

08/20/2004

RECEIVED
SEP 10 2004
DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 30, 2004

Water right number: 85-7199

MIL-RAY INC
C/O PAUL H MILLER PRESIDENT
585 DOGWOOD RD
PASCO WA 99301
Telephone Number: (509)266-4220

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 9-8-04 SIGNATURE: Paul H. Miller

Please print your name: PAUL H. MILLER

IDWR State Office, P.O. Box 83720, Boise, ID 83707-9815

08/14/2004 RECEIVED

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

SEP 10 2004

DEPARTMENT OF
WATER RESOURCES

RIGHT NUMBER: 85-7199
 NAME AND ADDRESS: MIL-RAY INC
 C/O PAUL H MILLER PRESIDENT
 585 DOGWOOD RD
 PASCO WA 99301

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
 10.60 AFY

PRIORITY DATE: 06/22/1979

POINT OF DIVERSION:
 T36N R01W S5 NWNE Lot 3 Within NEZ PERCE County

PURPOSE AND
 PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.080 CFS 3.60 AFY
IRRIGATION	05/01 10/30	0.020 CFS 7.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY 1 AND AFTER OCTOBER 30 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within NEZ PERCE County

T36N R01W S05 Lot 3 NWNE 2.0

DOMESTIC Within NEZ PERCE County

T36N R01W S05 Lot 3 NWNE

T36N R01W S05 Lot 4 NENW

2 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License