

May 8, 2003

MR JEFF CARLSON
D & M WATER ASSOCIATION
PO BOX 5315
POCATELLO ID 83202

RE: NOTICE OF ERROR FOR WATER RIGHT CLAIM NO. 29-7281.

Dear Mr. Carlson:

Thank you for taking the opportunity of returning the "notice of error" reply for the above referenced water right. Upon it you crossed out the above referenced adjudication claim number and replaced it with water right number 29-7912. You explained that a new water right was issued on 4/2/1990 and that additional amounts of water should be added.

I have reviewed the necessary data in regards to your concerns and comment the following:

Your concerns are well founded and were already added as remarks into the adjudication recommendation reports 29-7367 and 29-7281. As a courtesy, I have provided you copies of these reports with the remarks highlighted on the second page in yellow. These water rights were obtained in 1975 and 1977 and were subject to the general adjudication (SRBA) that commenced in 1987. Water right 29-7912 was obtained in 1990 after the commencement of the adjudication and therefore was NOT subject to the SRBA. However, both the recommended water rights and the latter water right all took into account their combined association. Hence, the added remarks in all three reports.

If you have any questions regarding this matter, please feel free to call me at 525-7161.

Respectfully submitted,

W. Roger Warner
Adjudication Specialist

Enclosure(s) Copy of Adjudication Recommendation Report 29-7367,
Copy of Adjudication Recommendation Report 29-7281,
Copy of Water Right Report 29-7912,