



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
Phone: (208) 762-2800 • Fax: (208) 762-2819 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 24, 2014

SHAWN M FLY
2821 E ROCKWOOD DR
PHOENIX AZ 85050

SUBJECT: Notice of Error Reply on Notice of Claim to a Water Right Number 91-7228

RESPONSE DEADLINE
DATE: January 15, 2015

Dear Mr. Fly:

We have received your Notice of Error Reply indicating that you would like to add five ponds, four wells and one spring to the existing Notice of Claim.

Enclosed you will find several blank Notice of Claim forms, with instructions, which will need to be completed for each water source. This is because only one source is allowed per claim, except when more than one source is being used for a single delivery system. The claim forms that I've enclosed include one of the "short" forms, used for domestic and/or stockwater purposes when the daily water usage is less than 13,000 gallons, and one of the "long" forms, used for all other purposes.

We will also need evidence of the priority date (first usage) and I ask that you send this along when you return the Notice of Claim form(s). I will enclose a brochure which describes the type of evidence which may used.

There is a fee for the claims and that will be \$25.00 for claims filed on the short form and a flat fee of \$50.00 plus a variable fee for those claims which need to be submitted on the long claim form. Without having specifics on the purpose of use you will be claiming, I'm unable to advise you of the variable fee, but this information is outlined in the instructions. Also, because the filing deadline for all claims in Basin 91 and Basin 92 was June 10, 2011, there will be a late fee for any claims which need to be submitted on the *long form only*. This fee is \$50 or 15%, whichever is greater.

Another item for consideration - 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). If this is the situation, you will need to complete an Application for Permit instead of a Notice of Claim, which I've enclosed.

If you need additional forms, these can be downloaded from our web site at www.idwr.idaho.gov. The forms can be completed on this web site too.

12/24/2013

Notice of Error Reply

Please be sure to return this information by January 15, 2015, and feel free to contact me if you have any questions or concerns. I can be reached at (208) 762-2802 or by email at linda.werner@idwr.idaho.gov.

Sincerely,


Linda A. Werner
Water Resource Agent, Sr.

Enclosure: Evidence Brochure
Application for Permit w/Instructions
Blank Notice of Claim Forms w/Instructions
Water Users Guide