

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER DISTRICT NO. 37 & 37 M

P.O. Box T
Shoshone, Idaho 83352
(208) 886-2451



LEE R. PETERSON
Watermaster

RECEIVED

AUG 09 2001

Department of Water Resources
Southern Region

Leroy Lewis
3774 S 5th West
Idaho Falls, Idaho 83404

August 8, 2001

COPY

Dear Mr. Lewis,

On March 19, 2001, we wrote you a letter requesting that you repair your head gate, at Kline 37, before the 2001 irrigation season began (copy enclosed). Because have not responded to that request your irrigation water will not be delivered in 2002, until the necessary repairs are complete.

You need to install a new control valve on the existing concrete structure and a Cipollette weir below the control valve. I have enclosed pictures of both devices.

Idaho Code 42-701 states in part:

"The appropriators or users of any public waters of the state of Idaho shall maintain to the satisfaction of the director of the department of water resources suitable headgates and controlling works at the point where their water is diverted. Each device shall be of such construction that it can be locked and kept closed by the watermaster or other officer in charge, and shall also be of such construction as to regulate the flow of water at the diversion point."

Failure to do so may result in the director of water resources instructing the watermaster to shut off and refuse to deliver at the point of diversion, the water owned by such appropriator or user until the user does construct and maintain such headgates, controlling works or measuring devices or remedy the defects which exist.

If we can be of any assistance please feel free to call.

Sincerely,

A handwritten signature in cursive script, reading "Lee R. Peterson".

Lee R. Peterson
Watermaster

CC: IDWR