

NOTICE OF ERROR
REPLY

Water right number: 92-10933

Claimant:

Benewah County
701 College Avenue
St. Maries, Idaho 83861

Attorney:

Morris and Wolff, P.A.
Nancy A. Wolff, ISB 2930
Mariah R. Dunham, ISB 7287
722 Main Avenue
St. Maries, Idaho 83861

1. Describe the portion of the proposed recommendation which you disagree (e.g. priority date, period of use, source): Priority date.
2. Describe the changes you wish to make to the proposed recommendation: The recommended priority date is 04/01/1936; Benewah County requests a priority date of January 23, 1915.
3. Give a brief explanation as to why you disagree with those portions: The historical diversion of water for beneficial use by Benewah County for dust control and abatement on Benewah County roads has been conducted during the customary, regular and ordinary course of county business, as authorized by state law, since January 23, 1915 as further set forth in the Affidavits filed in support of the water adjudication claim.

Dated this 12 day of September, 2014.

MORRIS & WOLFF, P.A.

By: Mariah R. Dunham
MARIAH R. DUNHAM, ISB 7287
ATTORNEY FOR CLAIMANT