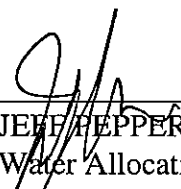
The Department of Water Resources ("Department") has issued the above captioned water right permit with a condition of approval requiring the permit holder to install and maintain a measuring device and lockable controlling works as part of the diverting works; and

On March 19, 2009, the permit holder filed a letter requesting the department waive the measuring device requirement of the permit. The permit holder provided a letter from the Watermaster of Water District No. 65-K, that confirmed that "I feel that we can remove #6 [permit condition], as long as they never remove water from the pond;" and

The department has determined that the measuring device and lockable controlling works 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 permit is **WAIVED**. The department retains jurisdiction to reinstate the condition in the future upon a finding of need by the department.

Dated this 24th of March, 2009.



JEFF PEPPERSACK, Chief
Water Allocation Bureau

ORDER WAIVING PERMIT CONDITION