



STATE OF IDAHO

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October 9, 1992

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Les and Janet Hayball
P.O. Box 725
Ft. Hall, ID 83203

Re: Bannock Creek Water Rights

Dear Mr. & Mrs. Hayball:

Our meeting yesterday was very productive. As we discussed, you may divert up to one-half of the current flow of Rattlesnake Creek at your diversion works during the period of use of your water rights while we resolve the relative entitlements of each party. My understanding is that the flow of the creek as of this date is 3.4 c.f.s.

John Bushman, the United States' chief negotiator, advised me that the United States is researching archival records to determine the scope and nature of the tribal water rights under the Bannock Creek Decree. He expects this work to take approximately one month. Assuming the United States is able to complete its work within a month, we should be able to determine the entitlements of each party to divert water from Bannock Creek prior to the first of next year.

Enclosed is a copy of The 1990 Fort Hall Indian Water Rights Agreement. This document provides the framework for future administration of the Bannock Creek basin water rights. The United States will provide the September 10th measurements from the Bannock Creek basin under separate cover letter.

I look forward to working with you to reach a mutually satisfactory resolution of this matter.

Sincerely,

A handwritten signature in cursive script, reading "Clive J. Strong".

Clive J. Strong
Deputy Attorney General
Chief, Natural Resources Division

CJS/cjc
Enclosure
L2283NSA

cc: John Bushman
Candy Jackson
David Shaw

From Fort Hall Settlement
Documents
