

May12, 2004

William R. Wolfe  
PO Box 398  
Grand View ID 83624

Re: Permit 2-7113

Dear IDWR Administration:

The current priority date listed for permit 2-7113 is December 28, 1976. I am requesting that the priority date be reinstated to May 21, 1973 based on the following information.

- The original application was filed by Burghardt Company March 21, 1973 for 6.6 cfs and 330 acres irrigation. Two extensions were granted resulting in proof of beneficial use due April 1, 1988.
- Ownership changed in 1987 from Burghardt Company to James Hisel.
- James Hisel submitted proof of beneficial use June 24, 1988 for 5.44 cfs and 272 acres. Proof was submitted late resulting in the priority date being advanced to May 21, 1973.
- James Hisel submitted another proof of beneficial use January 29, 1992 for the difference between the original permitted 6.6 cfs and 330 acres and the 5.44 cfs and 272 acres that the first proof was submitted for. This second (late) proof resulted in the priority date being advanced to December 28, 1976.
- A field exam was conducted by the department on June 26, 1997. The examiner found 227 acres developed under permit 2-7113 and recommended 4.54 cfs to be licensed. The license has yet to be issued.
- Ownership changed again in 1998 when my wife and I purchased the property from James Hisel.

The first proof of beneficial use filed in 1988 adequately covered the acres and flow rate that was ultimately developed. For this reason, I am requesting that the priority date for permit 2-7113 be changed back to the May 21, 1973 priority date established by the submittal of the first proof of beneficial use. Thank you for your consideration of this matter. Please do not hesitate to contact me if you have any questions. I can be reached at 208-834-2625.

Sincerely,

A handwritten signature in black ink, appearing to read "William R. Wolfe". The signature is fluid and cursive, with the first name "William" being the most prominent.

William R. Wolfe