

RECEIVED

FEB 21 2018

04/09/2018

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: March 30, 2018

Water right number: 95-11287

PATRICIA DUTOIT
5803 W PRESLEY RD
COEUR D ALENE ID 83814-7305
Telephone Number: 2086671161

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

I ONLY USE WATER FROM THIS POND 5 MONTHS
OF THE YEAR MAY - SEPT. FOR veg garden and House
yard

2. Describe the changes you wish to make in the proposed recommendation:

Single home yard irrigation incl. Veggie
Garden

3. Give a brief explanation as to why you disagree with these portions:

THE PORTIONS ARE OK
13,000 per day. = 91,000 per week = 364,000 per mo = 1,820,000
per 5 mo. period. (4,368,000 per yr.)

I AGREE with this proposed recommendation; no changes need to be made.

DATE: _____

SIGNATURE: _____

Please print your name: _____

Patricia Dutoit
PATRICIA DUTOIT

IDWR Regional Office, 7600 N MINERAL DR STE 100, COEUR D ALENE, ID 83815-7763, (208) 762-2800

This property is no longer in a
Revocable Living trust.

04/09/2018

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 95-11287

NAME AND ADDRESS: PATRICIA DUTOIT
5803 W PRESLEY RD
COEUR D ALENE ID 83814-7305

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1960

POINT OF DIVERSION: T50N R04W S32 SENW Within KOOTENAI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in KOOTENAI County

T50N R04W S32	SWNE	T50N R04W S32	SENE
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OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right is not a determination of historical beneficial use.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Parcel No. 50N04W-32-1600.

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 95-08892

Proposed Priority: November 10, 1994 Maximum Diversion Rate: 0.20 CFS

This is to certify, that **TRISH DUTOIT**
5551 PRESLEY RD
COEUR D ALENE ID 83814
has applied for a permit to appropriate water from:
UNNAMED STREAM tributary of **MICA CREEK**

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.02 CFS	
IRRIGATION STORAGE	01/01 to 12/31		4.0 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		4.0 AF
WILDLIFE	01/01 to 12/31	0.20 CFS	
WILDLIFE STORAGE	01/01 to 12/31		4.0 AF
WILDLIFE FROM STORAGE	01/01 to 12/31		4.0 AF
Totals		0.20 CFS	

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 32, Township 50N, Range 04W
KOOTENAI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
50N	04W	32	SWNE 0.5	SENW 0.5		1.0

Total number of acres irrigated: 1.0

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: WILDLIFE, same as IRRIGATION use

PLACE OF USE: WILDLIFE FROM STORAGE, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 1997.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.

*completed
9/2/96*

State of Idaho
Department of Water Resources

Permit To Appropriate Water

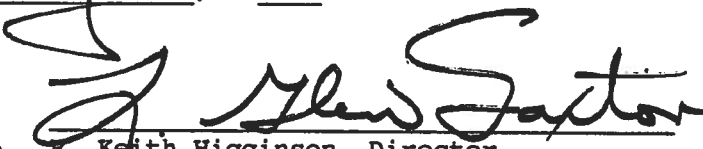
NO. 95-08892

CONDITIONS/REMARKS:

4. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder shall contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.
5. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this

24th day of February, 1995


for
R. Keith Higginson, Director