

**THE HIGH COURT**

Record No 2011 11095P

Between

**Michael Hoey**

Applicant

And

**Waterways Ireland**

Respondents

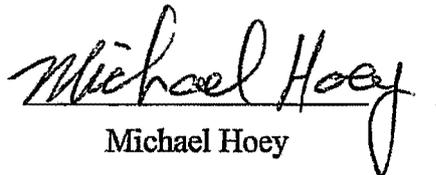
Exhibit Reference "MH 2022

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Referred to in the

Affidavit of Michael Hoey sworn

On the 15<sup>th</sup> day of February 2022

  
Michael Hoey

  
Commissioner For Oaths

Practicing Solicitor

**Karen O'Sullivan**  
**Partner**  
**O'Sullivan & Hutchinson**  
**Solicitors**  
**Portarlinton**  
**Co. Laois**

Mr. M. Hoey

17 October 2006



Dear Michael

Monitoring on the Grand Canal is carried out by engineering consultants White Young Green on behalf of Kildare County Council who should be able to provide you with a quarterly report.

While water levels in the Milltown feeder were low this year it is still unclear whether this is a permanent condition or natural variation due to the lack of historical data. It has been determined that there was a low level of recharge in recent years and the aquifer has not yet recovered from works associated with road construction in the area. To date there is no evidence that there is any failure or leakage from the liner built into the bypass and there is an expectation that the aquifer will recover.

Our operations office reports that despite the very dry summer and reduced water supply they have not been made aware of any particular problems resulting from low navigation depths.

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Waterways Ireland has advised Kildare County Council that if the drop in water levels in the Milltown feeder is permanent and can be attributed to the road works then Kildare County Council will be asked to supply an alternative water supply for the Grand Canal.

Waterways Ireland continues to carry out routine maintenance works on all our navigations and hopes to complete dredging works to Vicarstown by the beginning of the 2007 boating season. Details of other works to improve jetties and protect banks etc. can be obtained from the relevant operations office.

Weed growth has been an increasing problem on our navigations and we are proceeding with the purchase of new harvesters one of which was used in successful trials in the Dublin area during 2006.

We of course depend on navigation users such as yourself to draw our attention to any problems affecting the navigations so that issues can be dealt with in a timely manner.

For issues on the Barrow or Grand Canal and Royal Canal the relevant staff can be contacted at our Dublin Office in Ashtowngate Tel 01 8680148

I regret that until sufficient data has been collected to make a determination on the recharge of the aquifer we are not in a position to justify any action and will continue to monitor the situation through Kildare County Council.

Yours sincerely

Brian Mullan  
Head of Civil Engineering Design  
Tel 048 6634 6293