



7600 NE MINERAL dr Suite 100
State of Idaho

DEPARTMENT OF WATER RESOURCES ^{CPA}

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098
Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

January 26, 2009

MARY JANE SMITH
PO BOX 175
PULLMAN WA 99163

Re: Water Right No. 95-8287

Dear Mrs. Smith:

In a recent review of the records for water right no. 95-8287, the Idaho Department of Water Resources ("IDWR") identified a discrepancy in the place of use description for this right. The water permit application describes the place of use as Township 47 North, Range 3 West, Section 11, Gov't Lot 2, a.k.a. Lot 30, Cedar Grove Tract. In the Beneficial Use Field Report, the examiner described the place of use as T47N, R4W, Sec. 11, Gov't Lot 2 (NE $\frac{1}{4}$ NW $\frac{1}{4}$). The water right license describes the place of use as T47N, R3W, Sec. 11, Gov't Lot 2 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), with a condition indicating that the place of use is also known as Lot 30, Cedar Grove Tract. Kootenai County Assessor's Office records show that the land at the location described on the water right license is currently owned by John R. Katovich, Jr. A water right report and map is enclosed for reference.

IDWR records show Norman Johnson as the owner of water right no. 95-8287. County records show you as the owner of lots 29, 30, and 31, Cedar Grove Tract, which are located in T47N, R4W, Sec. 11, Gov't Lot 2 (NE $\frac{1}{4}$ NW $\frac{1}{4}$). As a land owner, you also own the water rights appurtenant to the same property. To correct the place of use description for this right and to change ownership of the right as required by Idaho Code § 42-248, there are two options you may pursue. The first option is to file a claim in the North Idaho Adjudication to change the place of use description and to change ownership of this right to your name. The cost of filing a claim for this right is \$25.00. The second option is to request an amendment of the water permit. Once the permit is amended, a new license can be issued with the corrected place of use description and ownership. The cost of filing an application to amend a permit is \$50.00.

Water right and adjudication forms are available at any IDWR office or from the IDWR website at <http://www.idwr.idaho.gov>.

If you have any questions, please contact me at (208) 287-4943.

Sincerely,

Aaron Marshall
Sr. Water Resource Agent

Enclosure(s)

c: John R Katovich, Jr. - PO Box 385, St. Maries, ID 83861
Keith Franklin - IDWR Northern Regional Office

APR 12 1983
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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 95-8287

WATER RIGHT NUMBER: 95-8287

Owner Type Name and Address
 Current Owner NORMAN JOHNSON
 408 LEWIS ST
 MOSCOW, ID 83843

Priority Date: 04/12/1983

Basis: License

Status: Active

Source Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	1.20 AF
	<u>Total Diversion:</u>	0.040 CFS	1.20 AF

Location of Point(s) of Diversion

GROUND WATER L2 (NE1/4NW1/4) Sec. 11, Twp 47N, Rge 03W, B.M. KOOTENAI County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
47N	03W	11					X												
							L 2												

Conditions of Approval:

1. Place of use also known as Lot 30, Cedar Grove Tract.

Remarks:Comments:Dates and Other Information:

Licensed Date: 8/27/1987
 Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number:
 Judicial District:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Water Supply Bank: