



State of Idaho

DEPARTMENT OF WATER RESOURCES

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BRAD LITTLE
Governor

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Director

MEMO

To: File 87-7021, 87-12258
From: Linda Werner *LW*
Date: February 10, 2021
Subject: Legal Description of POD and POU

Water right license 87-7021 was issued to Howard Schoepflin with a priority date of 11/11/1974 and for a water usage of recreation and fish propagation of 6.0 AFA. The dam is known as Schoepflin dam. The legal description of the diversion and place of use is the SW1/4SW1/4, Section 05, T40N, R05W. A claim was not filed in the Palouse River Basin Adjudication (PRBA) during the commencement notice period.

In June, 2020, Second Round Service was sent out to several parcel owners, including Nathan Keane (NK), Torrey Lawrence (TL) and Protection of the Holy (PH). Our records show that NK and PH took delivery of their certified letter; no response from TL.

A claim was filed by NK shortly thereafter, on 7/20/2020. During the review for PRBA claim recommendation, it was found that the license appears to have been issued with an incorrect legal description of the diversion and reservoir. A comparison of the permit and beneficial use maps seen in the water right backfile show that the dam and reservoir are located in the NW1/4NW1/4, Section 08, T40N, R05W, on property owned by Torrey and Sara Lawrence. See Dam Safety File, Robinson Lake Quad J53, information attached.

The Lawrence's previously filed beneficial use claim 87-10351 on this reservoir, for a different usage, with priority of 1/1/1970; which has been disallowed due to no beneficial usage. I have made several attempts at contact with the Lawrences, both by phone and by mail, we talked once in December 2020, which resulted in my sending him a letter with claim filing information on license 87-7021. To date, we haven't received a response.

Consequently, claim 87-7021 has been renumbered to claim 87-12258, and claim 87-12258 has been detached from the pedigree record and recommended for disallowal due to no lawful appropriation shown.