



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 28, 2006

John D Block
John D Block Trust
2152 Leavenworth St
San Francisco Ca 94133

RE: Snake River Basin Adjudication (SRBA) Notice of Claim 22-181

Dear Mr. Block:

Allen Rueberry of IDWR's Idaho Falls office is correct. The 1st Notice was sent in 1989 and the 2nd Round Notice is to identify potential property owners with unclaimed water rights. During my research I made "Block" into "Black", therefore I sent you the Notice. I showed the trust owning a portion of unclaimed water right 22-181.

Therefore, your SRBA Claim 22-181A is accurately claimed and no further claim is required by you or your trust, presuming you hold no other water rights for this property or other property in the SRBA.

Thank you for responding to the Notice and I apologize for any inconvenience I caused in this matter.

Yours truly,

Danni M. Smith
SRBA Administrative Asst I

JOHN D. BLOCK

KARL
RECEIVED

FEB 23 2006
DEPARTMENT OF
WATER RESOURCES

February 21, 2006

Karl Dreher
Department of Water Resources
322 East Front Street
P.O.Box 83720
Boise, Idaho 83720

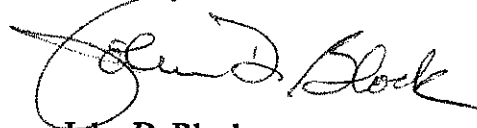
Dear Mr. Dreher

I received a registered letter in January advising me that I had not filed a water right in Basin 22 in the Civil case No.39576.

This was the first, not the second notice that I had received from your office. On February 15 I went to the IDWR, Eastern Region office and spoke to Al Ruburg. He found the records and informed me that I had in fact filed all the necessary paper work in 1988 and it was sufficient and that there was nothing else that I needed to do at this time. He had no idea why I would receive a notice like this.

Please advise me in writing if this is correct or if there is anything else that I need to do in this matter.

Sincerely,



John D. Block
Owner

John D. Block
2152 Leavenworth St.
San Francisco California, 94133

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re the General Adjudication of
Rights to the Use of Water from
the Snake River Basin Water System.

Civil No. Case No. 39576

SECOND ROUND SERVICE OF
COMMENCEMENT NOTICE
BASIN 22

IMPORTANT LEGAL NOTICE:

Records of the Idaho Department of Water Resources (IDWR) indicate that you may own or have an interest in a water right in the Snake River Basin, but you have **NOT** filed a Notice of Claim with IDWR for this water right. This notice serves as your second and **FINAL** notice of your responsibilities to file a Notice of Claim. **FAILURE TO FILE A REQUIRED NOTICE OF CLAIM WILL RESULT IN A DETERMINATION BY THE COURT THAT THE WATER RIGHT NO LONGER EXISTS.**

**YOUR FILING DEADLINE FOR BASIN 22, FREMONT, MADISON AND TETON COUNTIES,
IS APRIL 6, 2006**

On November 19, 1987, the District Court for the County of Twin Falls issued an order commencing a general adjudication of all water rights from the Snake River Basin water system in Idaho. A general adjudication is a court case, which will result in a decree determining all water rights from the water system. The purpose of the adjudication is to prepare an accurate schedule of water rights to assure the proper delivery of water in times of shortage. The purpose of this notice is to inform you of your legal responsibilities at this stage of the adjudication.

WHO NEEDS TO FILE A NOTICE OF CLAIM WITH IDWR?

Idaho Code § 42-1409 requires all persons owning water rights within the boundaries of the Snake River Basin water system in Idaho to file a Notice of Claim with IDWR for each water right, except for certain water rights specifically excluded by law. **Failure to file a required Notice of Claim will result in a determination by the court that the water right no longer exists.**

You **MUST** file a Notice of Claim with IDWR if your water right is based upon:

- a **CONSTITUTIONAL** or **HISTORIC USE RIGHT** (a diversion and application of water to a beneficial use, regardless of whether the water right has been recorded with IDWR pursuant to Idaho Code § 42-243);
- a **STATE** or **FEDERAL DECREE** (even if your water right was decreed in a previous adjudication you still must file a Notice of Claim with IDWR);
- a **LICENSED RIGHT** (based upon a license issued by IDWR, formerly known as the Idaho Department of Water Administration, the Idaho Department of Reclamation, and the State Engineer's Office);
- an **APPROPRIATION PERMIT** if proof of beneficial use was filed before November 19, 1987 (based upon a permit issued by IDWR, formerly known as the Idaho Department of Water Administration, the Idaho Department of Reclamation, and the State Engineer's Office); or
- a **FEDERAL LAW** (generally reserved rights claimed by the federal government, by or on behalf of the Indian Tribes, or by subsequent owners of former federal reserved lands).

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 22-181A
Date Received: 8/4/1988
Receipt No: E001092
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JOHN D BLOCK Phone: (208)354-8669
PO BOX 45
VICTOR ID USA 83455

2. Date of Priority: 06/01/1891

3. Source: , Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	45E	33	NW NW	TETON	
04N	45E	33	SW NW NE	TETON	

5. Description of diverting works:

DITCHES FROM STREAM TO FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	0.67	

7. Total Quantity Appropriated is:
0.67 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
04N	45E	33	NW NW	IRRIGATION	40
Section Acres					40
Total Acres					40