



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 13, 2005

SEELEY BROTHERS
C/O ALVIN H SEELEY
PO BOX 654
ASHTON ID 83420

RE: Water Right Permit Nos. 21-07210 and 21-07309

Dear Permit Holders:

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 your 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 permits can be requested and approved in accordance with Section 42-211, Idaho Code. Before licenses can be issued, your permits must be amended to depict your water use as actually developed.

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

✓ **Point of Diversion – Adding lower reservoir to Permit 21-7309**

✓ **Place of Use – Adding 2 acres in NENE, Sec. 15, Twp. 9N, Rge. 42E (to both permits – be sure to read following paragraph to see if you want to include these 2 acres or not)**

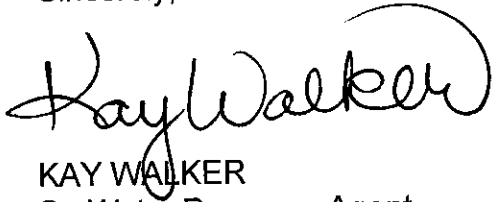
Please be advised that the 2 acres found irrigated in the NENE, Sec. 15 are located on lands owned by the BLM. If you wish to include these 2 acres on your water right licenses we need to have some documentation that allows you to irrigate those 2 acres. If you do not want to include these 2 acres on your water right licenses please cross through them on the amendment forms and notate that they should be excluded from the licenses. If you do not wish to include the 2 acres there is no need to amend Permit 21-7210 and you need not submit a fee for that amendment application.

The enclosed Applications for Amendment depicts the elements of the water rights as they will appear on the licenses when issued. Please review the amendment forms carefully. If you concur with the information presented, please sign the forms and return with a \$50.00 filing fee, per amendment form, within 14 days.

10-17-05
mk. Seeley will
submit. Will
cross out the
2 ac. of
BLM land. kw

If you have any questions, please call me at 208-287-4953.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with a large loop at the end of the word "Walker".

KAY WALKER
Sr. Water Resource Agent

Enclosures