

(8) Remarks _____

North
point
of diversion
24 CREEK

MICROFILMED

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Fort Valley) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 7th day of June

Wallace Ballan
(Claimant)
1983
Notary Public
Residing at

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by PK Date 6/7/83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JK Date 6/8/83 # 27146 claimant by: _____
\$30.00 fee received by PK Date 6/7/83
Published in Sanpointe _____
Dates 6/22 - 6/29/83 _____

(Name of Claimant)

83825
(Zip Code)

Telephone No. 208-263-2991

(cfs. af)

(Domestic, Irrigation, Stock, Etc.)

(Both dates inclusive)

(Mo., Day)

(Mo., Day)

Quantity 0.04 cfs

Use Domestic

Period of Use From ~~7/1~~ 1/1 To 12/31

Quantity 0.14

Use Irrigation

Period of Use From 3/15 To 11/15

Quantity 0.02

Use 5 TACKWATER

Period of Use From 11/1 To 12/31

Quantity _____

Use

Period of Use From 1/1/81 To 12/31/81

Quantity _____

Use

Period of Use From _____ To _____

(4) 0.20 TOTAL QUANTITY USED.

(cfs. af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)

SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24 Twp. 57 Rge. 3W B.M., County of Bonner

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. *Pump*

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

No. of acres 7

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

DOMESTIC USE - ONE HOUSEHOLD

NOTE: Include here the type and number of stock watered: 30 HEAD

(7) If you are claiming water as a member of an organization, list name of organization: 2011-11-11

Signature of the individual or organization; not name of organization.

AFFIDAVIT OF PUBLICATION

State of Idaho

ss.

County of Bonner,

Pete Thompson being first duly sworn on oath deposes and says that he is publisher of the Sandpoint Daily Bee, and News Bulletin, newspapers printed and published at Sandpoint, in Bonner County, Idaho; that the said newspapers have been continuously and uninterruptedly published in said Bonner County during a period of 12 months prior to the first publication of the hereto attached notice of publication in the case of _____

Legal notice

as it was published in the regular and entire issue of the said paper for a period of 2 consecutive weeks, commencing on 22 day of 6, 1983 and ending on the 29 day of 6, 1983 and that said notice was published in said newspaper.

Pete Thompson

Subscribed and sworn to before me this 6 day

of 7, 1983

Abel M Thompson

Notary Public for Idaho,

Residing at Sandpoint, Idaho

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

NOTICE OF CLAIM TO WATER RIGHTS

The following claim(s) have been filed on water right(s) created by diversion and beneficial use:

96-4429

MONROE, ELSIE V.
RT. 2 BOX 288, SAND-
POINT, ID 83864

Source: SPRING trib. to
HORNBY CREEK

Priority Date: 06/01/1960

Diversion Pt: LOT 01 Sec 19
T 57N R 02W

Use: IRRIGATION (0.10
CFS)

STOCKWATER (0.02 CFS)

DOMESTIC (0.06 CFS)

In: LOT 01 Sec 19 T 57N R
02W FOR 5 ACRES

96-4430

HART, OTIS
STAR RT. BOX 86, HOPE,
ID 83836

Source: SPRING trib. to
SINKS

Priority Date: 01/01/1970

Diversion Pt. LOT 03 Sec 21
T 57N R 01E

Use: IRRIGATION (0.02
CFS)

DOMESTIC (0.08 CFS)

In: LOT 03 Sec 21 T 57N R
01E FOR 1 ACRES

96-4431

BALLOU, WALLACE L.
&/or CATHERINE E.
P.O. BOX 91, DOVER, ID
83825

Source: SPRING trib. to
HORNBY CREEK

HORNBY CREEK trib. to
PEND OREILLE RIVER

Priority Date: 07/30/1928

Diversion Pt: SENW Sec 24
T 57N R 03W

Use: IRRIGATION (0.14
CFS)

STOCKWATER (0.02 CFS)

DOMESTIC (0.04 CFS)

In: SENW Sec 24 T 57N R
03W FOR 7 ACRES

96-4432

METCALF, BEVERLY
RAE
RT. 3 BOX 163, SAND-
POINT, ID 83864

Source: GROUNDWATER

Priority Date: 01/01/1973

Diversion Pt: SESW Sec 09 T
57N R 02W

Use: DOMESTIC (0.04 CFS)

In: SESW Sec 09 T 57N R
02W

96-4433

BARKSDALE, LARRY &/or
SHIRLEY A.
RT. 2, BOX 260, SAND-
POINT, ID 83864

Source: JOHNSON CREEK
trib. to PEND OREILLE
RIVER

SPRING trib. to SINKS

Priority Date: 01/01/1950

Diversion Pt: SWNW Sec 04
T 56N R 03W

Use: IRRIGATION (0.06
CFS)

STOCKWATER (0.02 CFS)

DOMESTIC (0.08 CFS)

In: SWNW Sec 04 T 56N R
03W FOR 2 ACRES

96-4434

DE FEYTER, E.B.
9211 MT. VIEW LN., P.O.
BOX 18840, SPOKANE, WA
99208

Source: SPRING trib. to
SINKS

Priority Date: 06/12/1945

Diversion Pt: NESE Sec 21 T
56N R 01W

Use: IRRIGATION (0.20
CFS)

DOMESTIC (0.04 CFS)

In: NESE Sec 21 T 56N R
01W FOR 2 ACRES

98-4249

LUND, DOROTHY E.
P.O. BOX 32, SAMUELS, ID
83862

Source: GROUNDWATER
LITTLE GOLD CREEK trib.
to PACK RIVER

Priority Date: 01/01/1936

Diversion Pt: NWSE Sec 01
T 58N R 01W

Use: IRRIGATION (0.04
CFS)

STOCKWATER (0.04 CFS)

DOMESTIC (0.04 CFS)

In: NWSE Sec 01 T 58N R
01W FOR 2 ACRES

Exceptions to a claim may
be filed with the Director,
Dept. of Water Resources,
4055 Gov't. Way, Coeur
d'Alene, Id. 83814.

KEN DUNN, Dir.

Published 6/22 & 6/29/83.

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

Dear Sir:

In reference to proof of beneficial use of the waters of Hornby Creek, application number 964431 by Wallace L. and or Catherine Ballou, P.O. Box 91, Dover, Idaho 83825. Diversion point S E N W, Section 24, T 57, R 3 W.

We the owners of the present water rights on Hornby Creek wish to file an exception to the diversion of water from Hornby Creek as this has not been done in the past.

There is not sufficient water in Hornby Creek to supply the existing water rights.

Our priority date is June 7, 1899.

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

Yours truly,

Paul R. Anders
Paul R. Anders

4955 Hwy 2
Angene M. 83864

Subscribed and Sworn
Before me. 7-8-83

Paul R. Anders

MICROFILMED

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

Dear Sir:

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RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

Yours truly,

Paul W. Curless
Paul W. Curless

MICROFILMED

Subscribed And Sealed before
me. 7-8-83

Paul W. Curless

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

RECEIVED

JUL 21 1983

Department of Water Resources
Northern District Office

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There is not sufficient water in Hornby Creek to supply the existing water rights.

Our priority date is June 7, 1899.

Yours truly,

Robert Becker
Alma Becker
1355 Pine St. Loop
Sandpoint, ID 83864

Subscribed and sworn to before me this 19th day of July, 1983.

Ruth McBurney
Notary Public in and for the State
of Idaho, residing at Sandpoint, ID

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

Dear Sir:

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Our priority date is June 7, 1899.

Yours truly,

W.N. Sherwood
Ruth M. Sherwood
4855 Hwy 2
Sandpoint Id.
83864

MICROFILMED

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

I, the undersigned, being of legal age and of sound mind, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the files of the Department of Water Resources, Northern District Office, Coeur d'Alene, Idaho, and that the same is a true and correct copy of the original as the same appears in the files of the Department of Water Resources, Northern District Office, Coeur d'Alene, Idaho, and that the same is a true and correct copy of the original as the same appears in the files of the Department of Water Resources, Northern District Office, Coeur d'Alene, Idaho.

Leah Y. Graham

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

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Our priority date is June 7, 1899.

Yours truly,

W N Sherwood
Ruth M. Sherwood
4855 14 W X 2
Sandpoint Id.
83864

RECEIVED
JUL 14 1983
Department of Water Resources
Northern District Office

State of Idaho
County of Bonner

On this 8 day of July, 1983, before me a Notary Public, personally appeared W. N. and Ruth M. Sherwood, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Leora G. Hedden

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

Dear Sir:

In reference to proof of beneficial use of the waters of Hornby Creek, application number 964431 by Wallace L. and or Catherine Ballou, P.O. Box 91, Dover, Idaho 83825. Diversion point S E N W, Section 24, T 57, R 3 W.

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There is not sufficient water in Hornby Creek to supply the existing water rights.

Our priority date is June 7, 1899.

Yours truly,

Douglas L. Sherwood
8404 Ne 170 St.
Bomell, WA
98011

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

MICROFILMED

State of Washington)
) ss
County of King)

On this day personally appeared before me

Douglas L. Sherwood
to me known to be the individual, or individuals, described in
and who executed the within and foregoing instrument, and
acknowledged that he signed the same as his free and
voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 11th day
of July, 1983.

Lee A. Burke
Notary Public in and for the
State of Washington, residing
at Bellvue

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

Dear Sir:

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Bothell, WA

98011

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

RECEIVED

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) ss
County of King)

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Lee A. Burke
Notary Public in and for the
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at Bellvue

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

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Our priority date is June 7, 1899.

Yours truly,

Richard W. Sherwood
Marguerite Sherwood
HCR 6 Box 26
Sandpoint ID 83864

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

Lawrence A. Hunt
RESIDING AT COCOLLA IDAHO
MY COMMISSION EXPIRES
FEB 87

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

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Yours truly,

Richard W. Sherwood
Marguerite Sherwood

HC 266 Box 26

Sandpoint ID 83864

Lawrence A. Hunt
RESIDING AT COLOLLA IDAHO
MY COMMISSION EXPIRES
FEB 87

MICROFILMED

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

Dear Sir:

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Our priority date is June 7, 1899.

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

Yours truly,

Raymond L. Riffle
Annabelle Riffle
~~Eric Riffle~~
Sandpoint, Id. 83864

Executed before me this 7th day of July, 1983

Shirley Mavity
Notary Public - State of Idaho
Residing at Sandpoint

July 6, 1983

The Director
Dept. of Water Resources
4055 Government Way
Coeur d' Alene, Idaho
83814

Dear Sir:

In reference to proof of beneficial use of the waters of Hornby Creek, application number 964431 by Wallace L. and or Catherine Ballou, P.O. Box 91, Dover, Idaho 83825. Diversion point S E N W, Section 24, T 57, R 3 W.

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Our priority date is June 7, 1899.

Yours truly,

Raymond L. Riffle
Annabelle Riffle

RECEIVED

JUL 14 1983

Department of Water Resources
Northern District Office

Executed before me this 7th day of July, 1983.

Shuley Mavity
Notary Public - State of Idaho
Residing at Sandpoint

RECORDED

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: JK

Right Number 96-4431 Applicant _____

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☐ Affidavit of publication received.
- ☐ Claim published correctly.
- ☐ Exceptions processed.

By _____ Date _____

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By kw Date 8/9/83

RECEIVED

RECEIVED
AUG 05 1983
Department of Water Resources

96-4431-

BALLOU, WALLACE L. &/or CATHERINE E.

P.O. BOX 91, DOVER, ID 83825

Source: SPRING trib. to HORNBY CREEK
HORNBY CREEK trib. to PEND OREILLE RIVER

Priority Date: 07/30/1928

Diversion Pt: SENW Sec 24 T 57N R 03W

Use: IRRIGATION	(0.14 CFS)
STOCKWATER	(0.02 CFS)
DOMESTIC	(0.04 CFS)

In: SENW Sec 24 T 57N R 03W FOR 7 ACRES

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

July 21, 1983

Mr. and Mrs. Wallace L. Ballou
Box 91
Dover, Id. 83825

RE: 96-4431

Dear Mr. and Mrs. Ballou:

Enclosed is a copy of an exception filed in connection with your above-referenced claim. This exception is filed in accordance with the provisions of Section 42-244, IDAHO CODE, which states the following in part:

"At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: fms

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

July 21, 1983

Mr. and Mrs. Paul W. Curless
4955 Highway 2
Sandpoint, Id. 83864

RE: 96-4431

Dear Mr. and Mrs. Curless:

We have received your correspondence concerning the above-referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-244, IDAHO CODE):

"At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

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If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: pms

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

July 21, 1983

Mr. and Mrs. Robert Becker
7355 Pine St. Loop
Sandpoint, Id. 83864

RE: 96-4431

Dear Mr. and Mrs. Becker:

We have received your correspondence concerning the above-referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-244, IDAHO CODE):

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Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: pms

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

July 21, 1983

Mr. and Mrs. W. N. Sherwood
4855 Highway 2
Sandpoint, Id. 83864

RE: 96-4431

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Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

H: PMS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

July 21, 1983

Mr. Douglas Sherwood
8404 N.E. 170 St.
Bothell, Wa. 98011

RE: 96-4431

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Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: pms

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

July 21, 1983

Mr. and Mrs. Richard Sherwood
HCR 66 Box 26
Sandpoint, Id. 83864

RE: 96-4431

Dear Mr. and Mrs. Sherwood:

We have received your correspondence concerning the above-referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-244, IDAHO CODE):

"At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH: pms

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

July 21, 1983

Mr. and Mrs. Raymond Riffle
Pine Street Loop
Sandpoint, Id. 83864

RE: 96-4431

Dear Mr. and Mrs. Riffle:

We have received your correspondence concerning the above-referenced Claim to a Water Right. The following is a quote from the provisions under which this Claim has been filed (Section 42-244, IDAHO CODE):

"At any time after filing a claim under the provisions of the previous section, any person who disagrees that a right has been established as set forth in said claim may file an exception thereto in duplicate, in affidavit form accompanied by such proof as said person deems appropriate. An exception filed shall be made a part of the file of the claim in the department of water resources and shall be considered the same as other evidence in said file. A copy of an exception filed shall be forwarded to the claimant by the department of water resources. Such claims may be corrected by the claimant only by filing of an amended claim in the same form as the original which shall be recorded and numbered by the department the same as the original and for which no additional filing fee shall be required."

Only the above action has been contemplated by the Idaho Legislature and we are not authorized to hold hearings or evaluate for confirmation or final censorship the described rights.

If we may be of any further assistance, feel free to contact us.

Sincerely,

ROBERT G. HAYNES, P.E.
Regional Supervisor

RGH:fms

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
A. KENNETH DUNN
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

JUNE 11, 1983

WALLACE L. BALLOU
CATHERINE E. BALLOU
P.O. BOX 91
DOVER

ID 83825

RE: Claim No. 96-4431

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Sincerely,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure

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