



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 8, 2015

CUSTOM SERVICES INC
JACK E BEEBE
4914 SW CHEROKEE DR
MOUNTAIN HOME ID 83647

RE: Potential Unauthorized Use of Water – Case No. E2015-750

Dear Mr. Beebe:

The Idaho Department of Water Resources (IDWR) recently received a complaint regarding the potential unauthorized use of water on your property described as Lot 5, Block 2 of the Mountain Home Country Estates. The complaint alleges that water is being used on your property to fill large tanks and other uses associated with a commercial business.

Idaho Law requires a valid water right to use water for commercial purposes unless the water is 1) diverted from a well; 2) the diversion rate does not exceed 18 gallons per minute; and 3) the total volume does not exceed 2,500 gallons per day. Additional restrictions may apply if water is diverted from a single well to separate homes or businesses under multiple ownership. A query of IDWR water right records did not identify any water rights authorizing water use on the property (Lot 5).

I understand water for your business is diverted from a well located on an adjacent lot and through an agreement with Donald Wood. Water right no. 61-10713, owned by Mr. Wood, is limited to domestic use on Lot 6, Block 2 of the Mountain Home Country Estates. The water right does not authorize use of water on Lot 5.

Diverting water without a valid water right is a violation of Idaho Law and may be subject to civil penalties pursuant to Idaho Code § 42-351 and § 42-1701B.

If you have questions regarding this matter, please call me at 208-287-4948. You may also contact our IDWR Western Region Office at 208-334-2190 for information regarding water rights. Thank you for your prompt attention to this matter.

Sincerely,

Jeff Peppersack
Chief, Water Allocation Bureau

Enclosure: Proof Report for 61-10713

cc: Nick Miller, IDWR Western Region Manager
Donald R. Wood
355 SW Midnight Blue Way
Mountain Home, ID 83647