

MEMORANDUM

Date: October 24, 2008
To: Water Right File 81-11927
From: Aaron Marshall
Re: Licensing Review

Scott and Pam Swearingen applied for a permit for outdoor domestic use in the SW1/4 SE1/4 of Section 32, T33N, R06E. IDWR advertised the application with this place of use description. Permit 81-11927 was issued with the place of use identified as the NW1/4 SE1/4 of Section 32, T33N, R06E. IDWR issued the permit with a different place of use location because the county taxlot layer lined up that way with the PLSS layer in ArcView. However, as with many counties, the Idaho County taxlot layer is shifted and does not project correctly when overlayed on other layers in ArcView.

I completed the field exam and found the place to be located in the SW1/4 SE1/4 of Section 32, T33N, R06E. Since this differed from the permit, I sent a licensing amendment application to Scott and Pam. Scott called and pointed out that his application was consistent with my findings and that IDWR issued the permit with the incorrect place of use location.

Since IDWR made the error in issuing the permit, the licensing amendment should not be required and IDWR should issue the license with the correct place of use location.