

Weaver, Mathew

From: Fred Snyder [gbullindog@msn.com]
Sent: Friday, April 08, 2011 9:34 AM
To: Weaver, Mathew
Subject: Re: Water Permit 85-7645

Mat, the information you are asking for pre-dates our ownership of the development. I have no way to get that information, the original developer gave us nothing in the way of documents he obtained or generated (I don't believe he kept anything like that). I wish I could have been more helpful, all of our documents are after January 2007.

Fred

----- Original Message -----

From: Weaver, Mathew
To: gbullindog@msn.com
Sent: Friday, April 08, 2011 6:55 AM
Subject: FW: Water Permit 85-7645

Mr. Snider,

Can you please update me on your progress. I believe I am waiting on supplemental information from you to resume processing your water right.

Thank you,

Mat Weaver, PE
Staff Engineer
Idaho Department of Water Resources
(208) 287-4914

From: Weaver, Mathew
Sent: Monday, January 10, 2011 3:07 PM
To: 'Fred Snyder'
Subject: RE: Water Permit 85-7645

Mr. Snyder,

Your father is correct. I need information pertinent to the system as it existed in 2003 when the proof of beneficial use was submitted to the Department. The Department cannot recognize development of water use that occurred after proof was filed in considering the rate and volume of water to license in regard to this water right permit. Any new uses of water above and beyond what was allowed for under permit 85-7645 established as of 2003 will need to be addressed under new permits as needed.

At this time I think that I have a fair handle on the number of homes that received water in 2003. What I don't have good information on is the amount of irrigation that occurred in 2003. I tried to be specific in my bulleted list of items below as to what would be most useful to me. If this information is not available I will have to make due as necessary, but this may lead to the licensing of smaller rates and volumes of water usage than actually occurred.

Perhaps it would be best if we talked over all the items on my list below on the telephone. I can be reached at the following number (208) 287-4914. I would also be happy to call you if you can provide me with a number and time when you can be reached.

Thank you,

Mat Weaver
IDWR

From: Fred Snyder [mailto:gbullindog@msn.com]
Sent: Friday, January 07, 2011 12:59 PM
To: Weaver, Mathew
Subject: Re: Water Permit 85-7645

Mr. Weaver,
I started getting items in place that you requested and my Father, President of Eagles Pointe Development, noticed that you wanted information around the 2003 year. I did not think much of this as I was going to give you all CURRENT information. Well, in 2003, we did not own Eagles Pointe. In 2006 my Father and I purchased the development and PRIOR to that the golf course had been closed. I can give you all platted and future plans for the development that include the changes we made and some thoughts for the coming years. We have no intention of another golf course and will require some community irrigation as well as residential water use. If these will satisfy your requests let me know.
Thank you,
Fred Snyder

----- Original Message -----

From: Weaver, Mathew
To: Fred Snyder
Sent: Wednesday, November 24, 2010 2:08 PM
Subject: RE: Water Permit 85-7645

Mr. Snyder,

Let's plan on having something submitted to me by January 14, 2011 (Friday).

Thank you and have a good Thanksgiving.

Mat

From: Fred Snyder [mailto:gbullindog@msn.com]
Sent: Wednesday, November 24, 2010 12:15 PM
To: Weaver, Mathew
Subject: Re: Water Permit 85-7645

Hello,
If it would be possible I could have information first part of the year. I could have sooner but as I mentioned I will be in and out of town thru the holidays and have extensive testing to do by the end of the year for our water system. These have left little time for me to tackle any new projects this year and I want to be as thorough as possible with the information you require. If you could give me a deadline in January that would be very helpful.
Thank you again,
Fred Snyder

----- Original Message -----

From: Weaver, Mathew
To: Fred Snyder
Sent: Wednesday, November 24, 2010 11:03 AM
Subject: RE: Water Permit 85-7645

Mr. Snyder,

Fearing that I may have overlooked something I went back and scoured the files and records to see if I could locate the correspondence or information that you refer to sending last year. All I could find was correspondence where you returned the assignment of permit. I apologize but we did not seem to receive any other information addressing the items below. Perhaps it was sent to an erroneous address?

How much time will you need to pull these documents together?

Thank you,

Mat Weaver, PE
IDWR

From: Fred Snyder [mailto:gbullindog@msn.com]
Sent: Wednesday, November 24, 2010 11:09 AM
To: Weaver, Mathew
Subject: Re: Water Permit 85-7645

Mr. Weaver,
Last year I sent you the information you requested. I apologize if you did not receive it, it will take me some time to gather the info again and I have been unavailable to do so most of this month. I am happy to get this again but the time table you gave me is too short. I will be able to everything you have requested by December 15, 2010. I had to look up our old emails to get this to you, if you have any questions let me know otherwise I will start working on your information asap! Thank you,
Fred Snyder
Eagles Pointe Development.

----- Original Message -----

From: Weaver, Mathew
To: gbullindog@msn.com
Sent: Wednesday, February 25, 2009 4:00 PM
Subject: Water Permit 85-7645

Mr. Snyder,

Thank you for preparing and returning the assignment of permit document. The assignment of permit represents the first step necessary in perfecting permit 85-7645 into a final water right. A water right is defined by a beneficial use (i.e. domestic, municipal), a source of water (i.e. ground water), a rate of diversion (1.70 cfs requested on your permit), an annual volume, a place of use (where the water is used) and a season of use, among other things. The values associated with the diversion rate and the amount of land to be irrigated on a water right license can never exceed the amounts on the permit, but they can be less. In order to perfect the permit into a water right license I need to confirm the extent of beneficial use at the time Proof of Beneficial Use was submitted to the Idaho Department of Water Resource (the Department), in your case August 15, 2003. In September of 2004 the Department Field Examiner reported a diversion rates (0.15 cfs) substantially less than the permit allowed for, and did not address extent of irrigation. Therefore, if I issue a license based solely on the content of the Field Exam it will be for significantly less than you may be entitled to. To help me issue the best possible license for you and your project I will require addition information and documents pertaining to the development. If you could, please completely answer the following questions regarding your permit and development project and provide the requested documents where possible.

- The permit is for domestic use and irrigation. I would propose modifying the permit's beneficial use to Municipal use which would cover both domestic and irrigational uses among many other uses. As additional benefit to this change in beneficial use would be a year round season of use for all beneficial uses including irrigation.
- Irrigation was a beneficial use recognized under the initial permit. I assume the irrigation was in association with the golf course. Did it also include any community areas? Can you please provide a map identifying all

golf course and commu areas that were irrigated in 2003? As an alternative you could provide As-Built construction plans of the pressurized irrigation system installed as of 2003 or perhaps a copy of the Idaho Department of Environmental Quality (DEQ) "Stamped Approved" set of plans. Your water right will have a volume limitation on it, which will be calculated based on the domestic and irrigation uses established as of 2003. The more land you irrigated the larger your annual volume limitation will be. Aerial photography indicates that there was a golf course in 2003 but I can not determine to what extent it was irrigated.

- It would be helpful to have a copy of the Final Plat document(s) depicting legal description and lot and block numbers for the entire subdivision.
- I need to be able to determine an annual volume of water used for domestic purposes (in home uses) in 2003. This includes all lots on which a home was built, being built, or already had a domestic water stub out (service connection from water main to lot; meter not required). To help me with this task I need a map of all utilities constructed prior to August 2003, including well(s), the storage tank, main lines, and all services (including stub-ins to lots where no houses were yet built). It would be ideal if you could provide an As-Built set of construction plans for each phase completed by the end of 2003 to assist in this task. If As-Built are not available copies of the DEQ "Stamped Approved" set of plans may suffice.
- At the time of the Field Exam a flow rate of 120 GPM or 0.13 CFS was observed at a water meter in the pump house; the permit requested 1.70 cfs. There is a very large discrepancy between these two values and I do not wish to issue a license for less than you are entitled to. Do you have historical flow rate, annual volume of water pumped, or power consumption records from 2003 that would help me establish a true maximum rate of diversion? If so please provide.
- Condition number seven on your permit indicates two points of diversion located within SESE, S35, T36N, R05E. In addition, IDAPA 58.01.08-513 states, *"New community water systems served by ground water and constructed after July 1, 1985, or existing community water systems served by ground water that are substantially modified after July 1, 2002, shall have a minimum of two (2) sources if they are intended to serve more than twenty-five (25) homes or equivalent."* However, at the time of the Department's Field Exam only one well was reported. Can you please confirm that (1) there are two wells servicing the project; and (2) the lot and block description of the location of the wells? In addition, could you please provide a lot and block description of the storage tank?

That is all I have for right now. I will await your reply before moving forward with the water right license. If you have any questions please contact me by phone or email as provided below.

Thank you,

Mat Weaver, PE
Staff Engineer
Idaho Department of Water Resource
(208) 287-4914