



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

May 7, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

LARRY ALLEN
8 MT IDAHO CEMETARY RD
GRANGEVILLE ID 83530

Dear Mr. Allen:

I am writing this letter in response to the telephone conversation that we had today. Pursuant to our discussion, Application for Transfer #73751 will be withdrawn and an Application for Permit will be filed to cover the in-stream uses from the intermittent stream on your property.

Idaho Code 42-113 (copy enclosed) does not require that you file an application for your in-stream use for livestock however, you may submit an Application for Permit if you would like your use documented with the Department.

If you choose to file an Application for Permit please use the enclosed stockwater table to designate a rate of flow necessary for your livestock use. Please also note that an in-stream stockwater right must be free of diversion works and the stream channel shall remain unaltered with the stock drinking directly from the stream.

In addition, I have prepared a rough draft of an Application for Permit for your review along with a map. I hope that you will find this information useful and be able to use it as an aid in filing for your permit.

The Withdrawal of Application for Transfer should be completed and returned to me at your earliest convenience. If you do file for a permit, the \$100 filing fee will be transferred to that application, otherwise it will be refunded.

You may contact me at (208) 287-4944 if you have any further questions.

Sincerely,

Cherie Padilla
Water Resource Agent
Water Allocation Bureau

Enclosures