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June 28, 2004

Jeff Peppersack, Manager
Water Rights Permit Section
Idaho Department of Water Resources
1301 North Orchard
Boise, Idaho 83706

Re: Permit No. 63-12046

Dear Jeff:

The Idaho Department of Parks and Recreation holds Permit No 63-12046 for use of ground water at IDPR's headquarters offices on Warm Springs Avenue here in Boise. The permit was applied for in 1994 and issued in 2000 to cover domestic and fire protection purposes for the facilities built in the mid-1990s. A remark attached to the permit states:

"Domestic use is for employees at headquarters building and does not include irrigation of any type. Water bearing zone is from 73 to 84 feet."

After obtaining the permit, IDPR began gathering and has now submitted to IDWR the information needed to demonstrate the continued validity of a claim for water diversion and use at the Pullman Brick Company and associated enterprises that had previously occupied the office site. Based upon IDWR's preliminary recommendation for this claim (No. 63-4724), IDPR is seeking approval of an application for transfer to adjust the uses under this claim to that now occurring at the office site. After Ron Howerton and Norm Young discussed the application for transfer with Dan Nelson at IDWR Western Region office, it appears to us that processing of the transfer will be simplified and the State will benefit from having the uses at the office building covered by a right with an earlier priority if the domestic/commercial uses are covered by the claimed right rather than the present permit.

Accordingly, IDPR requests that the above quoted remark on Permit No. 63-12046 be revised to allow the permit to be licensed to cover water use at the green belt rest stop located on the same site as the Headquarters Office Building. Water from the well drilled under Permit No. 63-12046 has been continuously used to supply the domestic needs at the rest stop during and after the development period allowed under the permit. Applying the permit to the rest stop use does not constitute a change requiring the filing of an application for amendment under Section 42-211, Idaho Code, because there is not a change in the legal description of the location of the point of diversion, place of use, in the nature or period of use, or any other significant change in the diversion and use of the water under the permit and actually will decrease the total daily use under the permit.

Thank you very much,

Aaron T. Boston, P.E.
Development Engineer
Idaho Department of Parks and Recreation

Cc: Dan Nelson