



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Jim W. Howe
Box 803
Rexburg, Idaho 83440

22 Sept 1988

Dear Mr. Howe:

Enclosed are four adjudication claims that were submitted to this office on 26 August 1988 (mailed on 25 August 1988), and check #1312 for \$25.00 and check #1313 for \$1044.00. Several problems require that they all be returned.

The two adjudication claims based on license #22-2223 (G-30510), and permit 22-7280 are correct but cannot be receipted because check #1313 exceeded the \$834.00 filing fee. All that needs to be done is to return them with the correct filing fee.

I have found no basis for the third adjudication claim for 160 acres. There are no licenses, permits, or applications on file with the department. Therefore; it will be necessary that an application for permit be filed to establish a water right. Enclosed is a blank application for permit with instructions.

In order to address the problems on the forth claim a copy is enclosed with possible corrections indicated in red. It would appear that the filing fee would be \$50.00 plus the variable fee for commercial use (\$100.00 per cfs i.e. $0.02 \text{ cfs} \times \$100 = \$2.00$). Irrigation in excess of the 37 acres under 22-2223 & 22-7280 would require an application for permit to establish a right. Also an application for permit is required if the commercial use was established after March 25 1963. The irrigation and commercial use can be filed on the same application for permit.

Please feel free to call this office for assistance.

Sincerely,

Keith C. Wilson

MICROFILMED

OCT 29 1992