



**Governor Brad Little**

**Director Gary Spackman**

October 21, 2022

**RE: Notice of Amended Moratorium Order in the Snake River Basin Upstream of Swan Falls Dam**

Dear Applicant and/or Interest Party,

You received this notice because you previously filed an application for permit to establish a new water right within the Snake River Basin upstream from Swan Falls Dam, or you have been identified as an interested party to a previously filed application for permit. Due to moratoriums on new water rights in much of the Snake River Basin, some applications have been held by the Idaho Department of Water Resources (“IDWR”) without processing since 1992.


This notice is given pursuant to Water Appropriation Rule 055.01.b.i (IDAPA 37.03.08.055.01.b.i) and Idaho Code § 42-1805(7) that on October 21, 2022, IDWR issued the *Amended Snake River Basin Moratorium Order* for the Snake River Basin upstream from Swan Falls Dam (“Moratorium Order”). A copy of the Moratorium Order is enclosed. The Moratorium Order affects applications to appropriate water in the Snake River Basin upstream of Swan Falls Dam, which consists of all surface water drainages tributary to the Snake River upstream from Swan Falls Dam, the Trust Water Area where ground water is determined to be tributary to the Snake River between Milner Dam and Swan Falls Dam, and the Non-Trust Water Area which is that portion of the Snake River Basin upstream from Milner Dam not within the Trust Water Area. A map of the moratorium area is on page 30 of the enclosed Moratorium Order. The moratorium applies to all surface water in, and tributary to, these drainages and all groundwater underlying these drainages.

Any person aggrieved by the Moratorium Order may file a written petition requesting a hearing pursuant to Idaho Code § 42-1701A(3) and IDWR’s Rules of Procedure (IDAPA 37.01.01). The petition must state the reasons for contesting the Moratorium Order and must be filed within fifteen (15) days after receipt of this notice.

Petitions for hearing can be filed with IDWR’s State Office, 322 E Front Street, Ste 648, PO Box 83720, Boise, ID 83720-0098; or IDWR’s Southern Region, 650 Addison Ave W, Ste 500, Twin Falls, ID 83301-5858; or IDWR’s Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402-1718; or IDWR’s Western Region, 2735 W Airport Way, Boise, ID 83705-5082; or emailed to IDWR at [file@idwr.idaho.gov](mailto:file@idwr.idaho.gov); or filed with another IDWR office.

The Moratorium Order and additional documents pertaining to this matter can also be viewed on IDWR’s website at [www.idwr.idaho.gov](http://www.idwr.idaho.gov).

Respectfully,

  
Angela M. Hansen  
Water Rights Section Manager

Enc: Moratorium Order  
Certificate of Service