

09/28/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 21-12377

THE SALISBURY CORP
3940 HWY 87
ISLAND PARK ID 83429
Telephone Number: (208)558-9001

THE SALISBURY CORP
5518 THE TOLEDO
LONG BEACH CA 90803
Telephone Number: (562)439-1745

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Quantity and Place of Use

2. Describe the changes you wish to make in the proposed recommendation:

This ground water right should be returned to a quantity of .23 cfs as originally applied for and the place of use in Section 13 should be changed from the SW1/4SW1/4 to the NW1/4NW1/4.

3. Give a brief explanation as to why you disagree with these portions:

The IDWR recommendation is not consistent with the facts of use.

___ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161
523-4445

HOPKINS RODEN CROCKETT HANSEN & HOOPES, PLLC
LAWYERS

C. TIMOTHY HOPKINS
WILLIAM C. RODEN
GREGORY L. CROCKETT
JOHN D. HANSEN
D. FREDRICK HOOPES
JOHN MICHAEL BRASSEY
LARY S. LARSON
PAUL B. RIPPEL
STEVEN K. BROWN
DAVID H. SHIPMAN
LANCE J. SCHUSTER

SALISBURY BUILDING · 428 PARK AVENUE
P.O. BOX 51219
IDAHO FALLS, IDAHO 83405-1219
TELEPHONE (208) 523-4445
FAX (208) 523-4474
E-MAIL IFLaw@hrchh.com

SEWARD H. FRENCH (1941-1984)
TED C. SPRINGER (1943-1984)
WILLIS B. BENJAMIN (1939-1999)

OF COUNSEL
BRUCE L. THOMAS
ORVAL HANSEN
GEORGE DENISON

October 18, 2005

802 WEST BANNOCK · SUITE 900
P.O. Box 2110
BOISE, IDAHO 83701-2110
TELEPHONE (208) 336-7930
Fax (208) 336-9154
E-MAIL BoiseLaw@hrchh.com

8 E. STREET S.E.
WASHINGTON, D.C. 20003
TELEPHONE (202) 546-0361
Fax (202) 546-6294
E-MAIL cipr@aol.com

Ernest Carlsen
State of Idaho
Department of Water Resources
Eastern Region
900 North Skyline Dr.
Idaho Falls, ID 83402

RECEIVED

OCT 19 2005

Department of Water Resources
Eastern Region

Re: The Salisbury Corporation Water Rights

Dear Ernest:

This firm represents the Salisbury Corporation which has asked for our assistance in responding to your letter of October 3, 2005 seeking the Claimant's comments with respect to the Preliminary Directors' Report concerning the Corporation's claims to water rights. You will see that we have enclosed the eleven responses on the IDWR form as requested. We are curious as to why the Corporation's water rights designated 21-12376 and 21-12378 were not included for comment and would appreciate hearing from you on that subject.

We will look forward to your response following your consideration of the enclosed comments.

Thank you for your assistance with this matter.

Very truly yours,


C. Timothy Hopkins

CTH:cs
enclosures
cc: Don Salisbury