



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

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February 14, 2012

C. L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Interim Director

GRANT TESTER  
TERRANN TESTER  
1251 EAGLE CREEK RD  
WALLACE ID 83873

RE: Coeur d'Alene-Spokane River Basin Adjudication (CSRBA) Claim No. 94-8291 Violation of the  
Mandatory Permit Statute

Dear Claimants:

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.

An Application for Permit form with instructions is enclosed. You may also access the Application for Permit form as a "fillable" PDF file on IDWR's website under Water Right Forms at the URL shown below.

[http://www.idwr.idaho.gov/RulesStatutesForms/WaterRights/PDFs/Application\\_for\\_Permit.pdf](http://www.idwr.idaho.gov/RulesStatutesForms/WaterRights/PDFs/Application_for_Permit.pdf)

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  
Request for Withdrawal of Claim