



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

RECEIVED
KARL J. DREHER
Director

January 25, 2006

Marvin England
C/o Shelly England
P.O. Box 723
Salmon, ID 83467-0723

MAR 24 2006
DEPARTMENT OF
WATER RESOURCES

Re: Snake River Basin Adjudication (SRBA)
Subcase No. 75-4067

Dear Claimant:

As you know, the Idaho Department of Water Resources (IDWR) is currently reviewing your claim to a water right in the SRBA. The claim number (subcase no.) is shown above

This claim is based on a previously unconfirmed water right. The first step in our investigation is to establish the correct priority date for the water right. Any further investigation will proceed only after the priority date has been established. Remember, when establishing priority, it is important to both establish the date and verify that the use claimed commenced on that date.

We have received information confirming the homestead of your property in 1897 and evidence a prior owner of the property paid taxes as early as 1898. Of course, we assume there may have been some early irrigation in conjunction with the homestead.

It is our understanding that you currently use a diesel pump to deliver water from a ditch to your irrigation system. It is unlikely that these lands were irrigated in 1898. Perhaps there is evidence of an older system that delivered water via gravity, or the acres you irrigate were placed in to production sometime later than 1898. Either way, we require more information before your claim can be recommended in the SRBA.

RECEIVED

MAR 11 2006

DEPARTMENT OF
WATER RESOURCES

There are many ways to confirm a reasonable priority date. Affidavits may be taken from anyone who may have personal knowledge of the development of the water right. Receipts may be available for the purchase of the pump, or fuel for the pump. Old photos can sometimes suffice for proving priority. If you need help with this task, please call me at (208)287-4914.

Sincerely yours,



Roxanne Brown
Idaho Dept. of Water Resources

Enclosure (1)

Marvin S. England
511 Main St.
Salmon, Id. 83467

RECEIVED
MAR 21 2006
DEPARTMENT OF
WATER RESOURCES

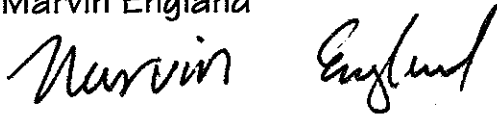
March 17, 2006

RE: water rights for property

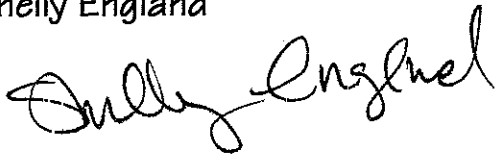
Idaho dept. of Water Resources

We purchased this property in 1989 at that time it was irrigated by gravity flow ditch. I have included an photo taken in 1979 to substantiate this. We purchased the diesel pump in 2004 to get better coverage on our hay crop. Prior to the 2004 irrigation season the property was irrigated from the ditch. We did not change the ditch or any portion of it when we installed the pump.

Sincerely,
Marvin England



Shelly England



16059-278

1978-1979 flight

164 R

RECEIVED
MAR 13 2006
Lemhi-North Custer FSA

Hwy 93

England
Property

Tower Ct
Road

Tower creek