

PUBLISHER'S AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Nez Perce } ss.

D.N. Sinclair, being duly sworn

deposes and says, I am the Office Manager of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho, publishers of the LEWISTON MORNING TRIBUNE, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Morning Tribune is an established paper and has been published regularly and issued regularly at least once a day for more than 20 consecutive years immediately preceding the first publication of this notice, and has been so published uninterruptedly for said period; that the Notice of Claim attached hereto and which is made a part of this affidavit was published in the said Lewiston Morning Tribune, once a week for 2 consecutive weeks, the first publication thereof being on the 16th day of March, A. D. 19 72, and the last publication thereof being on the 23rd day of March, A. D. 19 72, and said Notice of Claim was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

D.N. Sinclair

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE

23rd day of March, 1972.

J. A. Hens

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

NOTICE OF CLAIM TO A WATER RIGHT

No. 85-4022

Notice is hereby given that Delmer F. Rad, Route 1, Box 32, Culdesac, Idaho has filed a claim to a water right established by diversion and application to beneficial use of 0.80 cubic feet per second of water from Mission Creek, tributary to Lapwai Creek with point of diversion in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T. 35N, R. 3W, B.M., Nez Perce County.

The water is claimed to be used from March 20 to Oct. 20 for the irrigation of 40 acres with a priority of June 1, 1960; the place of use is within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 33, T. 35N, R. 3W; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 4, T. 34N, R. 3W, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration Statehouse, Boise, Idaho, 83707.

R. KEITH HIGGINSON
Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho on March 16th and March 23rd, 1972.

Identification No. _____

Claim No. 854032

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Delmer F. Rad
post office address Route 1 Box 32 Caldwell Idaho 83524

2. The point of diversion is in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 33 Township 35N
Range 3W Bm B.M. located on Mission Creek
(name of source)

tributary to Lapwai Creek in Blaine County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

June 1 1960 amount: .9 c.f.s. or 1.77 acre feet

amount: _____ c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

Total claimed _____ c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use irrigation period of use from March 20 to Oct. 20 (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of Rock or gravel
_____ ; length is 30 feet; height is 3 feet;
width at bottom is 6 feet; width at top is 1 feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped _____ ; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

85 4032

Centrifugal Pump, pumps water out of stream and is utilized with portable Aluminium turbine sprinklers

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known_____

85 4002

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____ name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation _____

State of Idaho

County of My Perce } 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 affiants knowledge.

Sworn to before me this 15th day of February, 1972

Delmer F. Red
Claimant

Bonnie Kennedy
Notary Public

Residing at Lewiston, Idaho

My commission expires July 26, 1973

For Department Use Only

Received by <u>ef</u> Date <u>2-17-72</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>FB</u> Date <u>2/18/72</u>	_____	_____	_____
Fee received by <u>ef</u> Date <u>2/22/72</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by _____	_____	_____	_____
Published in _____ Dates _____	_____	_____	_____

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	acre feet
	Total claimed:		1.2 c.f.s. or	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.

Identification No. _____
Claim No. 85-4022
Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant DELMER F. RAD
post office address Route #1 Box #32 Culdesac, Idaho 83524
2. The point of diversion is in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 33 Township 35 N
Range 3 W B.M. located on Mission Creek
(name of source)
tributary to Lapwai Creek in Nez Perce County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

June 1, 1960 amount: 0.80 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed _____ c.f.s. or _____ acre feet.

- b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use irrigation period of use from March 20 to Oct. 20 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

- a. Surface water diversion dam and/or headgate: material is composed of rock or gravel
_____ ; length is 20 feet; height is 3 feet;
width at bottom is 6 feet; width at top is 1 feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

- b. Underground water diverting works: is well flowing or pumped _____ ; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____
_____ ;

_____; if so, give dates and explain _____

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible.

if feeder canal is used give maximum carrying capacity_____c.f.s.; if reservoir is off stream, describe

RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
		NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____ name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation _____

State of Idaho }
County of Nez Perce } 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 affiants knowledge.

Sworn to before me this 2nd day of March, 1972.

Delmar H. Rish
Claimant

Bonnie Kennedy
Notary Public
Residing at Lewiston, Idaho

My commission expires July 26, 1973

For Department Use Only

Received by <u>ej</u> Date <u>2-17-72</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>fe</u> Date <u>2-18-72</u>	_____	_____	_____
Fee received by <u>ej</u> Date <u>2-22-72</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>JE</u>	_____	_____	_____
Published in <u>Lewiston Morning Tribune, Lewiston</u> Dates <u>3-16 & 3-23-72</u>	_____	_____	<u>85 4000</u>

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	May 18, 1871	amount:	0.8 c.f.s. or	acre feet
	June 1, 1901	amount:	0.4 c.f.s. or	acre feet
	Total claimed:		1.2 c.f.s. or	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Water Administration, Statehouse, Annex 2, Boise, Idaho, 83707, is \$10.00.

b. Do you get water through a ditch owned by several users? _____ If yes, give the name of the ditch _____ The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered _____

7. Where water is used for domestic or municipal purposes give number of families served _____ name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities _____

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation _____

State of Idaho }
County of Nez Perce } 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 affiants knowledge.

Delmer H. Rex
Claimant

Sworn to before me this 2nd day of March, 1972.

Bonnie Kennedy
Notary Public
Residing at Lewiston, Idaho

My commission expires July 26, 1973

For Department Use Only

Received by <u>ej</u> Date <u>2-17-72</u>	Exception filed by: _____	Forwarded to claimant by: _____	Date _____
Prelim. check by <u>fe</u> Date <u>2-18-72</u>	_____	_____	_____
Fee received by <u>ej</u> Date <u>2-22-72</u> Fee \$ <u>10.00</u>	_____	_____	_____
Approved for publication by <u>JE</u>	_____	_____	_____
Published in <u>Lewiston Morning Tribune, Lewiston</u> Dates <u>3-16 & 3-23-72</u>	_____	_____	<u>85 1002</u>

STATE OF IDAHO, } ss.
County of Nez Perce }

deposes and says, I am the Office Manager
of the Tribune Publishing Company, a corporation organized
and existing under and by virtue of the laws of the State of
Idaho, publishers of the LEWISTON MORNING TRIBUNE, a
newspaper of general circulation published at Lewiston, Nez
Perce County, Idaho; That the said Lewiston Morning Tribune
is an established paper and has been published regularly and
issued regularly at least once a day for more than 20 consecu-
tive years immediately preceding the first publication of this
notice, and has been so published uninterruptedly for said

period; that the Notice of Claim
attached hereto and which is made a part of this affidavit was
published in the said Lewiston Morning Tribune, once a
week for 2 consecutive weeks, the

first publication thereof being on the 16th day of March, A. D. 19 72, and the last publication thereof being on the 23rd day of March

A. D. 19 72, and said Notice of Claim was so published in the regular and entire issue of the said newspaper and not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Dr. Amalendu

SUBSCRIBED AND SWORN TO BEFORE ME THIS THE
23rd day of March, 1972

J. A. News
Notary Public in and for the State of Texas

Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

85 4022

3M 6-68 LT

[illegible]

WATER RIGHT NUMBER 85-4022

WATER RIGHTS EDIT REPORT

12/17/79

PAGE 275

ACT
ION

N OWNER LAST NAME - RAD

FIRST NAME - DELMER F.

N ADDRESS LINE 1 - RT. 1 BOX 32

N CITY - CULDESAR

STATE - ID ZIP CODE - 83524

N SOURCE - MISSION CREEK

TRIBUTARY OF - LAPWAI CREEK

N STAGE - STATRY CLM

PRIORITY - 06-01-1960 COUNTY - NEZ PERCE TOTAL DIV. RATE - .9000CFS

N TOTAL DIV. VOLUME - 1.77 AFA

N DIVERSION POINT - SWSE 33 35N 03W

N FROM - 03-29 TO - 10-20 USE - IRRIGATION

USE DIV. RATE - .9000CFS USE DIV. VOLUME - 1.77 AFA

N USE - IRRIGATION

PLACE OF USE - TWN 35N RNG 03W SEC 33 TRACT SWSE

AC 30

N USE - IRRIGATION

PLACE OF USE - TWN 34N RNG 03W SEC 04 TRACT NNNE

AC 10

40 d d

IDENT. NO. 85-41022

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

- DATA ENTRY -

Record

- | | Tract | Sec. | Twp. | Rge. | Gov't Lot | Rediv. |
|--------------------------|-------|------|-----------------|----------------|-----------|--------|
| 6. A. Point of Diversion | S6SE | 33 | 35 ^N | 3 ^W | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |

- [illegible]

8. Use Code: **A**

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: _____

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

April 6, 1972

Re: Claim to a Water Right No. 85-4022

Delmer F. Rad
Route #1 - Box 32
Culdesac, Idaho 83524

Dear Mr. Rad:

The Department of Water Administration has completed the processing of your claim to a water right and no further action is authorized under Section 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves 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 in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions, or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/BL
Enc: Copy of Claim

85 4022

March 10, 1972

Re: Claim to a Water Right No. 85-4022 - Delmer F. Rad

Lewiston Morning Tribune
505 "C" Street
Lewiston, Idaho 83501

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(signature of claimant)

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

85 4022

FE/BL
Enc: legal notice

Bill submitted 3-29-72. dr

NOTICE OF CLAIM TO A WATER RIGHT

No. 85-4022

Notice is hereby given that Delmer F. Red

Route #1 - Box 32, Culasac, Idaho
has filed a claim to a water right established by diversion and appli-
cation to beneficial use of 0.80 cubic feet per second ~~more or less~~
of water from Mission Creek, tributary to Lapwai Creek
with point of diversion in the SW 1/4, Sec. 33, T. 35N, R. 3W, B.M.,
Nas Perce County.

The water is claimed to be used from March 20 to Oct. 20 for the
irrigation of 40 acres
with a priority of June 1, 1960;
the place of use is within the SW 1/4, Sec. 33, T. 35N, R. 3W; NW 1/4,
Sec. 4, T. 34N, R. 3W, B.M.

Any exception to this claim of water right may be filed with the
Idaho Department of Water Administration, Statehouse, Boise, Idaho, 83707,
~~more or less~~.

R. KEITH HIGGINSON

Director

Published in the Lewiston Morning Tribune, Lewiston, Idaho
on March 16th and March 23rd, 1972.

85 4022

February 28, 1972

Re: Claim to a Water Right No. 85-4022

Mr. Delmer F. Rad
Route #1
Post Office Box #32
Culdesac, Idaho 83524

Dear Mr. Rad:

We have taken the liberty of re-typing your claim form and are returning the re-typed form to you, with a copy of your original claim form.

During the processing of your claim, we have found that you have listed an amount which would be in excess of the maximum amount allowable under the Idaho Code. The maximum amount would normally be 0.80 cubic feet per second for 40 acres. If you have a requirement for the excessive amount, you should enter a letter from a qualified official, stating your additional requirement.

We have left part of item #3a blank on the re-typed form, in order that you can insert the proper amount. Please enter an amount, have the form notarized and return it to this office.

If we can be of any further assistance in this, or any other matter, please feel free to contact this Department.

Very truly yours,

James Booker
Appropriation Examiner

JB:cs

Enc: original claim form (copy)
re-typed claim form

85 4022

February 22, 1972

Delmer F. Rad
Route #1, Box 32
Caldwaco, Idaho 83524

Dear Mr. Rad:

Attached herewith is your receipt No. 8068 in the amount of \$ 10.00
for your claim application
which was received in this office.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

Enclosure: Receipt

85 8022