



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

November 14, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

GARY D MCINTIRE
28872 GOLDEN RD
LAPWAI ID 83540

**RE: NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP REGARDING
WATER RIGHT 85-11742**

Dear Mr. McIntire,

As we discussed yesterday, I briefly reviewed the Notice of Change of Ownership Change form received by the Department of Water Resources (department) on July 14, 2005 for the above referenced water right. As you indicated to me, you are the current owner of a lot previously owned by your father, Donald H. McIntire. Based on information you provided with the Change of Ownership form, the lot is known as parcel number RP 0313000101014B A, and is located in the southeast quarter of the southeast quarter (SESE) of section 14, Township 35 North, Range 04 West.

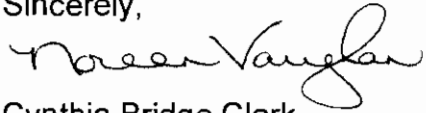
Enclosed is a copy of the partial decree for water right 85-11742. The point of diversion (well) and the place of use authorized under this water right are located in the southeast quarter of the northeast quarter (SENE) of section 14, Township 35 North, Range 04 West. It appears that the original claim filed with the Snake River Basin Adjudication (SRBA) identified the location place of use in the SENE rather than the SESE. The water right has since been decreed in the SRBA with a place of use in the SENE. Since you have not provided documentation of ownership of property in the SENE, the department cannot currently change the water right into your name.

If your father never owned property in the SENE quarter quarter of section 14, there may have been an error on the original claim. As we discussed, you may want to contact the SRBA to determine whether the partial decree can be changed to reflect a place of use and point of diversion in the SESE. The telephone number for the SRBA is 208-736-3011.

The department cannot change the name on the water right unless the place of use authorized under the water right is changed to the location of the property you own, or you can submit documentation to show you own the place of use currently described on the water right. For reference, I have also enclosed a map of the current place of use identified on the water right as well as the location of your property.

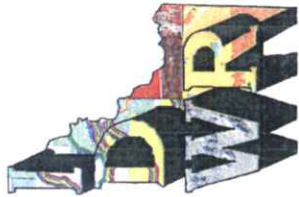
Please contact me at 208-267-4946 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Cynthia Bridge Clark". The signature is fluid and cursive, with the first name "Cynthia" being more prominent.

 Cynthia Bridge Clark
Water Allocations Bureau

Encl: 2



Idaho Department of Water Resources

Water Right:

85-11742

(Domestic)

Legend

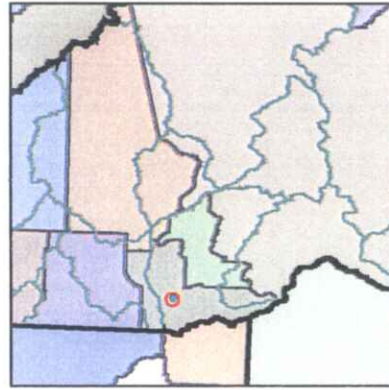
● Point of Diversion

□ Place of Use

□ Townships

□ PLS Sections

□ Quarter Quarters



Nez Perce County
IDWR Basin 85



T35N R04W SEC. 14
R04W



0 0.3 0.6 Miles

0 0.3 0.6 Miles

Prepared by C. Clark
On Tuesday, November 14, 2006
2004 Aerial Photography