



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

August 25, 2010

GAIL LA FERRIERE & ROGER BACON FAMILY TRUST
25403 N FJORD RD
RATHDRUM ID 83858

RE: Coeur d'Alene-Spokane River Basin Adjudication claim 95-11204 Violation of the Mandatory Permit Statute

Dear Claimant(s):

The Idaho Department of Water Resources (IDWR) is currently in the process of reviewing adjudication claims in your area. Initial review of your claim indicates the priority date claimed is in violation of the Mandatory Permit Statute for the water source and purpose of use claimed.

The permit system for establishing a water right became mandatory for uses developed from ground water after March 25, 1963 (except for domestic purposes as defined by Section 42-111, Idaho Code), and for uses developed from surface water after May 20, 1971 (except for watering stock directly from streams).

The priority date claimed indicates that use of water for the purposes claimed began after March 25, 1963, for ground water. Because a water right was not previously established under the permit system, an "Application for Permit" form should be filed instead of this claim. The adjudication claim fee you paid can be applied to the fee for the application for permit.

In addition you may amend your claim for domestic and/or stockwater use only, claiming the date the well was completed as your priority date.

For your convenience, I am enclosing an Application for Permit form. Please do not hesitate to contact this office if you have any questions or concerns.

Sincerely,

Lori Harris

Technical Records Specialist 2

Adjudication Section

Enclosure(s): Application for Permit form w/instructions