

FEB 28 2024

DEPT. OF WATER RESOURCES

IDAHO DEPARTMENT OF
WATER RESOURCES

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Governor Brad Little

Director Gary Spackman

February 16, 2024

IDAHO POWER COMPANY
PO BOX 70
BOISE, ID 83707**Re: Conditional Approval of Extension Request to Install a Measuring Device in Water District No. 161 ("WD161") and Commitment of Applicant Not to Divert**Water Right(s): **61-12141** / Authorized Irrigable Acres: **84.6 (currently in Water Supply Bank)****Acknowledgment of Applicant:**

The undersigned agrees to prevent any diversion of ground water for irrigation uses from the identified well unless an approved measuring device is installed. This acknowledgment by the owner/operator supplements the request to defer installation of a measuring device as required by the September 2016 Measurement Order (Order) for WD161. The Order requires ground water diversions irrigating more than 5.0 acres to install and maintain on each point of diversion or well, an acceptable flow measuring device by the start of the 2019 irrigation season. The undersigned understands that diversion from the identified well for irrigation purposes under water right 61-12141 shall constitute a violation of Idaho Code §42-701, unless the following requirements are met **prior to diversion**:

1. If the well is developed for irrigation use under water right 61-12141, the owner/operator shall install an approved measuring device selected the Department's *List of Approved Closed Conduit Flow Meters* and the device shall be installed according to the Department's *Minimum Acceptable Standards and Requirements for Open Channel and Closed Conduit Measuring Devices*; and
2. Provide a minimum 10-day notice to the watermaster of WD161 to allow the watermaster or Departmental staff an opportunity to inspect and confirm that the installation of the measuring device meets the Department's Minimum Standards.

I, Kresta Davis (print name), understand that if ground water is diverted under water right 61-12141 for irrigation purposes without meeting the requirements above, I may be subject to formal enforcement action by the Department as per Idaho Code §42-1071B which may include curtailment and the assessment of a civil penalty up to \$10,000 for neglect or refusal to install or maintain the required measuring device(s).

Dated this 22 day of February 2024.x Kresta Davis

(signature)

Owner or Operator (please circle appropriate title)

Cc: WD161 Watermaster, Ed Van Etten (208) 957-3296



December 5, 2022

Idaho Department of Water Resources
322 E Front Street, Ste 648
Boise, Idaho 83720-0098

Subject: Idaho Power Company Representation

Kresta Davis, as representative of Idaho Power in matters associated with the company's water rights and water rentals and leases, has authorization to sign forms, applications and requests on behalf of the company. Please let me know if you have any questions or concerns

Sincerely,

Ryan Adelman

Vice President of Power Supply