

Keen, Shelley

From: Terry Scanlan [TScanlan@spfwater.com]
Sent: Friday, October 31, 2008 9:41 AM
To: Keen, Shelley
Subject: License Exam Question

Hi Shelley –

Thanks for the response regarding fire protection storage earlier this week.

I have another question today. I conducted a license exam yesterday for permit 02-10343. Source of supply listed on the permit is Snake River. Two points of diversion are shown on the permit -- one at the Snake River and the other on a drain ditch a few hundred feet before the drain discharges in the river. The permit holder can pump water directly from the Snake River or divert by gravity from the drain. The gravity diversion from the drain requires that the drain be checked up to approximately 7 feet above river level. As a result, the drain diversion is not technically Snake River water, but rather drain water (primarily groundwater, but it could also be irrigation runoff) that is intercepted before it reaches the Snake River.

The permit holder owns both sides of the drain at the POD and the land along both sides of the drain to the discharge into the Snake River. The drain originates within the property. There are no water rights (that I could find) from the drain and certainly no diversions from the drain between the river and the diversion into the pond.

My initial impression was that the permit holder needs another application, listing unnamed stream in Basin 57 as a source of supply for the same uses as described in permit 02-10343. However, in discussing this issue here in the office there are other opinions that unnamed stream source can be included under 02-10343.

The source issue is the only question I found during the exam. All other components appear to be in accordance with the permit.

What do you think? Should I go just ahead and submit the exam with the information above, or does the permit holder need another application?

Terry M. Scanlan, P.E., P.G.
SPF Water Engineering, LLC
300 East Mallard Drive, Suite 350
Boise, ID 83706
208-383-4140 office
208-383-4156 fax

11/3/2008