

Werner, Linda

From: Werner, Linda
Sent: Monday, February 29, 2016 3:42 PM
To: 'Justin Custis'
Subject: RE: Evidence of Priority
Attachments: SF1.OBJECTION.pdf; OBJECTION.INSTRUCTIONS.pdf

Hi Justin,

Yes. It was a timing issue. The Director's Report was mailed out before we (office staff) had a chance to discuss the new information that you sent us.

You may be wondering what the next step is: You may file an objection with the Coeur d'Alene-Spokane River Basin (CSRBA) District Court. I have attached the objection form and the instructions. There was an information sheet included with the packet you just received. It's entitled "Notice of Filing Director's Report for Basin 94 Water Right". That will give you more details on the procedure.

Linda
(208) 762-2802

From: Justin Custis [mailto:jcustis@shomed.org]
Sent: Monday, February 29, 2016 11:37 AM
To: Werner, Linda
Subject: RE: Evidence of Priority

Hello Linda,

I received a packet of information today. Looking through it, it looks as though we have only an Industrial from Storage? Can you please explain to me?

Thanks,
Justin

From: Werner, Linda [mailto:Linda.Werner@idwr.idaho.gov]
Sent: Wednesday, February 17, 2016 1:18 PM
To: Justin Custis <jcustis@shomed.org>
Subject: RE: Evidence of Priority

Hi Justin,

The claim has been recommended for the decontamination portion, but not for the irrigation portion. The usage is described as industrial, which is the usage at the decontamination site, than there's also an element for the storage in the pond, called industrial storage and an element for taking the water from the pond to the usage site, described as industrial from storage. The quantity recommended for the pond is 1.0 acre-feet, so that allows that much water to be stored in the pond, which makes it available for the hospital usage as well as the school.

Some sort of evidence for the irrigation is what's needed. As an example of types of evidence to send in - an affidavit from someone who knows of the Irrigation usage back to the priority date will suffice. The affidavit does not have to be notarized, but it should be specific as to dates and time. Are there any receipts from the irrigation pipeline installer?

Werner, Linda

From: Justin Custis [jcustis@shomed.org]
Sent: Monday, February 29, 2016 11:37 AM
To: Werner, Linda
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Justin

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Sent: Wednesday, February 17, 2016 1:18 PM
To: Justin Custis <jcustis@shomed.org>
Subject: RE: Evidence of Priority

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I hope this helps.

Since you mention that you'll be meeting with Administration, you may want to know about our web site, as it's from this site that you can see all documents relating to your claim. That web address is: www.idwr.idaho.gov. If you'll choose online research, water rights search, than after agreeing to the terms, choose Adjudication, Water Rights & Basin or Transfer – put the claim I.D. number in and this will bring up all information related to the claim.

Linda

From: Justin Custis [mailto:jcustis@shomed.org]
Sent: Wednesday, February 17, 2016 11:14 AM
To: Werner, Linda
Subject: RE: Evidence of Priority

Hi Linda,

Before I begin discussions with Administration, I need to know the impact to the hospital in the event the claim is disallowed? Also, how can the claim be disallowed when the pipe feeding the decontamination units, irrigation, and non-potable emergency resource is common?

Thanks,
Justin

From: Werner, Linda [<mailto:Linda.Werner@idwr.idaho.gov>]

Sent: Tuesday, February 16, 2016 11:39 AM

To: Justin Custis <jcustis@shomed.org>

Subject: Evidence of Priority

Hi Justin,

I've attached an information sheet on evidence of priority. This will have some examples of types of evidence to submit. Yes, irrigation is the issue. I know you'll get back to me as soon as possible.

Linda

*Water Resource Agent, Sr.
Idaho Department of Water Resources
Northern Region
(208) 762-2802*

From: Justin Custis [<mailto:jcustis@shomed.org>]

Sent: Monday, February 15, 2016 10:04 AM

To: Werner, Linda

Subject: RE: Notice of Claim Number 94-8407

Hello Linda,

I now have a moment to work on this claim, and weird that I did not receive a copy of this letter, other than this one you've emailed me? Otherwise I think you know by now how responsive I am. Anyway, what is it specifically that you need me to provide to you? Irrigation seems to be the issue?

Thanks,
Justin

From: Werner, Linda [<mailto:Linda.Werner@idwr.idaho.gov>]

Sent: Tuesday, February 02, 2016 10:13 AM

To: Justin Custis <jcustis@shomed.org>

Subject: Notice of Claim Number 94-8407

Justin,

Attached are two letters which I sent on June 16, 2015 and October 27, 2015. The second letter mentions that the evidence did not support the irrigation usage and the claim was "disallowed". However, because the field exam of November 3, 2015, supported the industrial usage, as did the evidence, we recommended it

- for the industrial usage only.

*Linda Werner
Water Resource Agent, Sr.
Idaho Department of Water Resources
Northern Region
(208) 762-2800*