



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 5, 2015

MARTY SANDERS
19508 S HWY 3
CATALDO ID 83810

SUBJECT: Notice of Error Reply on Notice of Claim to a Water Right Number 94-7779

Dear Mr. Sanders:

The Idaho Department of Water Resources has reviewed the Notice of Error Reply for the above referenced water right claim in which you stated that the recommendation did not include an irrigation/livestock use. We are unable to make the requested change to the water right claim recommendation for the following reason:

The Notice of Claim which you filed on October 6, 2010, was for water usage from a well and did not include a water usage for irrigation or livestock; only for domestic. However, a domestic usage does include ½ acre or less of lawn or garden irrigation and can include some livestock. Also, the amount of water claimed, and recommended, was 0.04 cubic feet per second (cfs) which is equal to 17.9 gallons per minute.

If you have a water usage from the Coeur d'Alene River than you may want to file for an additional water right. The date of first usage and the type of usage will determine whether a Notice of Claim to a Water Right may be filed or if an Application for Permit is necessary. 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).

I've enclosed the pamphlet entitled "A Water Users Information Guide" as well as a blank Notice of Claim to a Water Right and Application for Permit, should you wish to file for an additional water right. Please feel free to contact me if you have any questions. I can be reached at (208) 762-2800.

Sincerely,

Linda A. Werner
Water Resource Agent, Sr.

Enclosures: Application for Permit w/Instructions
Notice of Claim to a Water Right w/Instructions
A Water Users Information Guide