



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

March 3, 2005

Roger D. Ling
Ling, Robinson & Walker
615 "H" Street
P.O. Box 396
Rupert, ID 83350-0396

RE: Subcase No. 31-11845 (Jernberg)

Dear Roger:

Enclosed is a map showing the place of use that the Department has identified for the above referenced subcase. The portion outlined in yellow identifies where water appears to have been applied to the uncultivated acreage using 2004 imagery. The total acres equals 183 acres. If you disagree with this depiction, please provide evidence showing what acres were irrigated within the claimed permissible place of use within any single irrigation season under this water right.

It is the Department's intent to report this water right in the late claim report. The late claim report is expected to be filed with the SRBA District Court within the next few weeks. Please provide the requested information by March 15, 2005. If proof of irrigation on different or additional acres is not received by that date, the Department intends to recommend this water right for the lands depicted on the enclosed map.

If you should have any questions or comments, please do not hesitate to contact me at (208) 287-4810.

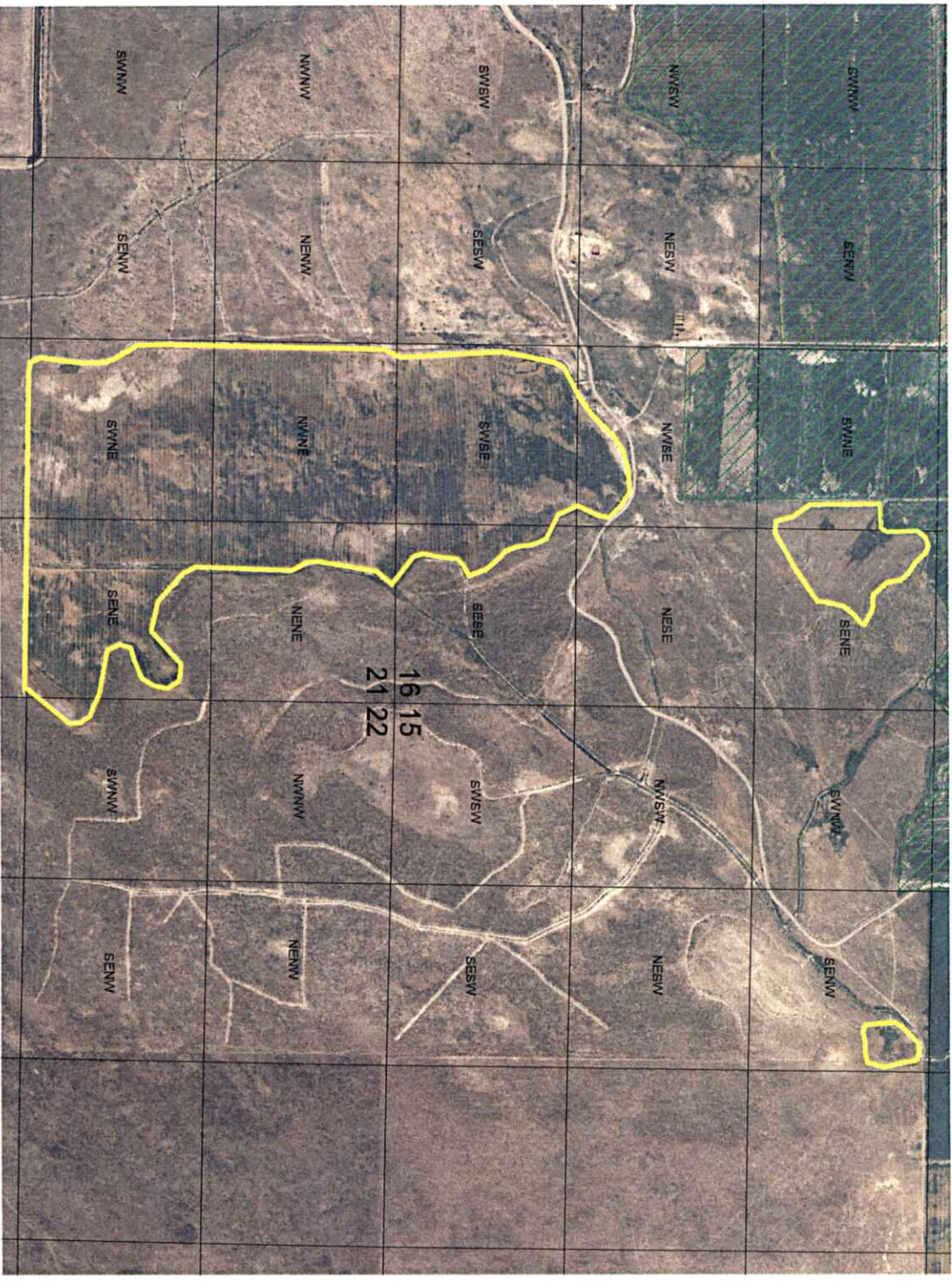
Very Truly Yours,

Candice M. McHugh
Deputy Attorney General, IDWR

Enclosure

cc: Donald Shaff
Carter Fritschle

31-11845



T07N R34E S15 S16 S21 & S22

 37-7311 POU

Map prepared by: Carter Fritschle
Date prepared: 03/02/05
NAIP photography 2004
Idaho Department of Water Resources

