



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

April 22, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

DOUGLAS MASTALER
3352 RIDGE DR
MC CALL ID 83638

PROOF ACKNOWLEDGEMENT LETTER

RE: PERMIT NO. 78-12138

Dear Mr. Mastaler:

The accompanying order is a "preliminary order" issued by the Department pursuant to §67-5243, *Idaho Code*. It can and will become a final order without further action of the Department unless a party petitions for reconsideration within fourteen (14) days after issuance as described in the enclosed information sheet.

The Department acknowledges receipt of the Proof of Beneficial form (proof), the license examination fee, and the request for waiver of the measuring device requirement for the above-referenced water right permit. The enclosed preliminary order reinstates the permit and advances the priority of the permit because the proof and the license examination fee were submitted after the proof deadline as provided in §42-218a(2), *Idaho Code*.

Secondly, the preliminary order grants the waiver/deferral of the measuring device requirement. However, it may be required at some point in the future that you install and maintain a staff gage as a means to measure the reservoir level on a constant basis.

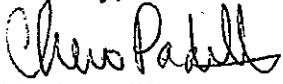
It is the Department's understanding that your pond sits "on stream" and water flows naturally into your pond filling it in the spring time. This is acceptable, but later in the year, as the run-off diminishes, the Department needs to make sure the pond is not re-filling to replenish evaporation and seepage losses when water is needed by downstream water users senior in priority.

The next step in the process of developing a water right is for the Department to conduct a field examination to determine and confirm the use being made of the water according to the conditions of the permit.

Be advised that §42-248, *Idaho Code*, requires you as the owner of a water right to maintain current ownership and address records on file with the Department. For your information, forms to file a change of ownership of a water right, or a change in the address of the water right owner are available from any Department office or from the Department's website: www.idwr.idaho.gov.

If you have any questions, about the field examination, please contact either the Western Regional Office or me at (208) 287-4944.

Sincerely,

A handwritten signature in cursive script, appearing to read "Cherie Padilla".

Cherie Padilla, Water Resource Agent
Water Allocation Bureau

Enclosures

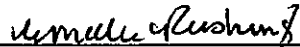
CERTIFICATE OF SERVICE

I hereby certify that on April 22, 2008 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER to the person listed below:

RE: PERMIT NO.

78-12138

**DOUGLAS MASTALER
3352 RIDGE DR
MC CALL ID 83638**

A handwritten signature in cursive script, appearing to read "Emalee Rushing", is written over a horizontal line.

**Emalee Rushing
Office Services Supervisor**