

Roda, Evan

From: Roda, Evan
Sent: Friday, September 13, 2024 9:45 AM
To: billmcpriestlake billmcpriestlake
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

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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.