



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene ID 83815-7763

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 29, 2020

FRED SNYDER, SECRETARY
EAGLES POINTE DEVELOPMENT INC
7293 FLYBY DR
LEWISTON, ID 83501

Re: Eagles Pointe Development Inc. Water Right License 85-7645

Mr Snyder,

The Idaho Department of Water Resources (IDWR) has become aware that additional home development has been accomplished beyond what has been authorized under Water Right License 85-7645. Our review indicates there are approximately 57 homes on 71 lots within the Eagles Pointe Development Inc. (EPD) area. The license authorizes 16 homes. Although there no longer is a golf course there is still irrigation occurring in different tracts than licensed. In addition, apparently EPD has installed capability to receive back-up water from a second well without IDWR approval. **These changes may constitute violations of Idaho Code §42-351 pertaining to illegal diversion and unauthorized uses of public waters.**

IDWR is seeking to work with EPD to reach compliance and update water right authorizations for the existing uses. Please respond to this letter within 14 days, at the phone or email listed above, so that EPD and IDWR can discuss options that may be available to EPD to remedy the situation. Such options may include, but are not limited to, filing an Application for Permit to Appropriate water or filing an application to Transfer a Water Right to change the nature of use from Irrigation use to Domestic use as described on 85-7645, or both. This office looks forward to working with EPD to find an appropriate and sufficient resolution consistent with EPD objectives and within statutory requirements.

If EPD does not respond to this notice or if the Department finds EPD uncooperative, the Department may initiate a formal enforcement action pursuant to **Idaho Code §42-1701B** and **IDAPA 37.01.01**.

Thank you for your prompt attention to this matter.

Respectfully,

A handwritten signature in blue ink that reads "Douglas Jones". The signature is stylized with a large, flowing 'D' and 'J'.

Douglas Jones
IDWR Northern Regional Manager