



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 25, 1997

Doug Rosenkrance
Watermaster
Water District 34
P.O. Box 53
Mackay, ID 83251

Re: Recharge Applications 34-07571 & 34-07573

Dear Doug:

On April 21 the applicants and protestants signed a settlement agreement which clears the way for the director to enter the final order to approve or deny the applications. I have enclosed copies of the signed Settlement Agreement and the Plan of Operation. At the conference in Idaho Falls these applications were assigned to Water District 34. The applicants and protestants also have developed a Plan of Operation which, among other things, calls for the creation of a twelve member Recharge Committee comprised of five (5) surface water users representing, (1) the river above Mackay, (2) The Big Lost River from Mackay Reservoir to above the Moore diversion, (3) Big Lost River from the Moore Diversion to above the Arco Diversion, (4) Big Lost River from Arco Diversion and downstream, (5) from the Antelope Creek drainage. The Plan of Operation also calls for (4) members who are ground water users of Water District 34 in the same general geographic areas described above. The remaining three positions will include the watermaster, a person selected by the Cities of Butte City, Arco, Moore and Mackay and resident from the area who is not a water user.

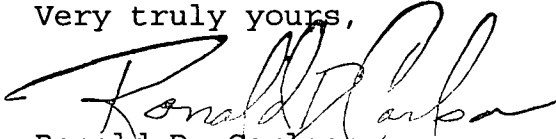
Based upon this agreement, Idaho Rivers United has by letter dated 04/24/1997, withdrawn it's objection to interim approval to allow water to be diverted for recharge under the applications if the plan of operation is followed. Therefore, the department is hereby extending the interim approval of these applications to allow water to be diverted immediately. You may consider this letter to be your authorization to treat applications 34-07571 and 34-07573 as valid water rights for 1997 until final action is taken on the applications.

Because some time will be required to select the recharge committee which could delay the start of recharge operations, you are to utilize the previously established advisory committee until the new advisory committee is created.

Doug Rosenkrance
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If we can be of assistance in getting a recharge/flood control operation underway in the Big Lost Basin please feel free to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read "Ronald D. Carlson". The signature is fluid and cursive, with a large initial "R" and "C".

Ronald D. Carlson
Regional Manager

enc: Attachment & Plan of Operations
cc: All parties
Harvey Walker