



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.

11/26/2007

ROBERT HARRIS
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405-0130

RE: Water Right Permit Nos. 21-07190 and 21-07133

Dear Mr. Harris:

The Department of Water Resources is reviewing the permits referenced above prior to issuing water right licenses. By issuing a license, the Department confirms the extent of development that has been established in compliance with the terms of the permit. The examiner, who verified the water use, reported that certain elements of the permits have been developed differently than described on the permits. Changes that do not increase the authorized use of water under the permit can be requested and approved in accordance with Section 42-211, Idaho Code. Before the licenses can be issued, the permits must be amended to depict the water use as it was actually developed.

Based on the examiner's report, the following elements were developed differently than described on the permits:

 X **Place(s) of Use**

The Department is aware that in this case, the place of use for both permits is owned by Mr. Frank L. Vandersloot and that assignment of the permits is not possible as Valley Bank no longer exists as business entity in the State of Idaho. However, the permits must be amended to accurately portray the established water use. Licenses can be issued in Mr. Vandersloot's name once the amendments are processed.

The enclosed Application for Amendment forms depict the elements of the water rights as they will appear on the licenses when they are issued. Please review the amendment forms carefully. If you concur with the information presented, please sign the forms and return them with the \$100.00 filing fee (\$50.00 each permit) within 14 days.

If you have any questions, please call me at 208-287-4946.

Sincerely,

Michele Edl
Associate Engineer

Enclosure(s)