



State of Idaho

## DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098  
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: [www.idwr.state.id.us](http://www.idwr.state.id.us)

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

September 15, 2004

GALLOWAY HILLS ASSN  
PO BOX 2868  
SUN VALLEY ID 83353

RE: Water Appropriation Permit 22-7304

Dear Applicant(s):

IDWR is reviewing Permit 22-7304 to determine if a water right license can be issued at this time. During the review of your permit, it was noted that the permit requires you to maintain a lockable headgate and measuring device at the point of diversion and a measuring device at the point where water is returned to North Leigh Creek.

The field examiner who visited the site on August 16<sup>th</sup> of this year reports only one measuring device was installed, at the point of diversion, and not at the point where the water is returned to the creek. Pursuant to Section 42-219(6), *Idaho Code*, if the conditions of approval on a permit are not complied with, IDWR may issue an order voiding the permit or issue a license for only a portion of the uses developed under the permit. You have a few routes you can take to resolve this problem. You may either submit documentation that you have complied with this condition and our examiner was not informed of the compliance at the time of the exam; install the measuring device, as required on your permit; or request removal of this requirement from your permit. If you request removal of the requirement you should also submit documentation that this request would be acceptable to the watermaster of Water District No. 01, who is responsible for the delivery of surface water by priority in your area.

If I have not received a response from you within 30 days, I will assume you are not interested in pursuing a water right license and will take action as suggested above.

If you have any questions, please call me at 208-327-5452, or email me at [eretelle@idwr.state.id.us](mailto:eretelle@idwr.state.id.us).

Sincerely,

Erin Retelle  
Water Resource Agent