



State of Idaho

DEPARTMENT OF WATER RESOURCES

Northern Region • 7600 N. Mineral Drive, Suite 100 • Coeur d'Alene, Idaho 83815-7763
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BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 31, 2019

NEIL PECK
LONESOME PINE RANCH INC
PO BOX 336
BAYVIEW ID 83803

SUBJECT: Notice of Error Reply Response for Notice of Claim to a Water Right Numbers 95-9680 and 95-9687

Dear Mr. Peck:

The Idaho Department of Water Resources has reviewed the Notice of Error Reply for the above referenced water right claims. The following changes have been made to the recommendations:

The claims were filed for the use of Salee Creek for irrigation and domestic purposes at 6 homes, and were based upon a previously decreed water right. In your Notice of Error Reply you requested to add 5 additional homes to the recommendation of your claims. The recommendation of domestic use for 1 home is consistent with the water right your claims were based upon and cannot be increased.

In regard to the additional homes now diverting water from the creek; you may wish to file an Application for Permit, or a Notice of Claim to a Water Right, depending on the first usage date. This is because the permit system for establishing a water right became mandatory for uses developed from surface water after May 20, 1971 (except for watering stock directly from streams). I've enclosed information on the water right permitting process and the Northern Idaho Adjudications.

In regard to increasing the quantity; this has been completed based on your amended claim and the original decreed quantity. Also, we have removed the forfeiture language. Irrigated acreage is limited to the amount issued on each license, with a total of no more than 50 acres irrigated when used together, i.e. 20 acres on 95-9680 and 40 acres on 95-9687.

Following the submission of the Director's Report for Part 2 of Basin 95, if you wish to further pursue revisions to the water right claim recommendation, a Standard Form 1 (Objection) should be filed with the Court.

If you have any questions or concerns, feel free to contact our adjudication staff at the Northern Regional Office during business hours at 208-762-2800.

Sincerely,

Linda A. Werner
Water Resource Agent, Sr.

Enclosures: Preliminary Recommendations for 95-9680 and 95-9687
A Water Users Information Guide
Northern Idaho Adjudications