

Roda, Evan

From: billmcpriestlake billmcpriestlake <billmcpriestlake@sisna.com>
Sent: Tuesday, September 17, 2024 12:39 PM
To: Roda, Evan
Subject: Re: adjudication

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Thanks Evan

From: "Evan Roda" <Evan.Roda@idwr.idaho.gov>
To: "billmcpriestlake billmcpriestlake" <billmcpriestlake@sisna.com>
Sent: Tuesday, September 17, 2024 9:07:51 AM
Subject: RE: adjudication

Good morning Bill,

As each of those water rights represents the diversion capacity and usage of that water system at the time they were acquired, they each have different priority dates associated with them. This is the case even if they utilize the same wells. Likewise, if that water system is ever enlarged in the future and the diversion rate is increased, then a new water right permit will be required for the additional water used. Feel free to give our office a call if you have any questions on these water rights in the future.

Thanks,

~Evan

From: billmcpriestlake billmcpriestlake <billmcpriestlake@sisna.com>
Sent: Friday, September 13, 2024 1:16 PM
To: Roda, Evan <Evan.Roda@idwr.idaho.gov>
Subject: Re: adjudication

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Thank you for the reply Evan. How about the right 97-7291 which has a priority date of 1989? It is at the same site as 97-7521. Can we have a different priority date for each well?

Thank you again,

Bill

From: "Evan Roda" <Evan.Roda@idwr.idaho.gov>
To: "billmcpriestlake billmcpriestlake" <billmcpriestlake@sisna.com>
Sent: Friday, September 13, 2024 9:44:45 AM
Subject: RE: adjudication

Good morning Bill,

Thank you for reaching out to us with your question. The requested changes to your water right recommendation cannot be made by the Department for the following reasons.

Water right claim no. 97-7521 was filed on a previously issued water right license. When a claim is filed based upon a water right license, the elements recommended by IDWR cannot exceed or predate those from the original license. Claim no. 97-7521 was claimed and recommended as originally licensed for the use of groundwater for municipal purposes with a priority date of February 27, 2015. The association's previous use of a spring source does not relate to this water right as it involved the use of surface water, rather than groundwater (well). Further, the mandatory permit statute for groundwater uses was issued March 25, 1963, and any diversion and use of a groundwater source since that time for municipal purposes has required a permit, which the Outlet Water Association acquired with water right no. 97-7521.

If you have any additional questions, please feel free to reach out to our office and we will be happy to help.

Best Regards,

Evan

Evan W. Roda
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From: billmcpriestlake billmcpriestlake <billmcpriestlake@sisna.com>
Sent: Thursday, September 12, 2024 10:46 AM
To: IDWRInfo <idwrinfo@idwr.idaho.gov>
Subject: adjudication

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Greetings,

Regarding Right 97-7521: I'm concerned about the priority date. Use of the site actually dates back to 1971 with the Right 97-7013. We used the water from a spring. In 1989 we developed a well at the site, and in 2015 we added a second well. Wouldn't our priority date go back to one of the earlier Rights?

Thank you,

Bill McInerney
Outlet Water Assn.