



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

October 7, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Nevada Rock & Sand Company
527 Regents Gate Drive
Henderson, NV 89012

Re: Snake River Basin Adjudication (SRBA)
Claim 24-4010

Subject: NOTICE OF CLAIM TO A WATER RIGHT

COPY

Response Date: October 28, 2005

Dear Claimant(s):

The claim listed above is presently in the adjudication review process. IDWR's investigation indicates that a storage pond has been added, with a 50 acre feet storage capacity. The original claim was not filed on for the purpose of an irrigation storage pond. A separate claim is required for the purpose of "irrigation to storage and irrigation from storage". For this reason I've enclosed form 42-1409(2) "Notice of Claim to a Water Right".

Since the basis of this claim may be a "beneficial use claim", evidence is required to support the claimed priority date. To establish a beneficial use right it requires the water being put to beneficial use prior to the mandatory permit statute for surface water of May 20, 1971.

Water rights of this type are established by historical use of water, dating back to when water was first put to use for the purpose claimed, at or on the place of use identified on the Notice. As the claimant, you are responsible for submitting the necessary proof to support the priority date.

If you have any questions please feel free to contact us at 547-3993 in Soda Springs.

Respectfully,

Pauline Bassett

Enclosure: Form 42-1409(2) "Notice of Claim to a Water Right"