



IDAHO DEPARTMENT OF
WATER RESOURCES

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Governor Brad Little

Director Mathew Weaver

May 13, 2024

Skyler C. Jons, Esq.
Olsen Taggart PLLC
PO Box 3005
Idaho Falls, ID 83404

RE: Recharge Under City of Gooding Water Right Permit 37-23059 - Petition for Initiation of Contested Case and Request for Hearing

Dear Mr. Johns,

Thank you for your letter dated April 29, 2024, on behalf of Recharge Development Corporation (RDC). In your letter, you state that if the Idaho Department of Water Resources (Department) is willing to recognize that “RDC performed 1,341.0 acre-feet of aquifer recharge during calendar year 2022 (CY2022) as set forth in Rob Whitney’s March 1, 2024, email to RDC” then RDC “will withdraw” its Petition requesting initiation of a contested case dated November 15, 2023. The Department appreciates RDC’s willingness to informally resolve this matter concerning recharge that occurred in CY2022 under the referenced Water Right Permit.

Consistent with my email to the parties dated March 1, 2024, and in consideration of your April 29 letter, the Department will commit to recognizing that RDC recharged 1,341.0 acre-feet of water in the Gooding Bypass Channel in CY2022 under Water Right Permit 37-23059.

Given that this letter satisfies the conditions of settlement outlined in your letter, the Department will consider the matter resolved. Thank you for your assistance in resolving the matter.

Regards,

Rob Whitney
Manager, Water Distribution Section

cc:

Garrick Baxter, IDWR Lead Deputy AG
Corey Skinner, IDWR Southern Region
Brian Ragan, IDWR State Office