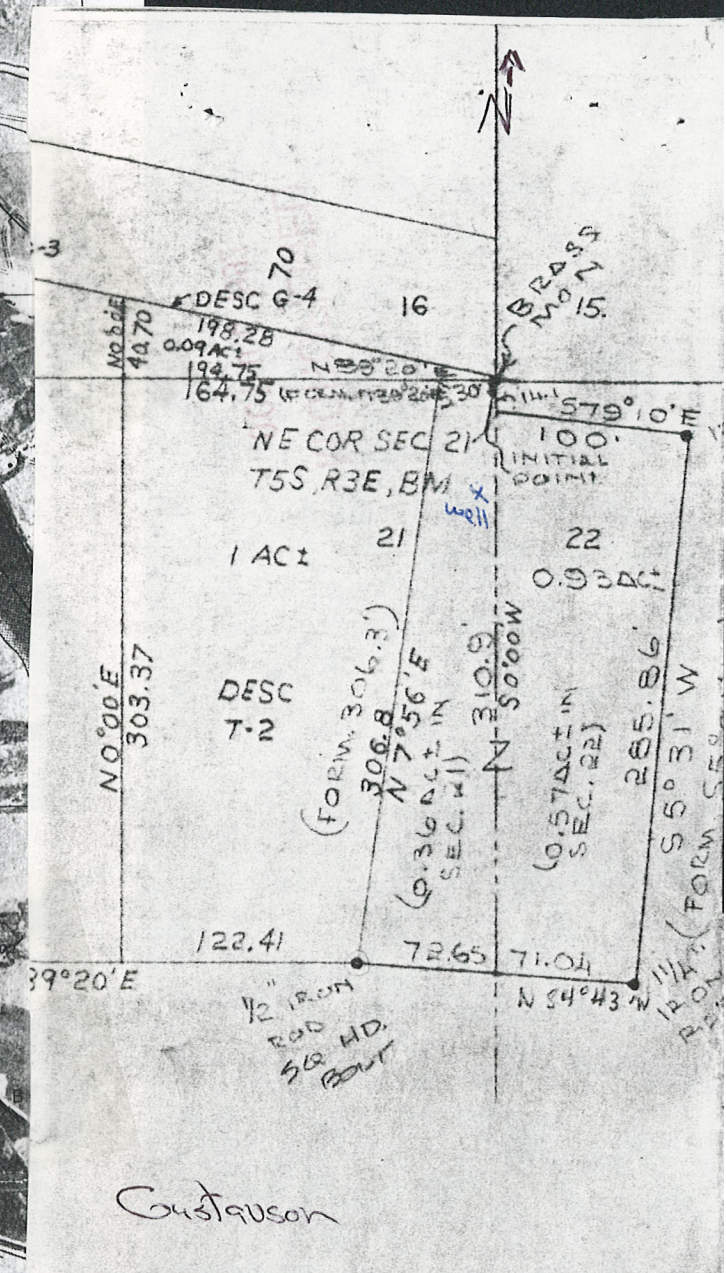
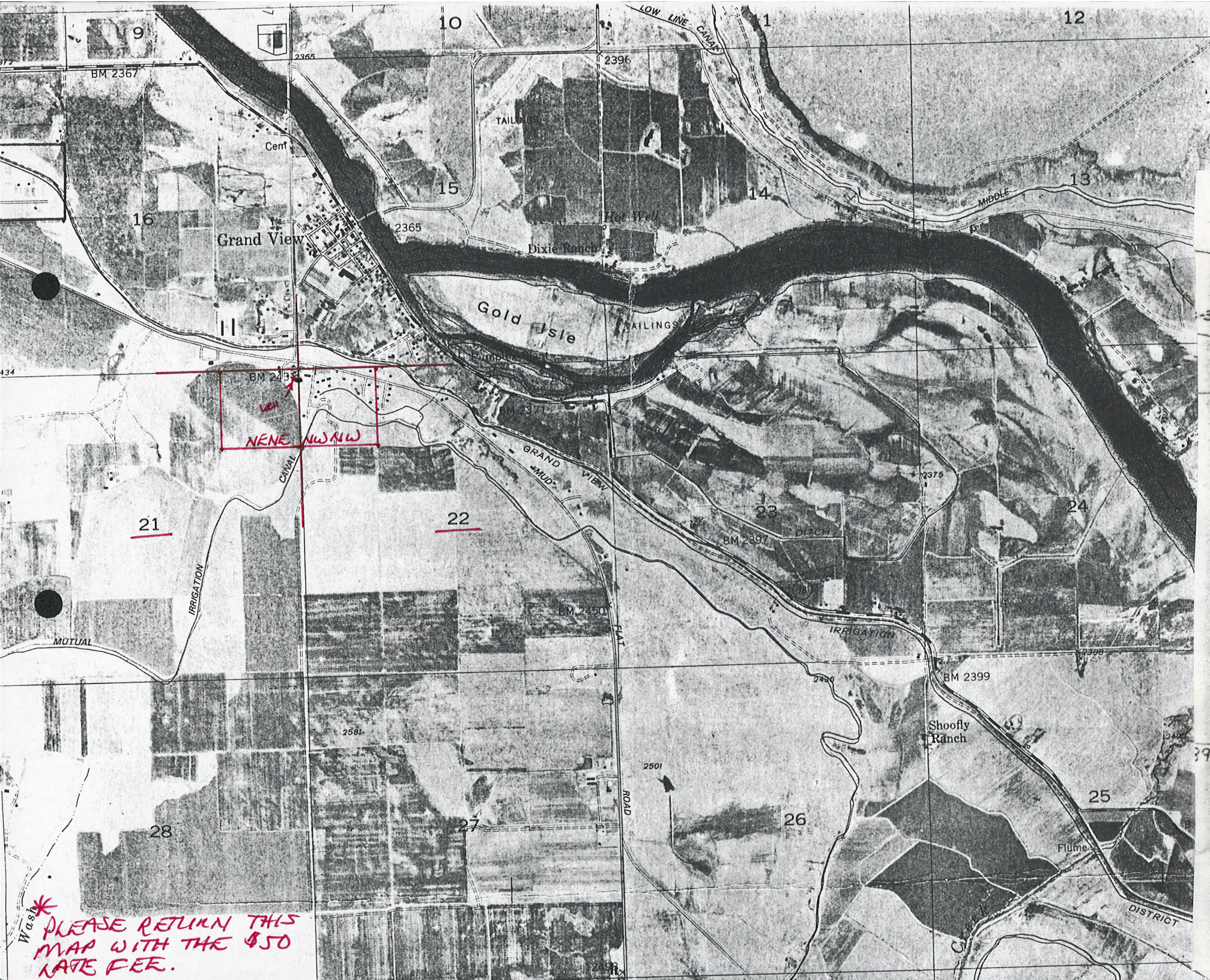




* PLEASE RETURN THIS MAP WITH THE \$50 LATE FEE.

Gustafson

Sub to Adm 11/9/91

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A57-10903**
Date Received: 11/ 5/1991
Receipt No: W013793
Received By: *[Signature]*

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: RICHARD B. GUSTAVSON 208-834-2487
Address: PO BOX 107
GRAND VIEW ID 83624
OR
Name: LINDA L. GUSTAVSON 208-834-2487
Address: PO BOX 107
GRAND VIEW ID 83624

2. Date of Priority: JUL 1, 1965

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	03E	21	NE	NE	NE		OWYHEE

5. Description of diverting works:
6" CASED WELL, 300' DEEP, 1.5 HP SUBM. PUMP W/PIPELINE TO HOME.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, ONE HOME.

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OCT 06 1992**

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	03E	21	NE	NE		DOMEST	
		22	NW	NW		DOMEST	

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE.

14. Remarks:

PLACE OF USE IS ON LINE DIVIDING THE NENE, SEC. 21 AND THE NWNW,
SEC. 22, TWP. 5S, RGE. 3E.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Seal

Notary Public

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Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. A57-10903Date Received 10-16-91Receipt Number W015793-25W013856-50 LATE FEENOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Richard B. ^{3.} Morhinat, Gustavson Phone (208) 834-2487Mailing Address P.O. Box 107 - Grand View, ID Zip 838242. Date of Priority (Only one per claim) July 1965 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
Name or kind of source

which is tributary to (b) _____

4. Location of point of diversion is: Township 5 South Range 3 EastPortion of
Section 2122 NW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot 32, BM.,County of Owyhee

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. well, 6" casing, 300' Deep, 1 1/2 h.p. Submersible pump,
pipe to house.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 cfs
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) oneMICROFILMED
OCT 06 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 5 South Range 3 East

Section ^{Pentagon} 21-22, NW 1/4 of _____ 1/4, Govt. Lot 32, B.M.,

County of Owyhee for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes ☒ No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

None

14. Remarks: 110 Hwy 78

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments None 2

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Linda L. Gustavson Date 10/15/91

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or Idaho)

County of Owyhee) SS.

Subscribed and sworn (or affirmed) before me this 15 day of Oct 1991

SEAL

Notary Public Linda R. Samuel

Residing at Mc Home, Id

My Commission Expires 4-18-94

Last Name Gustavson Ident No. _____

Copies: White-State, Yellow-Claimant

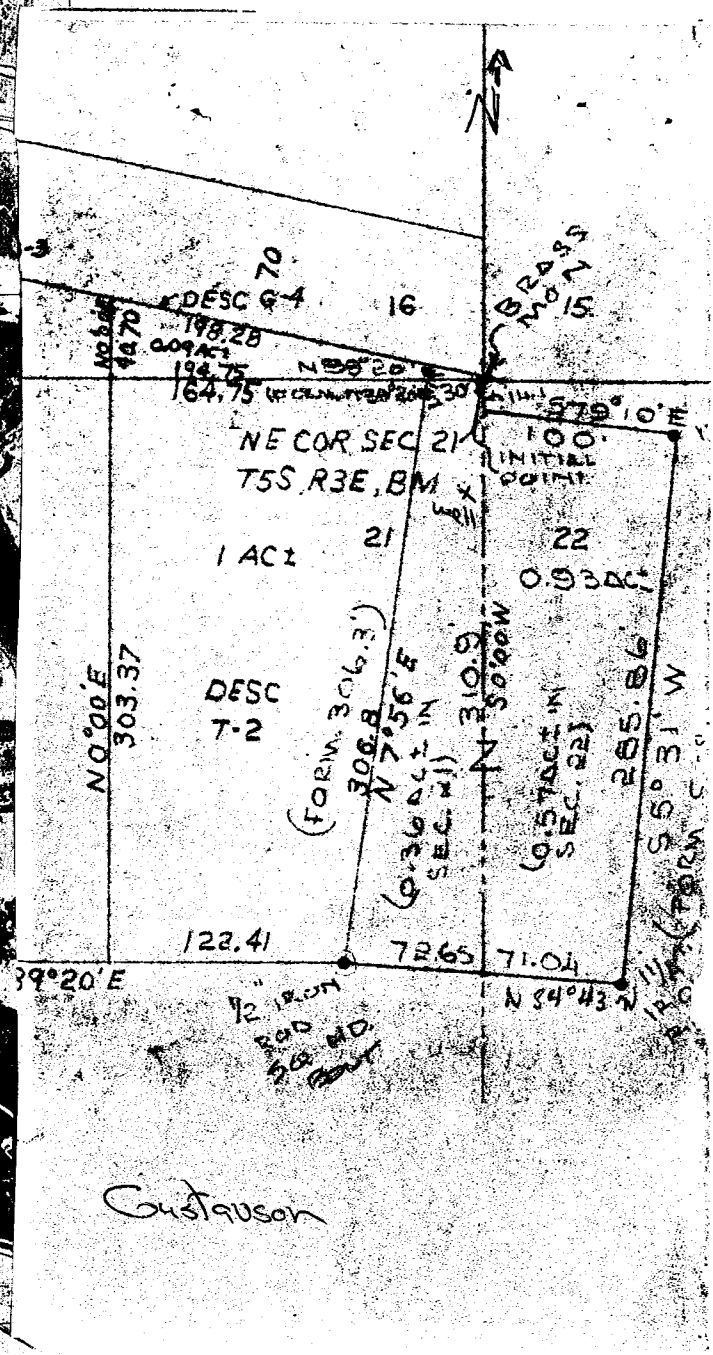
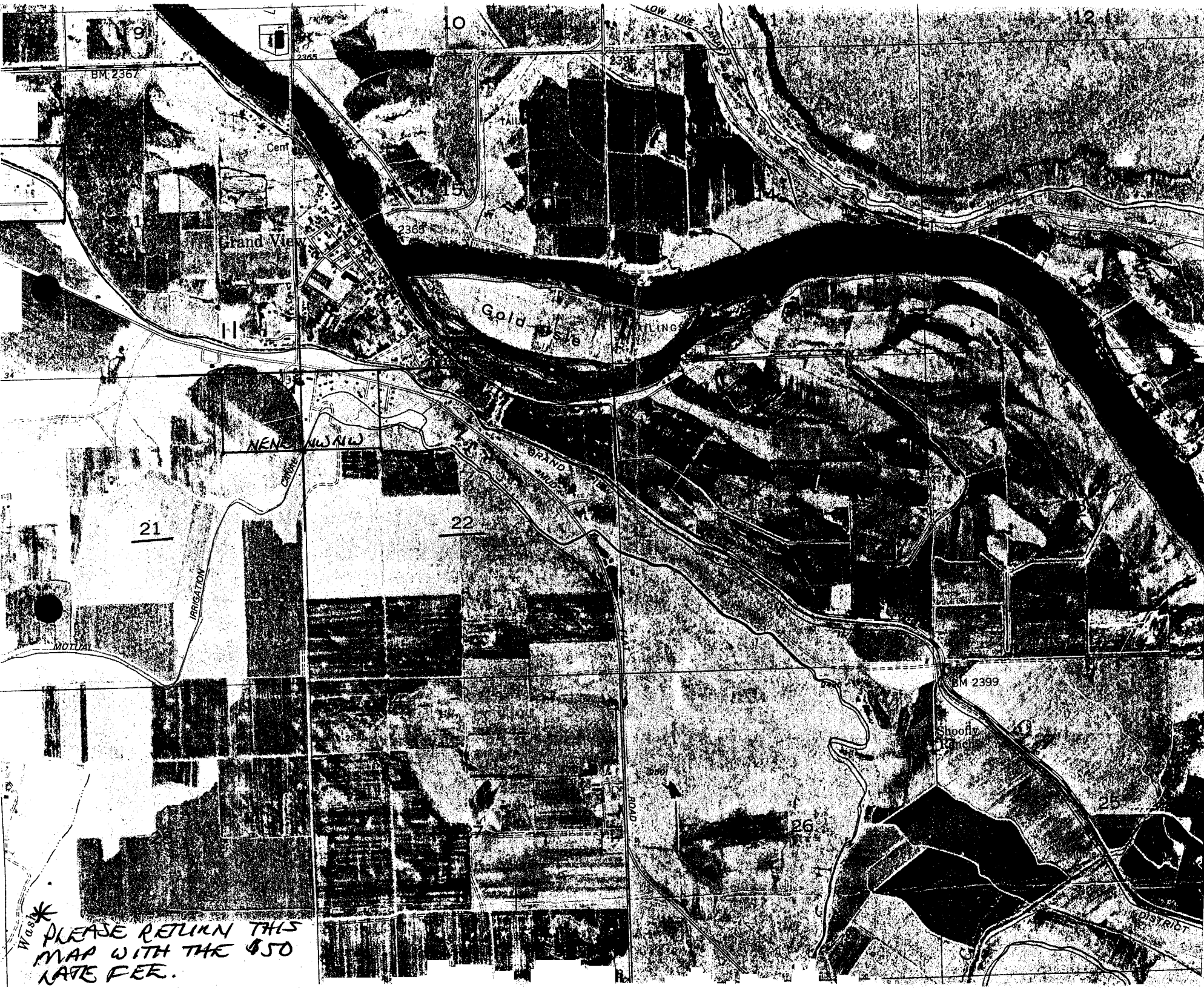
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It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.



PLEASE RETURN THIS MAP WITH THE \$50 LATE FEE.

ADJUDICATION CLAIM REVIEW CHECKLIST

4-3-91

CLAIMANT'S NAME

Gustavson

CLAIM IDENT. NO.

A57-

DATE RECEIVED

10/16-91

RECEIPT #

W013793

AMOUNT \$

25Required
Info?

- | | YES | NO | Required Info? |
|--|-------------------------------------|-------------------------------------|---------------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A | ☐ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☐ | ☒ | <i>see comments</i> |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited
to domestic and stockwater uses with direct diversion. All claims that
include storage or instream stockwater must use long form | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? N/A | ☐ | ☐ | |
| Is the consumptive use correct? N/A | ☐ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the
short form, and more than one domestic use is listed, single owner-
ship must be stated. If not under single ownership, see
Adjudication Memo # 4 N/A | ☒ | ☐ | <i>see comments</i> |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☐ | ☐ | |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated?
(See Item No.'s 16 & 17 for checking other water rights) | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own
the place of use, authority for filing the claim must be
explained in the remarks.) N/A | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit, or decree is
the existing water rt. no. listed? N/A | ☒ | ☐ | * |
| (Compare claim with the existing water rt. and either attach
a proof report or state in comments that the existing right
was compared to the claim) | | | |
| 17. If the basis of claim is shown as beneficial use, or not marked,
are there existing water rights shown in our records using the
legal desc. or name on the claim? N/A | ☒ | ☐ | |
| (If yes, describe the right in "Comments" and attach a proof
report) NOTE: If the claim is for dom/stock this check is not
as necessary unless it is located within an area where dom/stock
rights were decreed. | | | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) N/A | ☐ | ☒ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block. | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☐ | ☒ | <i>see comments</i> |
| 22. Is the fee enclosed correct? Exempt | ☐ | ☐ | * |

Gustavson

A portion of Sections 21 and 22, Township 5 South, Range 3 East, Boise Meridian, Owyhee County, Idaho, described as follows:

Beginning at the NW corner of said Section 22; thence East along the North line of Said Section 22, a distance of 100 feet to a rebar; thence South $5^{\circ}56'$ West a distance of 319.8 feet to a pipe; thence North $83^{\circ}46'$ West a distance of 143.2 feet to a post; thence North $7^{\circ}56'$ East a distance of 306.3 feet to a rebar on the North line of said Section 21; thence East along the North line of said Section 21, a distance of 30 feet to the point of beginning.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-10903

1996 DEC 10 PM 2:18
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

NAME & ADDRESS: RICHARD B GUSTAVSON
LINDA L GUSTAVSON
PO BOX 107
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/01/1965

POINT OF DIVERSION: T05S R03E S21 NENENE Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE:	DOMESTIC	Within Owyhee County
	T05S R03E S21	NENE
	S22	NWNW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

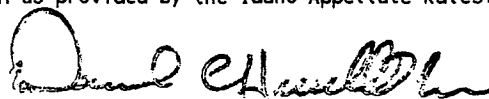
DATED: DEC 10 1996


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

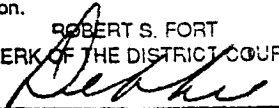
DATED: DEC 10 1996

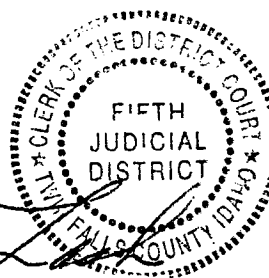

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

JUN 06 1997

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-10903

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a
full, true and correct copy of the
original on file in the above entitled
action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT
By 
DEPUTY CLERK



PAGE 1
NOV-25-1996

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: OCT-29-1996

PAGE: A-16

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-10903

NAME AND ADDRESS: RICHARD B GUSTAVSON
LINDA L GUSTAVSON
PO BOX 107
GRAND VIEW ID 83624

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR DOMESTIC, 1 HOME.

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/01/1965

POINT OF DIVERSION: T05S R03E S21 NENENE ✓ Within Owyhee County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME ✓	01-01 12-31 ✓	0.04 CFS

PLACE OF USE:	DOMESTIC	Within Owyhee County
	T05S R03E S21	NENE ✓
	S22	NWNW ✓

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

PARCEL NO. RP0152000

PARCEL NO. RP0331101

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. RP0152000 ✓
PARCEL NO. RP0331101

MICROFILMED
JUN 06 1997

AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

11/20/1 09:36:10
PAGE 1

WATER RIGHT NUMBER - A57-10903

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
GUSTAVSON

LINDA L.

1 - PO BOX 107
2 -
3 -
CITY- GRAND VIEW
PHONE - 208-834-2487

STATE- ID ZIP- 83624

GUSTAVSON

RICHARD B.

1 - PO BOX 107
2 -
3 -
CITY- GRAND VIEW
PHONE - 208-834-2487

STATE- ID ZIP- 83624

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - - +
07/01/1985 14 WESTERN J - BENEFICIAL USE

+ - - - - - SOURCE - - - - - + + - - - - - TRIBUTARY - - - - - +
GROUNDWATER

+ - - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
05S 03E 21 NE NE NE (73) OWYHEE

+ - - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.040

+ - - TOTAL DIV. RATE - + + - - TOTAL DIV. VOLUME - + + - - TOTAL DIV. CAPACITY - + + - - TOTAL CONSUMPTIVE USE - + + - - KW USAGE - +
0.040 0.0

+ - - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
05S 03E 21 NE NE 43 DOMESTIC (73) OWYHEE
05S 03E 22 NW NW 43 DOMESTIC (73) OWYHEE

+ - - DIVERSION MEANS - 6" CASED WELL, 300' DEEP, 1.5 HP SUBM. PUMP W/PIPELINE TO HOME.

+ - - NON-IRRIGATION USE - DOMESTIC, ONE HOME.

+ - - OTHER RIGHTS FOR SAME USE - NONE.

+ - - - - - REMARKS - - - - - +
PLACE OF USE IS ON LINE DIVIDING THE NENE, SEC. 21 AND THE NWNW,
SEC. 22, TWP. 5S, RGE. 3E.

+ - - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

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OCT 06 1992

WATER RIGHT NUMBER - A57-10903

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - + + - - - - DECREE DEFENDANT - - - - + + - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 11/05/91 SHURTE

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 10/16/1991	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- W013793	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- OR	NOTICE OF ERROR FLAG	-

RP 0152000
RP 0331101

PROOF
NOV 29 1991

DATA ENTRY

ENTERED 12/2/91 SN
CHECKED 12-3-91 AS

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED
NOV 29 1991

CERTIFIED
NOV 30 1991
WATER EXAMINER

MICROFILMED
OCT 06 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 21, 1991

Richard B. or Linda L. Gustavson
PO Box 107
Grand View, ID 83624

Dear Claimant(s):

We have received your Notice of Claim to a Water Right filed for property located in Owyhee County. Enclosed is Receipt No. W013793 for the \$25 filing fee also submitted.

This claim was filed as a result of the 2nd Round Commencement sent to you as a property owner in Owyhee County. The 1st Round Commencement Notice was sent to you on October 14, 1988, to file a water right claim for your Owyhee County property by March 1, 1989 for domestic or stockwater uses, or January 19, 1989 for all other uses. The 2nd Round Commencement Notices recently sent were to notify property owners who appear to have some irrigated land in Owyhee County and no claim has been filed in their name, that they **MAY** now need to file. This irrigated land may be covered by an irrigation district filing, however, a notice was still sent to insure that all property owner's who may use another source of water for irrigation have been officially notified to file. This also occurred if property was located within a city boundary. Even though all cities that have their own water system have filed, this notice was to notify those property owners who use their own well for various purposes that they **MAY** need to file also.

Idaho Code Section 42-1409(b) mandates that late fees are to be charged if a claimant was notified in the 1st Round Commencement Notice, did not file, then was again notified in the 2nd Round Commencement Notice and has now filed. The only exceptions to this late fee are claimants who were **NOT** notified in the 1st Round Notice or those filing a claim for instream stockwatering or for fire protection, which are uses for which a claim is not required. Our records show that you **DID** receive a notice in both the 1st Round and 2nd Round Commencement Notice mailings, therefore, **a \$50 late fee is now due, in addition to the filing fee already submitted, in order to file this claim.** Also enclosed is a request for extension of time that can be completed if circumstances occurred preventing the filing of the claims during the 1st Round Notice filing period. The \$50 late fee still must be submitted at this time, and if the extension request is approved this late fee will be refunded.

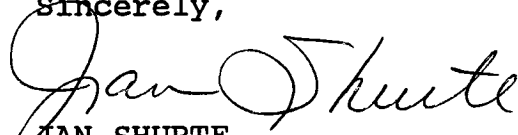
*Late fee
paid per
Receipt No.
W013856 on
11-5-91*

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Please note that if you are filing a claim for domestic or stockwater purposes, there are special provisions that allow you to defer this filing as explained in the enclosed brochure. If you do decide to defer filing this claim, please complete the enclosed withdrawal of claim form and return it to this office. A refund of the filing fee paid will be made.

Please submit either the \$50 late fee or the signed withdrawal of claim within 10 days from the date of this letter. If we do not hear from you within this 10 day period, either in writing or by telephone, we will assume you do not wish to file and this claim will be returned to you and your original filing fee refunded.

Sincerely,


JAN SHURTE
Water Rights Supervisor
Adjudication Section

ENCLOSURES: RECEIPT No. WY13793
WITHDRAWAL FORM
Dom/STOCK BOOKLET
MAP COPY TO CLARIFY
LEGAL FOR HOME

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