



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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February 12, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

RICHARD L KOLLER
2105 W REGINA
SPOKANE WA 99218

Re: Permit No. 85-15650 & 86-11966

Dear Permit holder:

On February 1, 2008, you filed by facsimile, copies of Proof of Beneficial Use ("proof") forms for the above referenced permits. I understood that the original proofs and fees would be filed with the Department. On February 6, 2008, lapse notices were issued for these permits because the Department had not received the appropriate filing fees.

On February 11, 2008, the Department received the original proofs and a \$50.00 filing fee for each permit. Upon review of your proofs and permits I determined that the filing fees are waived because these permits are for domestic uses from a ground water source and have a diversion rate of 0.04 cfs or less. Therefore, the Department accepts receipt of the proof forms you filed on February 1 and has issued orders reinstating the permits without advancement of the priority based on Department error. The \$100.00 you paid at the time of filing proof will be refunded to you by check that will be issued to you within 7-10 business days.

The next step in the process of developing a water right is for the department to contact you to schedule a field examination to determine and confirm the use being made of the water, and that it meets the permitted beneficial use.

Be advised that Section 42-248, Idaho Code, requires you or the owner of these water rights to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office.

If you have questions about the field examination, please contact the **Northern Regional Office** of the department in Coeur d'Alene at (208) 762-2800.

Sincerely,

Deborah Gibson
Administrative Assistant
Water Allocation Bureau

Enclosures
cc: Fiscal