



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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 9, 2006

ROGER GREGORY
PO BOX 1299
PRIEST RIVER ID 83856

RE: PERMIT 97-7445

Dear Mr. Gregory:

I received a faxed copy of the Proof Due Notice, with your note dated May 3, 2006. It appears you believe that there was no further action, on your part after you received the above referenced permit. However, a permit is only temporary authorization for you to proceed with the development of a water right. Ultimately a license issued by the department is the final document you will receive upon completion and the beneficial use of this water.

The department's water right file shows that on April 8, 2005, you filed the above referenced application together with a filing fee of \$100 seeking authorization to develop a water right from a groundwater source for the diversion of 0.04 cubic feet per second of water for domestic use for one home. On July 14, 2005, the department issued you a permit, a copy of which is enclosed for your review. One of the conditions of approval on the permit was that you submit proof of beneficial use ("proof") to the department on or before July 1, 2006.

On April 30, 2006, I sent you a Proof Due Notice letter, which is a reminder to you that proof is coming due. With the Proof Due Notice, I enclosed a proof form and a Request for Extension of Time form with their instructions. Please refer to these instructions if you have further questions about how to complete the appropriate form, only one of the forms is acceptable at this time.

The Proof of Beneficial Use form is to notify the department that the diversion of water is completed and that the permit holder has complied with the conditions as noted. The department waives the filing fee for proof for permits, like yours, which use a ground water source with a diversion rate of 0.04 cfs or less. However, if you have not completed the water diversion, you must file a Request for Extension of Time (along with a \$50.00 filing fee) to extend the proof deadline for a period you believe will allow you enough additional time for you to complete your water system, and to comply with the conditions of the permit.

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Upon the department receiving an acceptable proof, a field examination of your system will be scheduled. The field examiner will contact you and make an appointment to meet you on your property and examine your water delivery system. The examiner will prepare a Beneficial Use Field Report. Upon the receipt of a completed Beneficial Use Field Report in the department's State Office in Boise, the file will be reviewed for issuance of a License. The issuance of the License is the final step in this process of obtaining a water right.

However, if the department does not receive a proof or a request for an extension of time before July 1, 2006, the permit will lapse. After July 1, 2006, the department is required to send you a "Lapse Notice." If nothing is filed to reinstate a lapsed permit, it will become of no further force nor effect and development of the water is unlawful.

If you no longer need this water, you may notify the department in writing and the permit will be voided.

If after reading this letter and reading the instructions for the appropriate form, you still have questions you may contact me at (208) 287-4942, or the Northern Regional Office in Coeur d'Alene at (208) 769-1450. Additional information is available on the department's website at: www.idwr.idaho.gov.

Sincerely,

A handwritten signature in black ink that reads "Deborah J. Gibson". The signature is fluid and cursive, with the first name being the most prominent.

Deborah Gibson
Administrative Assistant
Water Allocation Bureau

Enclosure
c: IDWR - N. Region