

April 11, 2008

Claudia Conder
PacificCorp Energy
1407 West North Temple
Salt Lake City, UT 84116

RE: Bear River Measuring Device order in State Water District 11

Dear Claudia,

The Idaho Department of Water Resources (IDWR) is in receipt of your correspondence dated March 4, 2008 related to measuring device requirements on the Dean Kunz pump located in Water District 11, Bear River.

During the summer of 2007, IDWR staff inventoried most of the smaller diversions out of the Bear River below Montpelier Idaho. IDWR staff visited several pumps, specifically the area in and around Bern, Idaho, and met with most owners of these smaller pump stations to conduct flow measurements.

Conversations with individual farmers during these flow measurements allowed staff to identify the Dean Kunz diversion once did in fact exist, but had not been operated for several years. At the time of the initial inventory, little was known about the diversion including the proper ownership of the diversion. IDWR staff made the decision at that time to return after some research was completed and the proper owner contacted about the water use and access across private property. IDWR along with Rock Holbrook will be re-visiting this area during the summer of 2008 to finish up the inventory process and try to identify the diversion in question.

IDWR will grant PacifiCorp the extension of time related to the measuring device order to June 30, 2008 based on the information collected during the inventory process of 2007. If the diversion is in fact identified prior to the water master and or IDWR returning to the area for follow up and PacifiCorp plans to bring the pump back on line, a flow meter must be installed according to the February 20, 2008 measuring device order.

Thank you for your attention to this matter. Please contact me if you have any questions at (208) 287-4842 or email at corbin.knowles@idwr.idaho.gov .

Sincerely,

Corbin Knowles
IDWR Water Distribution
State Office

Cc: Cindy Bird IDWR, Soda Springs
Rock Holbrook, Water District 11 water master