State of Idaho
DEPARTMENT OF WATER RESOURCES
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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 20, 2014

DONNA ODEKIRK
2840 E 775 N
LAYTON, UT 84040

Re: Coeur d'Alene-Spokane Basin River Adjudication claim 95-2187
New Application for Permit

Dear Ms. Odekirk,

Per our conversion on October 16, 2014, I am enclosing several documents:

Preliminary Recommendation for 95-2187:

Based on our conversation, I recommended the adjudication claim with the same elements that were licensed in 1966. I have also attached a copy of the original license for your review. You will see that there is a comment about 100 head of stock which is taken from the original license. I realize you don't have 100 head of stock out there now, but I am still recommending it as a valid use based on our conversation.

Map for preliminary Recommendation:

The attached map shows the recommended location of the point of diversion. This is the point that water is first diverted from the natural stream channel. Please look at the map, and if this is in the wrong, please draw in that place of use and mail it back to me with the enclosed envelope.

The irrigated place of use outlined is only 1 acre because that is all that is authorized on the license for which your claim is based (*see enclosed copy of original license*). I didn't know where to put the 1 acre so I did my best. If there is a better place to describe the place of use that more accurately will describe your water right, please draw in that place of use and mail it back to me with the enclosed envelope.

Application for Permit & Map:

The enclosed application for permit is only partially filled out. You need to review what has been filled out and then complete other areas. I will discuss each item on the application briefly to help you out a little:

Item 1: Make sure your contact information is correct

Item 2: The name of the source and tributary is the same as that on 95-2187 since this application is just to authorize more water and acreage on the same system.

Item 3: The point of diversion description I entered is the same as on 95-2187 since this application proposes to use the same delivery system.

Item 4: The diversion rate of 0.64 cfs is the maximum diversion rate IDWR can authorize for the 32 acres of irrigation identified in the POU: 0.02 cfs per acre. If you choose to change the acreage you are applyi9ng for, you will want to change the diversion rate.

> ***Note:*** The filing fee for an application for permit is based on the diversion rate. 0.64 cfs (32 acres) has a $250 filing fee. However, if you truly only irrigate 6 acres or less (1 acre under 95-2187 and 5 under this application) you could apply for 0.10 cfs (5 acres) and reduce the filing fee to $100. I am enclosing a fee schedule for your review.

Item 5: You can leave 5b blank.

Item 6:

a. A short general description of how the water gets from the stream to the irrigated ground is what we need here. I am unsure if it is the same as it was in 1966 so I left this for you to complete.
b. Leave Items 6b. thru 6e. blank. Not applicable.

Item 7: Not applicable

Item 8: I drew in a boundary of what appeared to be the irrigated ground and I came up with 32 acres. I know 32 acres is more than what you are irrigating currently, but it is better to be a little over than under. If we under shoot the acreage, then you will have to go through this process again.

Item 9: Please review

Item 10 a, b, c: Please complete

Item 11: This is where you can add any additional information or comments. This is optional.

Item 12: If you aren't planning on changing your system, then you can put 1 year. That means in 1 year we will contact you and ask for verification that you are ready for us to come out and conduct a field examination. If you think, through this process you might change your system and need more time, then you can put up to 5 years.

Item 13: I have attached a map. Please review and see if that makes sense.

To summarize, there are two different processes going on. The first one is the Adjudication of 95-2187. We need to make sure that the recommendation looks good to you. All the elements are recommended as claimed and as historically licensed so if there is an issue, I suspect it would be in the location of the point of diversion or place of use. Once your review 95-2187, if everything looks ok, you don't need to take any action. You are done till we contact you again. Note that the adjudication process isn't complete yet. IDWR still needs to send these recommendations to the court to be decreed. Give me a call if you want to talk about this process.

The second issue is the new Application for Permit. This is to apply for the authorization to irrigate all that ground over the 1 acre that is authorized by 95-2187. You need to complete the application and then send it and the $250 filing fee to the Northern Region office of IDWR at:

IDWR
7600 N Mineral Dr Suite 100
Coeur d'Alene ID 83301-5858

This is a lot to go over. Feel free to give me a call if you have questions.

Respectfully submitted,

Craig L. Saxton
Adjudication Technical Analyst
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208.287.4916

Enclosures: Preliminary Recommendation and Map for 95-2187
Copy of License 95-2187
Application for Permit Form and Map
Fee Schedule for Application for Permit