

From: [Michael Shutte](#)
To: [Saxton, Craig](#)
Cc: [Meghan Kuskko](#)
Subject: Re: Claim Number 87-11959
Date: Sunday, February 16, 2020 2:53:47 PM
Attachments: [image001.png](#)

Craig-

Thanks so much! This looks good to me from what I can see.

We appreciate it and will look for the copy of this recommendation next Spring.

All my best-

Michael J. Shutte
(c) 610.737.9795

On Fri, Feb 14, 2020 at 7:09 AM Saxton, Craig <Craig.Saxton@idwr.idaho.gov> wrote:

Michael,

Attached is the preliminary recommendation for your water right. This is what we are proposing to send to the court to be decreed as your water right. Take a look and let me know if you have any questions or concerns.

If things look ok, no further action is required on your part at this time. In spring of 2021, you will get sent a copy of this recommendation BEFORE we send anything to the court. With the preliminary recommendation, you will be sent a "Notice of Error" form. This is your chance to tell IDWR if you agree or disagree with the recommendation. The hope is we can work out everything before we send anything to the court. But I think we are pretty much doing that right now.

After that, we will send everything to the court and you will get another copy of your recommendation along with instructions as to how to file an objection if you disagree with the recommendation. Again, most of the time we can work out problems before we get to this point.

After that, if there are no objections, the court will issue a partial decree for your right ("partial" just means that it is 1 water right among the 1900 ish that will be included in the final unified Decree).

A couple things about your recommendation:

- The 13k gpd limit is a standard condition added to small Domestic and Stockwater rights. This limit is set in Idaho code 42-111. Just thought you might want to know where that came from.
- The "Not a determination of historical beneficial use" condition is just stating that IDWR didn't actually go out an measure exactly how much water you use. But we are recommending that the use is within the limits of 42-111 (13k gpd and up to ½ acre of irrigation).
- The "This partial decree..." condition goes on every recommendation. It is saying that it is not exempt from any general provisions (rules) described in the final unified decree (which would apply to everyone).

Let me know if you have any questions.

Have a good one.

Craig

From: Michael Shutte [mailto:mshutte14@gmail.com]
Sent: Friday, February 07, 2020 12:02 PM
To: NIA Help <NIA.Help@idwr.idaho.gov>
Cc: Meghan Kusko <meghankusko22@gmail.com>
Subject: Re: Claim Number 87-11959

Hey Craig-

Thanks so much for your help! Yes, that does appear to be accurate from what I understand. I don't know if it matters or not, but our property extends west another hundred yards or so to include that little strip of land left of the well.

Again, we are grateful for your help and whatever you can do. I didn't realize there would be so many applications, but having a time frame in mind is helpful!

All my best-

Michael

Michael J. Shutte
(c) 610.737.9795

On Thu, Feb 6, 2020 at 2:15 PM NIA Help <NIA.Help@idwr.idaho.gov> wrote:

Hey Michael,

Unfortunately, it is going to be a little while before you get a formal mailing regarding your water right claim. There is nothing I can see that is specifically holding up the process. We just had over 1900 claims filed and we have 3 people reviewing them and making recommendations. So unfortunately, it just takes some time. We anticipate sending preliminary recommendations to everyone who filed a claim in the PRBA in the spring of 2021.

With that said, I don't see anything that looks like an issue with your claim. I can see what I can do to get your recommendation prepared sooner than later. I took a look at the claim data and thought you could look at the map below and verify the location of the well and your home. Does the map below look about right?

Thanks,



Craig L. Saxton

Adjudication Section Manager

322 E Front St

Boise ID 83720-0098

Craig.saxton@idwr.idaho.gov

208.287.4916

From: Michael Shutte [mailto:mshutte14@gmail.com]

Sent: Wednesday, February 05, 2020 5:11 PM

To: NIA Help <NIA.Help@idwr.idaho.gov>

Cc: Meghan Kusko <meghankusko22@gmail.com>

Subject: Re: Claim Number 87-11959

Hi Craig,

I'm just checking in on this claim process. I knew it would take a while which is why I'm just checking in on it but I was also hoping to hear something by now. I can't seem to find any status update online regarding our claim number. Is there anything holding it up or is there anything you need from us?

Thank you for your help,

Michael and Meghan

Michael J. Shutte
(c) 610.737.9795

On Wed, Nov 13, 2019 at 7:27 AM NIA Help <NIA.Help@idwr.idaho.gov> wrote:

Hello.

I just wanted to confirm that IDWR has received the two attachments you sent in connection with claim 87-11959.

I see you submitted claim 87-11959 through IDWR's online claim filing process. If you paid online, it will take about a week for the receipts to show up in our database. Once payment is received, IDWR will import the claim and link the supporting documents to the claim. During the review process, IDWR will contact you if there are any questions.

Please feel free to contact us if you have any questions.

Respectfully,

Craig L. Saxton

Adjudication Technical Analyst

322 E Front St

Boise ID 83720-0098

Craig.saxton@idwr.idaho.gov

208.287.4916

From: Meghan Kusko [mailto:meghankusko22@gmail.com]

Sent: Tuesday, November 12, 2019 8:59 AM

To: NIA Help <NIA.Help@idwr.idaho.gov>

Cc: Michael Shutte <mshutte14@gmail.com>

Subject: Claim Number 87-11959

Attached are supporting documents for confirmation of the legal description of our property as well as the certificate of occupancy of our property. Please let me know if you have additional questions.

Most sincerely,

Meghan Kusko & Michael Shutte