



State of Idaho
DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September 6, 1999

USDA Forest Service
Attn: Steve Spencer
380 East Parkcenter
Suite 330
Boise, ID 83706

RE: New Application for Permit for Pomerelle Ski Area (45-07745)

Dear Steve:

Our office has received the Forest Service's recent application for permit to develop three small reservoirs at the Pomerelle Ski Area intended to store water for snow making. Our office has data entered the application and it has been numbered 45-07745. Please find enclosed a copy of a profile report showing the data entry for your review.

As you know Pomerelle Ski Area is in the Eastern Snake River Plain Moratorium Area. The moratorium prevents our office from processing this application unless it is non-consumptive or there is a mitigation plan provided to compensate or balance the consumptive use to the area. Since the application lacks sufficient supporting information to demonstrate that the application is non-consumptive and/or no mitigation plan is provided I request that you:

- Provide sufficient information to demonstrate that the application is non-consumptive; or
- Provide a mitigation plan to balance the consumptive use of the project for the area.

Please provide this information within 30 days of the date of this letter. I will hold processing of this application until the requested information is provided.

Since the application involves portions of the same diversion works and may involve similar issues as protested transfer No.5194 involving right 45-04114, by copy of this letter I will inform the parties to that contested case of this new filing.

If you have any questions, please feel free to contact this office.

Sincerely,

Allen Merritt, PE
Southern Region Manager

CC: Norm Young, Glen Saxton, Doug Jones -- IDWR
Earl Warthen
James Annest
Andrwood, Inc
Roger Ling