

Sherman, Sally

From: John M. Marshall [JohnMarshall@givenspursley.com]
Sent: Wednesday, March 15, 2006 3:48 PM
To: Sherman, Sally
Subject: Revised page - Notice of Claim 45-13974

Sally,

Attached is the replacement page for Notice of Claim for water right 45-13974 we spoke about last week. This revised page changes the right designated as being enlarged from 63-13973 to 45-13973. Please let me know if you need anything else.

Thank you,

John M.

3/15/2006

	NENW	30	NWNW	39	SWNW	33	SENW	39
	NESW	32	NWSW	40	SWSW	40	SESW	33
28	NENE	40	NWNE	40	SWNE	40	SENE	40
	NENW	40	NWNW	40	SWNW	40	SENW	40
29	NENE	40	NWNE	40	SWNE	40	SENE	40
	NENW	40	NWNW	40	SWNW	40	SENW	40
	NESW	40	NWSW	40	SWSW	35	SESW	38
	NESE	40	NWSE	40	SWSE	38	SESE	38
30	NENE	40	1 NWNE	40	2 SWNE	33	SENE	32
31	NENE	40	NWNE	40	SWNE	40	SENE	40
	NESE	39						
								Total Acres: 6121

This right is limited 4,953 acres within the place of use described above.

Remarks:

This claim is an enlargement of water right 45-13973. The photograph attached as Exhibit B shows the area irrigated by the claimed surface water sources as of 1968, which totaled 4,953 acres. This area is claimed under water right no. 63-13973. The photograph attached as Exhibit C shows the enlarged area irrigated by these same sources prior to 1987, which totals 6,121-acres. This enlargement claim requests a water right for this 1,168-acre enlargement (6121 acres – 4953 acres). The priority date for this claim matches the priority of water right 45-13777, the decreed ground water enlargement for the same farm.

Lambert Produce Co., Inc., Montana Brand Produce, Inc., Double C Farms and Chris Drakos own the lands described as the place of use in this claim. The Power of Attorney attached as Exhibit D authorizes John Marshall to execute this Notice of Claim on behalf of all these parties.

RECEIVED

MAR 18 2006

Department of Water Resources