



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

October 16, 2003

Eric Wildman
Staff Attorney
SRBA District Court
P.O. Box 2707
Twin Falls, ID 83307-2707

Re: Recommendation for Water Right No. 29-4148

Dear Eric,

This letter is to follow up on our previous conversation regarding the recommendation issued for the water right referenced above.

IDWR filed the Basin 29 Director's Report for I & O with the SRBA Court on July 11, 2003. Recently, IDWR discovered a clerical error in the recommendation for 29-4148. The objection deadline for Basin 29 is November 14, 2003. To date, no objection has been filed and due to the clerical nature of the error, IDWR suggests that the Court consider setting aside the recommendation issued for 29-4148 on its own motion pursuant to IRCP 60 (a). A corrected recommendation is enclosed herein in strikeout/underline format.

Please call me if you would like to discuss this matter further. I can be reached at (208) 327-7928.

Sincerely,

A handwritten signature in cursive script, appearing to read "Susan".

Susan Hamlin Nygard
Deputy Attorney General
Idaho Department of Water Resources

cc: Jean Anderson, City of Arimo

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-4148

NAME AND ADDRESS:

CITY OF ARIMO
JEAN ANDERSON
PO BOX 61
ARIMO ID 83214

SOURCE: Source: CHATTERTON SPRING
ARKANSAS SPRING

Tributary:
SINKS

QUANTITY: 0.330 CFS
0.000 AFY

PRIORITY DATE: 10/01/1924

POINT OF DIVERSION:

T10S R37E S11 SENWSW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
MUNICIPAL	1/01 12/31	0.330 CFS

PLACE OF USE:

<u>MUNICIPAL</u>	<u>within BANNOCK County</u>
T10S R37E S07 NESE	T10S R37E S07 NWSE
T10S R37E S07 SWSE	T10S R37E S07 SESE
T10S R37E S17 NWNW	T10S R37E S17 SWNW
T10S R37E S17 NWSW	T10S R37E S18 NENE
T10S R37E S18 NWNE	T10S R37E S18 SWNE
T10S R37E S18 SENE	T10S R37E S18 NESE

Place of use is within the service area of the City of Arimo municipal water supply system as provided for under Idaho Law.

~~PLACE OF USE IS WITHIN THE CITY OF ARIMO~~

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Source is also known as Arkansas Springs.

~~SOURCE IS ALSO KNOWN AS CHATTERTON SPRINGS.~~

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-7334
NAME AND ADDRESS: CITY OF ARIMO
JEAN ANDERSON
PO BOX 61
ARIMO ID 83214
SOURCE: GROUND WATER

QUANTITY: 0.740 CFS
0.000 AFY

PRIORITY DATE: 09/14/1976

POINT OF DIVERSION:
T10S R37E S17 SENWNW Within BANNOCK County
~~T10S R37E S17 SWNW~~ Within ~~BANNOCK County~~

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	MUNICIPAL	1/01 12/31	0.740 CFS

PLACE OF USE:
Place of use is within the service area of the City of Arimo municipal water supply system as provided for under Idaho Law.
~~PLACE OF USE IS WITHIN CITY LIMITS OF ARIMO.~~

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.