



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • FAX: (208) 287-6700 • Website: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C.L. "BUTCH" OTTER  
Governor

GARY SPACKMAN  
Director

April 14, 2017

Sally J. Higbee  
Thomas E. Higbee  
16582 S. Latour Creek Road  
Cataldo, ID 83810

Re: Coeur d'Alene-Spokane River Basin Adjudication (CSRBA) Claim No. 94-7989

Dear Mr. and Mrs. Higbee:

The Coeur d'Alene-Spokane River Basin Adjudication Court (Court) recently issued the partial decrees for most of the claims to a water right that were included in the Director's Report that Idaho Department of Water Resources (IDWR) had filed for IDWR's administrative Basin 94. The partial decree for your claim has not been issued because of a possible error in claiming the period of use for your water right.

The period of use entered on your claim was "from Jan 1 to Dec 1". This implied you did not want to claim the use of water during the month of December of each year. Normally, a domestic use is claimed as a year round use, from January 1 (1/1) to December 31 (12/31). If you would like to claim the domestic use on your water right as a year round use, an amended claim describing the domestic water use from 1/1 to 12/31 is enclosed. Please also find enclosed a Notice of Administrative Proceeding which will notify the Court that IDWR is currently reviewing and determining if a possible error exists in your claim to a water right.

If you determine there was an error in the claimed period of use for your water right, please review the enclosed amended claim. If the amended claim is acceptable to you in correcting that error, sign the amended claim on the signature lines at Item 14, and return both pages of the amended claim document to me. I will need the signed amended claim returned no later than Monday, May 29, 2017. Once I receive the signed amended claim back from you, IDWR will modify the period of use for your water right, and file a Notice of Completed Administrative Proceeding (NCAP) with the Court. The NCAP will inform the Court that this water right is for year round use, and your water right can proceed to partial decree. If I do not hear from you by May 29, 2017, your water right will proceed to partial decree with the shorter period of use.

If you have any questions or need further clarification, please contact me at (208) 287-4917.

Sincerely,

Carter Fritschle  
Adjudication Section Manager  
Idaho Department of Water Resources

Enclosures:

Amended Notice of Claim  
Notice of Administrative Proceeding