



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

August 30, 2007

Roger D. Ling
Ling & Robinson
PO Box 396
Rupert, Idaho 83350-0396

Re: Evidence of Priority Date
Water Right #79-4432
Your Client: Kelley Chamberlain

RESPONSE DEADLINE
SEPTEMBER 21, 2007

Dear Mr. Ling:

The Notice of Claim to a Water Right (claim) identified with the number shown above your name has been filed in the Snake River Basin Adjudication (SRBA). The claim indicates your water usage is based on "Beneficial Use" or a "Statutory Claim." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed. **Proof must be provided by the claimant supporting the priority date claimed, and the historic use of the water.**

Enclosed you will find a computer printout of your claim, and a pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. If you have claimed irrigation as a water use, a map of the general area of irrigation stated in your claim is also enclosed. Please outline the location of lands irrigated based on your claim, as well as the location of any points of diversion, if possible. This will assist me in making a more accurate recommendation of your claim(s).

PLEASE NOTE: If no evidence of priority is submitted, IDWR will recommend the SRBA Court decree your claim(s) as disallowed. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. Send the documents in the enclosed envelope to assure it arrives at the correct location. If you have questions not covered by this letter or the

enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

If you no longer own the property to which the claim is appurtenant, please forward this correspondence to the present owner, or return it to Idaho Department of Water Resources (IDWR). If you have received this correspondence from the previous owner of the property, it is recommended that you file a Change of Ownership form with IDWR in order to receive future mailings, and to participate in the adjudication.

Sincerely,

A handwritten signature in cursive script, reading "Sandy Hemenway". The signature is written in dark ink and is positioned above the printed name.

Sandy Hemenway
Sr. Water Resource Agent
IDWR Adjudication Bureau

Enclosures: Evidence of Priority brochure
Map
Notice of Claim
Return Envelope