State of Idaho
DEPARTMENT OF WATER RESOURCES
Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene ID 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819
Website: idwr.idaho.gov • Email: northerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

April 12, 2021

Bright Sky Water Association Inc
PO BOX 1262
ATHOL ID 83801-1262

RE: 95-17291 & 95-17316, Bright Sky Water Association Inc – Preliminary Order Denying Petition for Reconsideration

Dear License Holder,

The above referenced licenses were approved as Preliminary Orders sent on March 19, 2021. Licenses approved as Preliminary Orders may be modified, provided a Petition for Reconsideration showing sufficient cause for the change is received by the Idaho Department of Water Resources (IDWR) within 14 days from the service date of the approval.

On Friday March 26, 2021, James Lent, a representative Bright Sky, emailed this office to dispute the limiting conditions of approval that were included on the licenses. Mr Lent expressed in the email that the condition may be too restrictive for the 9 homes with yards intended to be on the system. An email response was sent the same day indicating we would respond in more detail on Monday the 29th, but that making changes to the license would necessitate that the applicant file a Petition to Reconsider within 14 days of the approval notice.

On Monday March 29, 2021 Mr Lent hand delivered a Petition for Reconsideration and paid $25. The money was receipted (#N036842), but a fee is not required by law. Refund of the money will be processed in conjunction with this decision. The petition asserts that more water is required for completion of development than was appropriated to the uses.

Mr Lent and the Regional Manager met and discussed the process that was used for determining the water flow rate and volume quantities appropriated to the licenses. The explanation provided to Mr Lent, that the quantities of water were appropriate for the pump installations and for the use in homes with ½ acre of landscaping at each home was sufficient. Mr Lent agreed the appropriation was acceptable to him.

It is concluded that the Petition for Reconsideration was filed timely. However, the licenses were not shown to contain errors, contradictions or omissions in flow rates or volumes, and that all uses applied for were ultimately licensed for. Therefore the Petition for Reconsideration is hereby denied.

Respectfully,

Douglas Jones, P.E.
Northern Regional Manager