

Skinner, Corey

From: Skinner, Corey
Sent: Tuesday, December 31, 2019 12:46 PM
To: David Coleman; 'TJ Budge'
Subject: Draft Permit 36-17111 (Blue Lakes Country Club)
Attachments: DRAFT Permit 36-17111 2.pdf

Gentlemen,

As we discussed during the November 15th conference, attached is a draft permit for application 36-17111 in the name of Blue Lakes Country Club. The attached draft permit incorporates elements of the draft settlement agreement that TJ e-mailed me on November 15th. These elements include the reduced 6.00 cfs amount (item # 3 of draft settlement agreement) and the conditions outlined in item # 5 of the draft settlement agreement. These conditions have been tweaked somewhat, but I believe they capture what the parties are after (see conditions # 4, # 5, # 8, #12, and # 13 on the attached draft permit).

The draft settlement agreement included a "volumetric limit" (item # 4) but no amount was specified. Typically IDWR does not issue non storage water right permits with a specific volume limit. The volume limitation for a right developed through the administrative process is typically established at the time of licensing based on the amount of water that was diverted and applied to beneficial use during the development period of the permit. I believe the draft settlement agreement limits the total amount of volume that could eventually be licensed under this potential right with some of the conditions that are proposed in item # 5 (limiting rate diverted to no more than 6.0 cfs minus natural flow in stream and daylight diversion limitation). I would suspect that the "volumetric limit" (item # 4) of the draft settlement agreement may not be necessary.

Let me know if you have any questions or want to discuss further,

Corey