



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

July 2, 2004

Reed Henderson, Sec.  
Farmers Canal Fruitvale-Glendale  
PO Box 475  
Council, ID 83612

RE: Measurement Weir—Farmers Canal

Dear Mr. Henderson:

It has recently been made known to the Department the measurement weir on your canal is in need of repair. It is our understanding that previous requests from the Watermaster for repair have not been successful. Workable measurement devices are required for the Watermaster to perform his duties

I would draw your attention to Title 42 Chapter 7 of the Idaho Code, which states in part:

*42-701 (3) Any appropriator or user that refuses to construct or maintain headgates or measuring devices.....upon receiving a 10 day notice from the Director to pursue a remedy to such defects, then the Director may order an acting watermaster to shut off and refuse to deliver at the point of diversion until defects are remedied.*

Please contact the Weiser River Watermaster to facilitate a repair plan and completion date by July 10, 2004. If no response is received, the matter will be turned over to the Water District Advisory Committee and the Department for further action.

Should you have any questions, please contact me at the Western Regional Office, phone 334-2190. Your cooperation is appreciated.

Sincerely,

John Westra  
Western Regional Manager

cc: Weiser River Watermaster