



IDAHO DEPARTMENT OF
WATER RESOURCES

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Governor Brad Little

Director Mathew Weaver

August 28, 2024

JOHN STIRLING
1809 S RIDGEMONT DR
SPOKANE VALLEY, WA 99037

RE: Notice of Error Reply for Clark Fork-Pend Oreille River Basin Adjudication (CFPRBA) Claim No. 97-8793

Dear Claimant,

The Idaho Department of Water Resources has reviewed the Notice of Error Reply for the above referenced water right claim. We are unable to make the requested revisions to your claim recommendation at this time for the following reason.

The Notice of Claim to a Water Right identified with the number shown above was filed for the use of groundwater for domestic purposes in one home with a claimed priority date of October 13, 2019. In your Notice of Error Reply, you requested that the recommendation of the claim be revised to include domestic use for two homes, as the well is now being shared with a neighboring parcel (Tract 28 of Forest Lane Tracts). The daily maximum use limit of 13,000 gallons per day was set forth in Idaho Code § 42-111 (1)(a) for *de minimis* domestic uses and does not apply to multiple ownership subdivisions. As such, the additional water use for the neighboring parcel cannot be included in our recommendation of your claim. The use of a shared well within a subdivision requires an Application for Permit be filed. As a water right is appurtenant to the place of use, the application should be filed by the owner of the property sharing your well. For your convenience, I have enclosed an Application for Permit form with instructions.

If you have any further questions or concerns, do not hesitate to contact our office and we will be happy to help. We can be reached by phone during business hours at 208-762-2800.

Sincerely,

Evan W. Roda
Water Resources Supervisor
Northern Region

Enclosure(s): Application for Permit with Instructions