



State of Idaho

DEPARTMENT OF WATER RESOURCES

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 23, 2002

LEROY H ERICKSON
5656 W OLD HWY 91
POCATELLO, ID 83204

RE: Snake River Basin Adjudication (SRBA) Claims 29-04425 and 29-04468.

Dear Mr. Erickson.

I spoke with you on the phone on January 24, 2002. After our conversation, I came across a couple of issues I wanted to bring to your attention.

29-04425:

29-04425 claims Portneuf River water for Blackrock Irrigation project. From our conversation you said among the 5 people that are serviced, the Portneuf River water was used to irrigate around 10 acres.

Based on my understanding of the system and our conversation, I am looking to recommend 10 acres of irrigation within the boundary you claimed (copy of claim enclosed) and a diversion rate of 0.20 cfs. If you feel this assessment is not accurate, feel free to contact me with any questions.

29-04468:

29-04468 claims ground water for the use of irrigation and domestic purposes. We spoke on the phone about the priority date. You originally claimed a priority date of June 1, 1935 (copy of claim enclosed). In our conversation I said I could support recommending a 1970 priority date. However, I forgot to take into account the mandatory permit statute for groundwater that states any development of irrigation from groundwater commencing after March 25, 1963 is required to go through the permit process.

What the above statement means, is I cannot recommend the claim with a priority date after March 25, 1963. Thus, I cannot recommend the 1970 priority date.

However, after speaking with my supervisor, it was suggested you provide a notarized statement explaining the basis behind your claiming the 1935 priority date. With this statement I should be able to recommend the claimed priority date of June 1, 1935.

Without this statement I can only recommend your domestic use with a priority date of 1970.

I appreciate your prompt response on this issue. You can send your notarized statement directly to the address above with attention to me.

I apologize for the inconvenience. Please feel free to contact me at (208) 344-2190 if you have any questions.

Respectfully submitted,

Craig L. Saxton
Water Resource Agent
Adjudication Bureau