



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

June 29, 2016

STEVE HEROLD
17550 WISHUS TRAIL
COEUR D ALENE ID 83814

RE: Evidence of Priority Date for Notice of Claim to a Water Right Number 95-12729 & Place of Use Description

RESPONSE DEADLINE
DATE: JULY 29, 2016

Dear Mr. Herold:

The Notice of Claim to a Water Right identified with the number shown above has been filed in the Coeur D'Alene-Spokane River Basin Adjudication, also known as Phase 1 of the Northern Idaho Adjudication (NIA). The claim indicates your water usage is based on "Beneficial Use" or "Statutory Claim". Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. Since the priority date and historic use of a beneficial use right cannot be confirmed by field examination, proof must be provided by the claimant supporting the priority date claimed and the historic use of the water.

Enclosed you will find the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR may recommend the NIA Court decree the claim disallowed if no evidence of the priority date and of the historic use is submitted.

I've also enclosed a map of your property and ask that you verify on this map where the well is located and where the water usage is taking place. Note: it appears that lawn irrigation is occurring on the portion of your property located in the NWNE (2), Section 18, T48N, R4W. If so, you may want to amend your claim to include this piece. To do so, simply add in the legal description under item nine. Be sure to initial and date any changes that you make.

One more item – has there been a change in address? Taxlot records show an address on file which is different than the parcel address. If so, please complete the enclosed address change form.

Please submit this information, to my attention, by the date shown above. If you have any questions, 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.

Enclosures: Evidence of Priority Pamphlet
Copy of Notice of Claim Number 95-12729
Map
Change of Address Form

95-12729, S HEROLD, PARCEL NO. 48N04W078870 & 48N04W180670

