

Keen, Shelley

From: Keen, Shelley
Sent: Sunday, November 07, 2010 2:56 PM
To: 'Keith C. Wilson'
Subject: RE: Permit 22-7814 Place of Use

Keith,

I think the change in place of use from the Valley Centre Subdivision to the City of Driggs could be accomplished through a licensing amendment if the system has already been integrated into the city's general distribution system. If the systems are separate, the place of use should reflect the extent of the Valley Centre system. Either way, the description will be a general description rather than a listing of 40-acre tracts.

The field report should show the additional increment of beneficial use established in connection with the permit by the time proof of beneficial use was submitted. Most likely, that will be the extent of development within Valley Centre Subdivision. Even if Valley Centre Subdivision's water system were integrated into the larger municipal system prior to submitting proof, it would likely be difficult to attribute development outside Valley Centre to this right and not to other municipal water rights.

As always, call or email if you want to discuss it a bit more.

Sincerely,

Shelley Keen
Idaho Department of Water Resources
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shelley.keen@idwr.idaho.gov

From: Keith C. Wilson [<mailto:kwilson@rockymountainenvironmental.com>]
Sent: Thursday, November 04, 2010 12:42 PM
To: Keen, Shelley
Subject: Permit 22-7814 Place of Use

Shelley,

I'm assisting in completing the licensing field exam for the City of Driggs Permit 22-7814, and I need your words of wisdom.

The Application for Permit for 22-7814 has as the place of use both:

1. SENW & NESW Sec 23, T05N, R45E, *and*
2. Within the City Limits of Driggs

The Approved Permit (22-7814) has the following:

1. "Place(s) of use: *No POU found for this right*"

And the following condition:

2. "*Place of use is known as the Valley Centre Subdivision.*"

Can the place of use be listed as the Service Area and/or the City limits of the City of Driggs municipal water system, or will the place of use have to be only the legal description of the subdivision?

If the place of use can be within the City of Driggs, can the other points of diversion for the city be added with a licensing amendment?

Your assistance would be greatly appreciated.

Thanks,

Keith C. Wilson

Senior Water Rights Analyst

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