

Franklin, Keith

From: Richard Vilelli [villelli@coldreams.com]
Sent: Friday, February 22, 2008 1:45 PM
To: Franklin, Keith
Subject: FW: Vilelli Water application98-7859

Keith:

I will let you know as soon as I hear something.

Dick

From: Tim Wilson [mailto:twilson@twlawoffice.com]
Sent: Friday, February 22, 2008 12:57 PM
To: 'Richard Vilelli'
Subject: RE: Vilelli Water application98-7859

Dick,

This looks fine to me. The concern of my clients was that the flow be protected and I believe that this will accomplish that. I have yet to hear from any of the other protesters. I will have my office call today to try to get you an update of their position. Thanks.
Tim

From: Richard Vilelli [mailto:villelli@coldreams.com]
Sent: Friday, February 22, 2008 11:53 AM
To: tbwilson@twlawoffice.com
Subject: FW: Vilelli Water application98-7859

Tim:

This is what I received from Department of Water Resources. Is that ok with you and where do we stand on the other protesters?

Dick

From: Franklin, Keith [mailto:Keith.Franklin@idwr.idaho.gov]
Sent: Thursday, February 14, 2008 8:01 AM
To: Richard Vilelli
Subject: RE: Vilelli Water application98-7859

Mr. Vilelli,

IDWR has had a chance to review the stipulated agreements that were forwarded to us regarding water right application 98-7859. The stipulations made reference that the Department of Water Resources would place a minimum stream flow on Round Prairie Creek which would have precedence over application 98-7859. IDWR does not have the authority to designate minimum stream flows, only the Idaho Water Resources Board has such authority. However, IDWR can place a condition on a permit issued to 98-7859, that would require the curtailment of any diversion when the flow in Round Prairie Creek dropped below an agreed upon cfs, measured at a designated location. On August 8, 2007 Greg Taylor and myself measured the flow in Round Prairie Creek, at the large culvert just downstream of your diversion point and recorded a flow of 1.4 cfs.

2/22/2008

I think what you want is doable by conditioning the permit, rather than placing a minimum stream flow on the creek.

Let me know your thoughts.

Keith.

From: Richard Vilelli [mailto:vilelli@coldreams.com]
Sent: Monday, February 04, 2008 4:23 PM
To: Franklin, Keith
Subject: Vilelli Water application98-7859

Keith:

Attached are copies of the stipulated agreement and of the letter to Tim Wilson, the attorney who is representing most of the people.

Please note from the letter that he has not secured all of the protestors agreement and my acceptance is subject to your agreement to the two (2)CFS.

I do not know if he will be able to secure everyone's agreement and if not perhaps this will have to continue to a hearing, but I am in hopes that cooler heads will prevail.

Thanks for your help.

Sincerely,

Dick Vilelli