



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

December 13, 2005

KOOTENAI RIVER LUMBER CO LLC
ATTN: JULIE SHIFLETT
PO BOX 220
LACLEDE ID 83841

RE: Water Appropriation Permit No. 98-7736

Dear Ms. Shiflett:

The Department of Water Resources (IDWR) is preparing to issue a water right license in connection with Water Appropriation Permit No. 98-7736, which authorizes your company to divert water from the Kootenai River for commercial and fire protection purposes. IDWR's beneficial use rules require that the license include an annual diversion volume limit, which must be based on actual use, not on potential future diversions.

The IDWR field examiner who verified your diversion and use of water in 1999 did not report an annual diversion volume figure. If you have data showing your actual annual diversion volume, please send a copy to me at IDWR. If you do not have actual data, IDWR will need the following information from you in order to calculate the annual volume figure.

- How many days of the year do you divert water from the river?
- How many hours each day do you divert water from the river? Does it vary depending on the time of year? If so, please describe the average number of hours you pump each day for each month of the year.
- The field examiner reported that you have two pumps. What percentage of the time do you use only one pump instead of both? In other words, do you always divert at your maximum diversion capacity, or do you vary your diversion rate?

Thank you for your help with this requirement for licensing your water right. Please respond within 30 days. If IDWR does not receive your response in that time, IDWR will assume that you no longer wish to have a water right license, and your permit will be voided.

If you have any questions, please call me at 208-287-4947, or email me at shelley.keen@idwr.idaho.gov.

Sincerely,

Shelley W. Keen
Water Rights Supervisor