



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

74-62

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 3, 2000

Beva Clark
PO Box 8
Leadore, ID 83464

Dear Mrs. Clark,

I am responding to your letter of regarding the annual water district meeting scheduled for March 6, 2000. You likely have received this letter after March 6th. I apologize for the delay in getting back to you. Part of the delay was due to the fact that I was on Jury duty this week.

You may know by now that we had asked Bob Foster to attend your meeting. I discussed some matters pertinent to this meeting with Mr. Foster. We had agreed that Bob could discuss concerns about the order that the Department sent to users last fall but we had hoped that this issue would not dominate the meeting. I understand you have concerns that some diversions were not identified by the order. I discussed and corresponding with your daughter about this same matter. I have advised Eva that she or other members of your family send a list or letter to my attention that identifies any diversions on Texas and Big Timber Creeks that were missed on our tour with the watermaster. Upon receipt of that list, we will contact the watermaster and discuss why diversions were missed or not visited. If appropriate, we will send new orders and/or correspondence to users regarding these diversions.

Your letter also asked us to bring a list of who did or did not accept the mailed orders. I'm afraid we can not produce such a list. The department did send the letters by certified mail as required by Idaho Code. It is my understanding that none of the orders were returned to the Department. Therefore, we believe that the right holders received proper notice and delivery of the order.

Please be advised that it is our goal and desire that each diversion on Texas and Big Timber Creeks be in compliance with the order. We expect the users to comply with the order this year.

Respectfully,

A handwritten signature in black ink that reads 'Tim Luke'.

Tim Luke
Water Distribution Section

Cc: Bob Foster, IDWR
Harold Jones, IDWR