



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 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

January 14, 2015

GLEN FRACHISEUR
MICHELE FRACHISEUR
PO BOX 870
PRIEST RIVER ID 83856

RE: Water Appropriation Permit 97-7485

Notice of Intent to Void Permit

Dear Permit Holder:

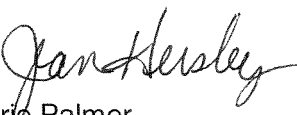
In July, 2009, the Idaho Department of Water Resources (Dept) issued permit 97-7485 authorizing you to develop a right to divert .09 cfs of water from the West Branch of Upper Priest River tributary of Priest River within the NE¼NW¼ of Section 21, Township 59 North, Range 05 West, B.M., for the irrigation use of 3.0 acres of lawn in Bonner County. Under the terms of the permit, the development was to have been completed by August 1, 2014. On July 18, 2014, the Dept. received your Proof of Beneficial Use statement indicating you had completed your development and put the water to beneficial use. However, during the licensing review process, it was discovered that the place of use also included land in the SESW and that you are only irrigating 1.5 acres under this permit.

The final step in the water appropriation process is the issuance of a Water Right License. By issuing a license, the Department recognizes that you have met the requirements for establishing a water right. Because the place of use was developed differently than permitted, the Department cannot issue a license without an amendment of the permit. An application for amendment was sent on September 15, 2014 and again on October 9, 2014 to show this change so the Department could move forward with the licensing of your permit. As of the date of this letter, we haven't received the amendment from you.

I am enclosing another Application for Amendment in case you misplaced the others. If I do not receive the requested information from you by **February 15, 2015**, I will take action to void your permit under the provision of Section 42-219(8) of the Idaho Code.

If you have any questions, please contact me at 208-287-4944.

Respectfully,


for Cherie Palmer
Water Rights Supervisor

Enclosure