



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Salmon Field Office • 102 South Warpath • Salmon, Idaho 83467

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BRAD LITTLE  
Governor

GARY SPACKMAN  
Director

August 6, 2020

BRUCE AND GLENDA MC CONNELL  
100 COTTOM LN  
LEADORE ID 83464

RE: CLOSURE OF UNAUTHORIZED DIVERSION, LEE CREEK

Bruce and Glenda:

It has come to the attention of Water Districts 74Z and 170 (WD74Z and WD170) that an unauthorized diversion on Lee Creek is being used to make diversions under all or part of water rights 74-361, 74-362, 74-363, 74-364, 74-365, 74-367 and 74-368. These rights authorize a single point of diversion. An investigation by watermasters of WD74Z and WD170 found two diversions along Lee Creek serving your property. Only the upper diversion is associated with the above water rights. The lower diversion, found within SWSW Section 20, 16N 25E, must be closed immediately.

In accordance with our phone call this morning, you have agreed to close the lower diversion and direct available flow to the upper ditch only. All obstructions in the natural channel at the lower ditch must be removed.

The upper diversion is also required to have a controllable, lockable headgate installed. Compliance with that that requirement may be delayed until fall of this year, and not later than the start of irrigation season 2021.

Please complete the closure no later than Friday, August 7, 2020, and coordinate with the WD74Z watermaster who will be instructed by separate letter to confirm the closure. The lower ditch may be closed with a temporary earth plug, boards and tarp, etc, but the seal must prevent flows from entering the ditch.

WD170 and the Department of Water Resources greatly appreciate your cooperation in this matter. Please contact me if you have any questions.

Regards,

Cindy Yenter  
Watermaster, WD170  
IDWR Salmon Field Office

cc: Merritt Udy, WD74Z watermaster  
Rob Whitney, IDWR  
Garrick Baxter, Deputy Attorney General