

Grimm, Angie

From: William Van Handel <willyvanh@hotmail.com>
Sent: Saturday, January 4, 2020 5:16 PM
To: Terry Scanlan
Cc: Grimm, Angie; Hummer, Phill
Subject: RE: Petition for Reconsideration - 61-7619

This email confirms that I, William Van Handel, owner of Flight Line Car Wash, authorize Terry Scanlan P.E., P.G. /Principal Engineer / Hydrologist to represent me in all matters relating to license #61-7619, and specifically the "petition for reconsideration", dated December 30, 2019, to which I am in full agreement. Please direct any further questions or correspondence to Terry Scanlan and copy me.

William Van Handel

From: [Terry Scanlan](#)
Sent: Tuesday, December 31, 2019 3:01 PM
To: willyvanh@hotmail.com
Cc: [Grimm, Angie](#); [Hummer, Phill](#)
Subject: RE: Petition for Reconsideration - 61-7619

Bill –

Can you please respond by email to Angie Grimm and Phill Hummer (copied on this email) to confirm that I am authorized to submit the attached petition for reconsideration on your behalf and that you agree with the petition? Thanks.

Terry

From: Terry Scanlan
Sent: Monday, December 30, 2019 3:53 PM
To: 'Grimm, Angie' <Angie.Grimm@idwr.idaho.gov>
Cc: willyvanh@hotmail.com
Subject: Petition for Reconsideration - 61-7619

Angie –

Attached is a petition for reconsideration regarding license 61-7619. A hard copy will follow. Please call with questions. Thanks.

Terry M. Scanlan, P.E., P.G. | Principal Engineer/Hydrogeologist

SPF Water Engineering, LLC

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RECEIVED

JAN 02 2020

DEPARTMENT OF
WATER RESOURCES

December 30, 2019

Angela Grimm, P.G.
Idaho Department of Water Resources
322 East Front Street
Boise, ID 83702-7371

Subject: 61-7619 License – Petition for Reconsideration

Dear Angie:

Please consider this letter as a petition for reconsideration to modify Condition No. 2 of license 61-7619.

Rights 61-7619, 61-12265, and 61-12267 in combination supply the Flight Line Car Wash facility in Mountain Home. As described in the Beneficial Use Field Report, the 0.04 cfs diversion rate and 2500 gpd use authorized under permit 61-7619 for commercial use was fully developed at the time of permit approval on February 4, 2010. Water rights 61-12265 and 61-12267 were subsequently purchased and transferred to the facility through an approval dated August 11, 2011. Water rights 61-12265 and 61-12267 authorize diversion of 0.02 cfs and 6.0 af as a supplement to 61-7619.

Condition No. 2 states "*Rights 61-7619, 61-12265, and 61-12267 when combined shall not exceed a total diversion rate of 0.05 cfs and a total annual maximum diversion volume of 6.0 af.*" I request that this condition be modified to "*Rights 61-7619, 61-12265, and 61-12267 when combined shall not exceed a total diversion rate of 0.05 cfs.*" This modification removes the annual volume limitation for the combination of the three rights.

Removal of the annual volume limit from Condition No. 2 is appropriate for the following reasons.

1. The 2,500 gpd limitation under Condition No. 1 is adequate to limit diversion volume under license 61-7619 to the permitted amount.
2. The beneficial use under permit 61-7619 was fully developed in 2010, prior to transfer of additional water rights 61-12265 and 61-12267 to the facility. As such, the volume under 61-7619 does not need to be considered in combination with 61-12265 and 61-12267.
3. Limiting the combined volume of the three rights to the 6.0 af volume already authorized under rights 61-12265 and 61-12267 is akin to forfeiting a portion of the 61-12265 and

61-12267 volume. Rights 61-12265 and 61-12267 were decreed rights at the time transfer, and their volume does not need to be re-examined as part of the 61-7619 licensing.

Please contact me with any questions.

Sincerely,



Terry M. Scanlan, P.E., P.G.
Principal Engineer/Hydrogeologist

Cc: William Van Handle

Enclosures

SPF file number: 829.0010