



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 26, 2004

PENNY J OGDEN-EDWARDS
2330 S 350 W
PERRY UT 84302

RE: Permit No. 74-7175

Dear Ms. Ogden-Edwards:

Pursuant to my previous correspondence of December 22, 2003, and a telephone conversation between Alan C. Stephens and my supervisor, Shelley Keen, we find that we can proceed with the licensing of your permit if you would submit a request to remove the measuring device and lockable controlling works requirement from your permit. Your letter of January 4, 2004, indicates that the removal of the requirement would be your choice in proceeding but you did not actually make a request to the Department to remove the requirement from the permit.

When you request removal of the requirement you should also submit documentation that this request would be acceptable to the watermaster of Water District No. 74-W. The documentation from the watermaster should include his opinion in regard to the need of a measuring device and lockable controlling works on your diversion. The current name and address of the watermaster of Water District No. 74-W is:

Dan Smith
PO Box 22
Leadore, ID 83464
208-768-2433

We will withhold further action on this permit for 30 days from the date of this letter in order to allow you time to respond. If you have any questions in regard to this matter, please do not hesitate to contact me at (208) 327-7944.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

CC: Alan C. Stephens, Attorney
2635 Channing Way
Idaho Falls ID 83404