



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

19 August 2003

Delwyn V. Ellis
904 West 200 North
Blackfoot, ID 83221

Re: Snake River Basin Adjudication (SRBA) Claim 27-2075
T6S, R42E, Section 9 NWSW
Subject: POD, POU & SOU

Dear Claimant(s):

Our office is reviewing the above referenced water right claim filed by you in 1990. There are several points that need clarification.

A water rights owner who has made changes in the uses of a water right prior to the commencement of the SRBA without prior IDWR approval may claim the change in the SRBA. IDWR may recommend a right as changed, however, only if the change meets certain requirements. One of those requirements is that the change not result in injury to another water user.

Before we can recommend your claim, you must provide us with the date the change was made and some evidence tending to support the changes. If the changes occurred prior to November 19, 1987, then the date must include the month, day and year the change occurred. If the change occurred after November 19, 1987, then no date or evidence is required and the claim will be recommended as it was prior to November 19, 1987.

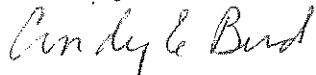
The claim states there are two Point of Diversion (POD). Please advise the location of the second POD and when the Place of Use (POU) was changed.

Our administrative guidelines have established the Season of Use (SOU) to be from April 15 to October 31. The claimed SOU is April 1 to November 1. Please clarify the change or provide some evidence in the irrigation season claimed.

SRBA Claim 27-2075
19 August 2003

Please feel free to call me at 547-3993. If we do not hear from you by September 19, 2003, this claim may be disallowed.

Sincerely,

A handwritten signature in cursive script that reads "Cindy E. Bird".

Cindy E. Bird
Adjudication Agent

CEB/bjp