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JUL 27 2005
DEPARTMENT OF
WATER RESOURCES
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July 22, 2005

SENT VIA FACSIMILE: (208) 287-6700

Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

Attention: Roxanne Brown

Re: Water Right No. 75-04010

Owner: Herman V. Nelson and Jennie Nelson

Dear Ms. Brown:

I appreciate receiving your telephone response so quickly. Thank you for extending additional time for the submission of a response and evidence of priority date for the Department. It is my understanding that we can submit the same through August of this year. As I have advised you by telephone message, I will attempt to submit evidence of the same by the first week of August at the latest, and hopefully by the previous deadline of July 29, 2005, which the Department imposed.

In regard to my telephone message to you, I can obtain an affidavit from my mother who is 96 years of age and in good health verifying the use of irrigation water on the place and the raising of crops and grazing of livestock. In addition, I can submit an affidavit as to my knowledge that irrigation water has been applied to the place. I started going up to the Lake Creek property in the 1940's. I have a cousin who is approximately 75 years of age who can also state that he was on the place in 1935 and hay and potatoes were being grown and animals were grazed and watered from the creek. Of course, there was a cabin on this place in 1921 or 1922 which is the original homestead cabin. That is still in use. In addition, my parents built another place in the early 1960's, and water from Lake Creek has been used for culinary purposes in both houses.

Please advise me as to whether you think that this information will be sufficient for the Department. I can also obtain affidavits from my two brothers, who live out of state, that irrigation water has been continuously used on this property since their earliest recollections in

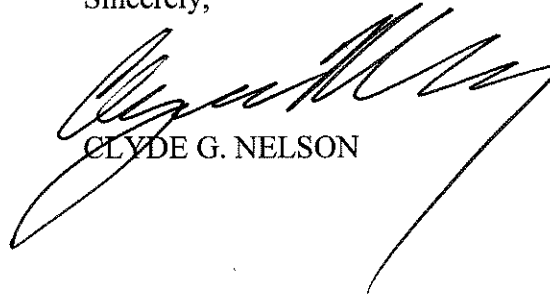
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the early 1940's. However, if you think that my mother's affidavit and my affidavit would suffice, I will not go to the extra trouble to obtain the other affidavits.

Also, the ownership of the property is now vested in the Herman V. Nelson Trust at my address. What do we need to do to change ownership on the water right?

Thank you for your assistance in this matter. It is greatly appreciated.

Sincerely,



CLYDE G. NELSON

CGN:sh