



State of Idaho

DEPARTMENT OF WATER RESOURCES

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CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RECEIVED

JUL 29 1994

Department of Water Resources
Eastern District Office

July 25, 1994

John I. Andrus
8716 U.S. Highway 30
Lava Hot Springs, Idaho 83246


RE: Conjunctive Management of Surface and Ground Water in Portneuf River Basin

Dear Mr. Andrus:

This letter is in response to your letter of July 15, 1994, which expresses your concern that ground water pumping is adversely affecting prior rights to water from Portneuf River. The department has adopted temporary rules for addressing conflicts between users of surface and ground water. A copy of the temporary rules is enclosed. The rules provide for a petition to be filed to initiate a call by a senior user to curtail pumping by ground water users with junior priority rights. Procedures are described which insure that the junior and senior right holders are allowed to participate fully in the administrative process. If the call made by the senior user is found to be valid, ground water uses having a junior priority will be curtailed, perhaps using a period of up to five years for full curtailment, or the holder of the junior priority right must fully mitigate injury to senior rights.

A copy of your letter is being sent to Harold Jones at the department's office in Idaho Falls. Mr. Jones will arrange to meet with you and review the matters that you have raised.

Sincerely,


R. KEITH HIGGINSON
Director

RKH:dc

Enc. Conjunctive Management Rules

cc: Harold Jones, IDWR Idaho Falls