



State of Idaho

DEPARTMENT OF WATER RESOURCES

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 11, 2006

CHARLES AND CELIA DRAPER
37147 STATE HWY 78
GRAND VIEW ID 83624-5034

Re: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #2-7032

Dear Mr. and Mrs. Draper:

I have reviewed the land uses you identified at the evening meeting in Grand View on November 29th last year. To confirm I remembered the subject land, the place of use in question was a couple of acres just north of the swimming pool site and four or five acres along the highway in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27.

None of those acres can be added to the river water right 2-7032. The recommendation you reviewed is for the full 278 acres consistent with the water right license and the field examination done for it in 1969. That is not to say there would be no right for those acres. The issue is those are not under the licensed water right. You would have to file one or more water right claims to cover these additional acres. The priority date from my view for the additional water right(s) would be after 1969 and before May 20, 1971, which is the cut-off for beneficial use rights for irrigation use. Likely no additional water was diverted, but the water diverted by means of the license was spread beyond 278 to include the additional land.

I have enclosed claims for your possible use. If you would like assistance in preparing the claims and file them when you come, let me know. The filing fee would be \$50 for each additional claim and \$1 per acre for the added acres, unless the same acres are covered by one of the water rights from a well or the creek.

I apologize for taking so long to respond to your inquiry. I have spent nearly all my time available for river water rights working with canal companies and irrigation districts to get their water rights in order. Thank you for your patience.

Sincerely,

Donald V. Shaff, MPA
Adjudication Bureau Chief

Enclosures