

April 14, 2005

NORMAN HANSEN
2982 HWY 71
CAMBRIDGE ID 83610

RE: PRIORITY FOR ADJUDICATION CLAIMS 67-04057, 67-04058, and 67-04063

Mr. Hansen:

Thank you for replying to my request for evidence of priority. I apologize for my typo, and want to reassure you that the water right claim I addressed was in fact 67-4057. Also, leading zeros are inconsequential, so 67-04057 refers to the same claim as 67-4057.

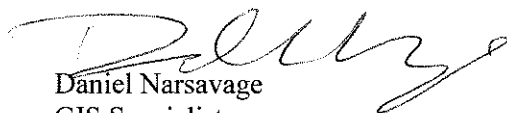
Your five decreed water rights (67-185B, 67-186B, 67-188, 67-189, and 67-190) will be addressed in the coming months, and these appear to have been decreed by Muir vs. Allison. Because of the decree, the claimed priority dates appear reasonable and no action is needed on those claims at this time.

However, your three beneficial use claims (67-4057, 67-4058, and 67-4063), which were not decreed by the court in Muir vs. Allison, appear to be for additional water on the same land. Filing these claims is acceptable, however they claim a priority date before the Muir vs. Allison decree (May 9, 1918).

Because your beneficial use claims appear to cover the same acreage as decreed claims, and the decree did not recognize this water use, the claimed priority dates would have to be after the Muir vs. Allison decree was signed (May 9, 1918). In order to establish priority dates for your beneficial use claims, evidence of priority must be submitted to the department for when this water was first put to beneficial use.

The bottom line is that your three beneficial use claims are not covered by Muir vs. Allison, and in order for them to be recommended and decreed in the SRBA, they must be accompanied by evidence of priority. I apologize for not clarifying this in my previous letter. For your convenience, I have enclosed additional copies of the brochure "Evidence of Priority" and affidavit forms in case you misplaced the ones I sent previously. If you have any questions, please feel free to contact me at (208) 287-4885 or Dan.Narsavage@idwr.idaho.gov.

Sincerely,



Daniel Narsavage
GIS Specialist
Idaho Water Resources Research Institute
Idaho Department of Water Resources

Enclosures: Notice of Claims 67-4057, 67-4058, 67-4063,
Brochure on "Evidence of Priority"
Affidavit forms