

1 STATE OF IDAHO
2 DEPARTMENT OF WATER RESOURCES

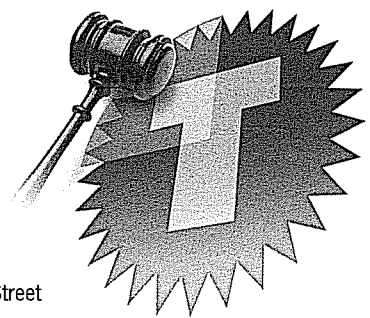
3 ----- X
4 :
5 RE: WATER ALLOCATION RULES AND :
6 REGULATIONS HEARINGS. :
7 ----- X

11 TRANSCRIPT OF PROCEEDINGS REQUESTED BY
12 ATTORNEY GENERAL LAWRENCE WASDEN OF AUDIOTAPES HELD AND
13 MAINTAINED BY THE DEPARTMENT OF WATER RESOURCES

14 January 16, 1986, 7:48 p.m.
15 before NORMAN YOUNG, HEARING OFFICER

17 LEN B. JORDAN BUILDING
18 BOISE, IDAHO

23 Transcribed by
24 Frances J. Morris
25 CSR No. 696



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WARREN B. NELSON

1 STATE OF IDAHO
 2 DEPARTMENT OF WATER RESOURCES
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1 BOISE, IDAHO
 2 January 16, 1986, 7:48 p.m.
 3
 4 THE HEARING OFFICER: My name is Norman
 5 Young. I'm the hearing officer. Today is January
 6 16, 1986. The time is 7:48 p.m. This hearing is
 7 being held in the third floor conference room of
 8 the Len B. Jordan building in Boise, Idaho.
 9 The roster of attendance has been
 10 passed and has been signed. The roster does not
 11 indicate that any of the four people present wish
 12 to testify, but do you wish to make a statement at
 13 this time?
 14 MR. NELSON: Yes, I'd like to make a
 15 statement on this engineering, if I could.
 16 THE HEARING OFFICER: Mr. Nelson, would you
 17 come forward and take a chair at the table so we
 18 can be sure to get you near a microphone, and we
 19 will let you make your statement.
 20 MR. NELSON: My name is Warren B. Nelson,
 21 and I reside at 3410 Mountain View Drive in
 22 Meridian, Idaho.
 23 In reviewing the proposed draft rules
 24 and regulations for water appropriation, it seems
 25 that the conditions imposed upon the public to

1 APPEARANCES
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 3 WARREN B. NELSON
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1 have licensed professional engineers prepare
 2 project plans prior to and to be submitted with
 3 any application for a water permit is overly
 4 harsh, burdensome, and unnecessary. There are
 5 many people who can design field irrigation
 6 systems and small hydropower projects that are not
 7 licensed professional engineers but who have had
 8 many years of practical experience that qualify
 9 them as competent designers for such projects.
 10 There are also many licensed
 11 professional engineers who have no experience in
 12 designing irrigation systems or small hydropower
 13 projects and therefore cannot design good workable
 14 water project systems. This has been evidenced in
 15 the recent rash of small hydro projects that have
 16 had failures of one kind or another caused by
 17 faulty design of professional engineers. To throw
 18 a blanket over all licensed professional engineers
 19 and only accept their designs could cause a
 20 definite hardship on the project proponents, both
 21 before and after a project is completed.
 22 Most companies that supply equipment
 23 for irrigation and small hydropower projects have
 24 engineers or people with sound experience in their
 25 field but who are not licensed engineers that can

1 provide design plans for proposed projects. To
2 impose restrictions such as this upon project
3 proponents is preferential and discriminates
4 against the project proponent, suppliers of
5 equipment, and practitioners in the field of
6 irrigation and small hydro development.

7 Also, the Idaho Supreme Court ruled,
8 ruling No. 141, in Case Number 15-227 rules
9 against such blueprint quality plants at the
10 outset of seeking a water permit.

11 Thank you.

12 THE HEARING OFFICER: Thank you for your
13 input, Mr. Nelson. I will remind you we will take
14 written testimony through the 27th. If there is
15 other information or if you have got specific
16 language that you could suggest be a part of that
17 rule, I would encourage you to file that.

18 Anyone else care to make a statement at
19 this time?

20 Okay. Hearing none, then we will close
21 this record at this time. Thank you for coming.

22 (End of proceeding)

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1 REPORTER'S CERTIFICATE
2
3

4 I, Frances J. Morris, Court Reporter, a
5 Notary Public, do hereby certify:

6 That I am the reporter who transcribed
7 the proceedings in the form of digital recording
8 in the above-entitled action in machine shorthand
9 and thereafter the same was reduced into
10 typewriting under my direct supervision; and

11 That the foregoing transcript contains a
12 full, true, and accurate record of the proceedings
13 to the extent they were audible and intelligible
14 in the above and foregoing cause, which was heard
15 in various cities at Boise, Idaho.

16 IN WITNESS WHEREOF, I have hereunto set
17 my hand this _____ day of _____ 2008.
18
19
20
21

22 Frances J. Morris, Court Reporter
23 CSR No. 696
24
25

Water Allocation Rules and Regulations Hearings 1/16/1986

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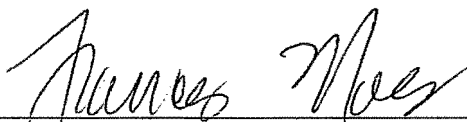
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I, Frances J. Morris, Court Reporter, a
Notary Public, do hereby certify:

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IN WITNESS WHEREOF, I have hereunto set
my hand this 9th day of October 2008.



Frances J. Morris, Court Reporter
CSR No. 696

