



IDAHO DEPARTMENT OF
WATER RESOURCES

Northern Region • 7600 N Mineral Drive, Suite 100 • Coeur D'Alene, ID 83815-7763

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Governor Brad Little

Director Gary Spackman

March 20, 2023

Garth Monroe
16901 Nounan Rd
Soda Springs, ID 83276

SUBJECT: Bear River Basin (BRBA) Claim No. 11-349, 11-348, 11-7602

Dear Mr. Monroe,

The Idaho Department of Water Resources (IDWR) is reviewing claims filed in the BRBA. During my review of your claims, I noticed that you partially filled in #9, Place of Use, on claims 11-349 and 11-348. Please fill in the number of acres each water right is currently irrigating to complete the Notice of Claim and then sign each form. I did forget to mention that there is a fee of \$1 dollar per acre irrigated in our phone conversation. You mentioned that each claim waters 40 acres. You will need to include the \$80 fee with the claims, \$40 per irrigation claim, to cover the cost of filing both claims.

On claim 11-7602 the priority date you provided in #2 is 4/1/2007. This breaks the Mandatory Permit Statute which states that surface water uses that started on or after 1971 need to be permitted and licensed with the Department. You did explain that the spring had been developed prior to the date you claimed, and you mentioned that the property was part of a homestead. You can amend your claim to when the property was homesteaded if you like and claim the date that you feel would accurately show when the spring was first developed. You will need to mark out the priority date you had put and write down the new date you are claiming next to it with your initials and then sign the form. This will need to be mailed back to us, along with the other forms. You may keep a copy for your own records. If the spring was not developed before 1971, you will need to reach out to the Eastern Office in Idaho Falls to apply for a permit.

I've included all three claims in this mailing. Please make the needed corrections and mail the claims back as soon as you can. If you have any questions, please feel free to reach out to me. My telephone number is (208) 701-7200 and my email is kyle.mcmurray@idwr.idaho.gov.

Sincerely,

Kyle McMurray
Water Resource Agent

Enclosure: Notice of Claim to a Water Right 11-348, 11-349, 11-7602