



Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763  
Phone: 208-762-2800 • Fax: 208-762-2819 • Email: [northerninfo@idwr.idaho.gov](mailto:northerninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

Governor Brad Little

Director Gary Spackman

February 28, 2022

LATAH COUNTY  
PO BOX 8068  
MOSCOW, ID 83843

RE: Withdrawal of Protest against Application for Permit No. 86-12130

Dear Protestant(s):

The Department of Water Resources acknowledges receipt of your withdrawal of protest against the above referenced application.

The application does not have any remaining protests; therefore, the department will take the steps necessary to bring the application to a final resolution.

Please contact this office if you have any questions regarding this procedure. Information about water rights and other matters administered by this agency is also available on the Internet at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Sincerely,

A handwritten signature in blue ink that reads "Adam Frederick".

Adam Frederick  
Water Right Supervisor



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Governor Brad Little

Director Gary Spackman

February 28, 2022

DANIEL MATOSKE  
JESSICA MATOSKE  
1666 EAST RD  
DEARY, ID 83823-9612

RE: Withdrawal of Protest against Application for Permit No. 86-12130

Dear Applicant(s):

The Department of Water Resources has received withdrawal(s) of protest against the above referenced application. Withdrawals have been received from the following protestants:

1) LATAH COUNTY

The application does not have any remaining protests; therefore, the department will take the steps necessary to bring the application to a final resolution.

Please contact this office if you have any questions regarding this procedure. Information about water rights and other matters administered by this agency is also available on the Internet at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Sincerely,

A handwritten signature in blue ink that reads "Adam Frederick".

Adam Frederick  
Water Right Supervisor

RECEIVED

FEB 28 2022

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

IDWR / NORTH

**WITHDRAWAL OF PROTEST**

Application for ☐ Transfer ☒ Permit ☐ Amendment of Permit No. 86-12130

In the Name of Daniel & Jessica Matoske  
Applicant

Name of Protestant: Latah County

Represented by: Latah County Board of County Commissioners

**I hereby withdraw my protest to the above referenced matter. All of my issues of protest have been addressed and/or resolved.**

☐ My withdrawal is not conditional.

Or

☒ My withdrawal is conditioned on the following:

Subject to the attached Settlement Agreement as signed by the parties.

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|-------------------------------------------|--------------|-----------------|
| <u>Kathie LaFren</u>                      | <u>Chair</u> | <u>02/23/22</u> |
| Signature of Protestant or Representative | Title        | Date            |

**SETTLEMENT AGREEMENT FOR LATAH COUNTY'S PROTEST TO  
DANIEL AND/OR JESSICA MATOSKE'S  
WATER RIGHT APPLICATION #86-12130**

**RECEIVED**

**FEB 28 2022**

**IDWR/NORTH**

**SECTION 1. RECITALS:**

Latah County ("County") filed a timely protest on the application for Water Right #86-12130 made by Daniel and/or Jessica Matoske ("Applicant"). Through negotiations, County agreed to withdraw its protest in exchange for the below terms and conditions being attached to Water Right #86-12130. This Settlement Agreement by and between Applicant and County sets forth such terms and conditions.

**SECTION 2. OBJECTIVE:**

County seeks to ensure that the amounts withdrawn from groundwater are not harmful to surrounding properties which might utilize the same aquifer for drinking water.

**SECTION 3. TERMS AND CONDITIONS:**

- a. The Applicant agrees that the following terms and conditions shall attach to Water Right #86-12130 and be binding upon Applicant as agreed to by and permitted by the Idaho Department of Water Resources.
  - i. The instantaneous flow rate/amount of water to be appropriated for "domestic" from groundwater to Applicant under Water Right #86-12130 shall be no more than .02 cubic feet per second (cfs).
- b. The Parties agree that the above terms and conditions shall inure to the benefit of, and be binding upon, the Parties and any of their successors and/or assigns.
- c. Following execution by the Parties of this Agreement, the Idaho Department of Water Resource's acceptance of this agreement, and the Agreement's attachment to Water Right #86-12130, County agrees to withdraw its protest of Water Right #86-12130.

**SECTION 4. EFFECTIVE DATE:**

This Agreement shall be effective upon its acknowledgement by the Parties below.

**COUNTY:**

DATED this 23 day of February 2022.

Kathie LaFortune  
Kathie LaFortune, Chair

Attest: Melody Chapman  
Clerk/Deputy Clerk of the Board

**APPLICANT:**

Daniel Matoske 1.7.22  
Daniel Matoske Date

Jessica Matoske 1.7.22  
Jessica Matoske Date