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AUG 26 2009
DEPARTMENT OF
WATER RESOURCES

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August 24, 2009

Mr. Bob Haynes – Regional Manager
Northern Region – Idaho Department of Water Resources
7600 Mineral Drive Ste 100
Coeur D' Alene, ID 83815-7763

**Subject: Motion for Reconsideration – Subcase No. 85-15713 - Granted by SRBA
Court/ August 20,2009**

During the phone-assisted hearing conducted on August 18, 2009, regarding the above noted Motion to File a Late Claim application, we were advised by the Honorable John M. Melanson to issue a written notice confirming our initial water use intent to all interested IDWR Agencies.

This letter is to serve as an official and guaranteed intent on our part to claim only 0.04 cfs with a 13,000 gallon/day limit as Domestic Use from our water Well.

We do however also retain any and all legal rights to defend the initial tested production rate of 40 gpm of water from our Well, should any act of encroachment by future/additional area users diminish or otherwise jeopardize the use of this Well for our Domestic Purposes.

Best regards,


Vernon D. Permenn


Sharon B. Permenn

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Cc:

Clerk of the District Court
Snake River Basin Adjudication
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