

MEMO

TO: 97-7298

FR: E. Roda

DATE: 9/21/2023

RE: Domestic water use

CFPRBA claim no. 97-7298 was submitted in the name of the Sherwood Forest Water Users Association, care of Gary T Cline. The basis of claim is a water right license, that was originally issued to that same association. A search of the Idaho Secretary of State's website revealed that the Sherwood Forest Subdivision Water Users Association, Inc. became inactive on November 30, 1982. No other business could be found under that or any similar names. Mr. Cline stated on the claim form that he is a member of the association, and one of the 4 homes served by the water system.

I spoke with claimant, Gary Cline, over the phone on September 21, 2023, regarding the elements of his claim. We discussed the potential issues that may arise from having the water right's ownership under an association that no longer exists and that it would likely be better if the claim to were filed in the names of all the homeowners served by the system. Mr. Cline explained that there are only 2 homes currently using the well, and that has always been the case. The additional stubbed in lines were never built upon, and his property and the property owned by Keller Gleason are the only ones using the well. He stated that the owner of Lot 2, Block B, of the Sherwood Forest subdivision, a parcel previously included in the license place of use, had chose to drill his own well rather than utilize the shared well system associated with this water right. Keller Gleason has also filed a claim in his name (97-9059) for the same water uses licensed and claimed by Gary Cline.

Through our discussion, Mr. Cline stated his intention to amend his claim to he and his wife's ownership, and only include domestic use for their single home. I explained that upon receipt of his amended claim, IDWR will likely recommend that the elements of water right 97-7298 be split between his claim and Mr. Gleason's. Mr. Cline stated his agreement with that direction and an amended claim was mailed to him to sign and return.

No additional homes have been added to the water system beyond their two, but Mr. Cline stated that he has been irrigating his lawn and a small garden outside his home (less than ½ acre). The original water right was issued for in-home use only and did not include yard irrigation, but as the other two homes licensed were never connected to the well, that additional water use does not represent an enlargement of the right. As the original water right license included a maximum diversion rate of 0.06 CFS and 2.4 AFA, the right can potentially be split between the Cline and Gleason properties (0.03 CFS & 1.2 AF per home) while still not exceeding IDWR standards for domestic use.