

434 Pioneer Road  
Horseshoe Bend, ID 83629  
Phone or fax (208)793-2768

July 18, 2000

Gary Spackman  
Idaho Department of Water Resources  
Western Region  
2735 Airport Way  
Boise, ID 83705

**DELIVERED BY FACSIMILE to 334-2348**

Re: Delivery of .04 cfs Dovel domestic right with #1 priority

Dear Gary:

This afternoon my wife advised that the garden sprinkler was not running and our mainline appeared to be empty although some water was flowing down Porter Creek past our house. Our irrigation lines were disconnected at 7:45 A.M on July 12, 2000 when there was still extra water flowing down the creek and I noticed that the Heffner/Broom irrigation valves were closed today.

I traveled to our joint P.O.D. and found our valve had been closed completely. My efforts to determine who shut down our domestic #1 priority water right were unsuccessful so I re-opened our valve the appropriate three turns to permit a little less than .04 cfs to flow through it and padlocked it at that setting to prevent further tampering.

In return for permission to install a pipeline through our respective properties, Don Rumsey agreed at his IDWR hearing to transfer *domestic* water rights with #1 priority to Dovel, Drake, Pomerleau and Woods. Since it was impractical to attempt to measure such minute quantities of water, Mr. Rumsey and the Department agreed that Drake, Pomerleau and Woods would divert using a one inch hose and Dovel would divert .04 cfs via our pipeline.

If a watermaster is called in to regulate the water, I respectfully request that he be instructed to deliver that senior domestic right to me. If he will either notify me or install his own lock, I shall promptly remove mine.

This issue has been resolved twice since the original agreement, at considerable cost to me, primarily because of the necessity for fire protection and to preserve our historic domestic use. Please call, fax or e-mail me (gdovel@micron.net) if further discussion is indicated.

Thank you.

Sincerely,

*George Dovel*

George Dovel

*NO "Courtesy Flow"  
NO #1 xfer to provide flow to others  
NO PRVT. lock or tamper w/ div water  
one man regulates  
OK take off flow & all ppl at home  
can shut off when regulate*

*Rec'd 7/18/00*