



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

June 28, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Nancy L. Anderson
3202 Zaring Road
American Falls, Idaho 83211

Re: Adjudication Claims 29-2611, 29-7648

Dear Ms. Anderson:

I am in the process of reviewing your adjudication claims, to make recommendations to the court. It is important for these to be accurate, and I need some help from you. The enclosed aerial photo was taken in 1987. The yellow lines show what I think was irrigated then. However, there is a little corner on the very south (southwest of the house) that may possibly have been irrigated, and there is a strip on the very west next to the river that may have been irrigated.

If those two parcels were irrigated in 1987, or if they are irrigated today, I want to include those in the recommendation to the court. Could you please go to the Farm Service Agency (FSA) and get aerial photos (either 1987, or very recent) showing what is actually farmed? The FSA won't release your information to me, so I can't do this. Please ask the FSA to write on the map what crop year is represented, and date, stamp, and sign the photo, clearly indicating that it is an FSA photo. This is important.

You have two irrigation claims on this property, one with a 1956 priority date and one with a 1982 priority date. Right now, the lands irrigated under these two are separated into blocks. The 1982 right irrigates the very west, the south end, and a strip in the middle. The 1956 right irrigates two blocks, separated by lands under the 1982 right.

This situation is awkward for administration of water rights, and could become an inconvenience for you if your use of water is ever regulated strictly to the water right conditions.

If you wish, I could merge these two rights into a "permissible place of use," which would allow you the flexibility to use either right anywhere on the farm.

Please send me a copy of the FSA photo, if the yellow shape I have drawn on the map is not correct. Otherwise, I'll use the yellow shape for your recommendation.

If you would like me to recommend these rights as a "permissible place of use," please send me a postcard or write me a note asking for this.

Sincerely,

A handwritten signature in cursive script that reads "Bryce A. Contor".

Bryce A. Contor
Senior Water Resource Agent

enclosure