



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

April 1, 2004

La Verelle Stecklein
757 W. Riverton Rd
Blackfoot, ID 83221

REF: Snake River Basin Adjudication (SRBA)
Claims

Subject: Welch Water

RESPONSE DATE: APRIL 29, 2004

Dear La Verelle;

After reviewing the documents submitted in evidence of Welch water I still have some additional questions. There are too many wholes in the documents to conclusively determine that you have Welch water.

The warranty deed submitted from Linda McDaniel that conveyed "20 inches of Welch Water". Were did the McDaniel's get the Welch water? The legal description in the warranty deeds is not land owned by the Welch's.

The 1967 water deed to your dad conveys, "8 miner's inches of the waters of the Blackfoot River decreed to James Welch". I don't show that Seth Brown had 8 inches of Welch water to convey to Theodore.

We also need a chain of title on the water to the LDS Church. I don't show them owning 40 inches of Welch water to convey to you.

Thanks for your help in this matter and if you have any other questions please feel free to contact me at my office in Soda at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau



State of Idaho

DEPARTMENT OF WATER RESOURCES

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January 26, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Laverelle Stecklein
Scott Stecklein
757 W. Riverton Rd.
Blackfoot, ID 83221

REF: Snake River Basin Adjudication Claim
A27-12051 (Daniel Miller)

Subject: Amending Notice of Claim 27-12051

RESPONSE DATE: FEBRUARY 9, 2005

Dear Laverelle,

Your James Welch Notice of claim to a water right 27-37B with a March 20, 1886 priority date has been renumbered to 27-12051 for Daniel Miller water. The priority date needs to change to April 1, 1883 for Daniel Miller. In order for us to recommend the earlier priority date you must first claim it. Therefore, I have amended the new Notice of claim to a water right and enclosed it for your signature. Please sign it in front of a notary and return the original to my office as soon as possible.

If you have any questions please feel free to contact me at 547-3993.

Respectfully,

Cindy Bird

Enclosure: Amended Notice of Claim to a water right 27-12051



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

February 24, 2004

COPY

LAVERELLE AND SCOTT STECKLEIN
757 W RIVERTON ROAD
BLACKFOOT ID 83221

RE: SRBA Claim based on decreed water right No. 27-37 B, 27-37 G

Dear Claimant(s):

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources (IDWR or the "Department") in Basin 27 in the Snake River Basin Adjudication.

The Department of Water Resources is currently investigating water right claims in Basin 27. IDWR information indicates that your water right claim is based on a water right decreed in *Stevens v. Eastern Idaho Water Co.*, Judgment Book 1, pp. 106-117 (Bingham County, Idaho August 1, 1891), to James Welch. This water right was decreed for 400 inches (8.0 cfs) with a March 20, 1886, priority date. This water right was numbered sometime after the decree by IDWR as water right no. 27-37.

The Department has received multiple claims to this water right totaling more than 8.0 cfs. In order to make a complete and accurate recommendation of your water right, each element of the water right must be proven. The Department needs information that shows you are a successor to the original James Welch water right. This could be established through deeds or other conveyance documents that show you own a portion of the original water right.

Please provide this information by March 26, 2004, to Cindy Bird at the Soda Springs Office for the Idaho Department of Water Resources. You can contact her at 208-547-3993. If you have any further questions regarding this matter, you can contact Cindy or you can contact me directly at 208-327-5404.

Very Truly Yours,

A handwritten signature in cursive script, reading "Candice M. McHugh".

Candice M. McHugh
Deputy Attorney General
Idaho Dept. of Water Resources

c: electronically Cindy Bird, IDWR



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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

9 December 2003

Laverelle Stecklein
757 West Riverton Road
Blackfoot, ID 83221

Re: Snake River Basin Adjudication (SRBA)
Claims 27-37B and 27-37G

COPY

Subject: EVIDENCE OF PRIORITY DATE

Response Date: 8 January 2004

Dear Claimant(s):

The Idaho Department of Water Resources has begun its SRBA claims review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the SRBA.

The referenced claim is not a decreed right based on Welch Irrigation. In the Stevens' 1891 decree the Welch water was decreed as mining, not irrigation and cannot be converted to irrigation. The mining purpose is non-consumptive while, irrigation is consumptive. Therefore, it can only be recommended to the Court as a beneficial use claim. However, before we can prepare the recommendation, we need evidence to support when the water was put to beneficial use for irrigation.

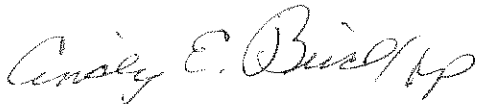
It is important that each element of the Notice be substantiated. For claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some examples of Documents Which May Be Evidence of the Priority Date**".

If we do not hear from you by the above referenced response date we will recommend to the Court that this claim be disallowed.

If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

A handwritten signature in cursive script, reading "Cindy E. Bird".

Cindy E. Bird
Adjudication Bureau

CEB/bjp

Enclosure: Evidence of Priority Brochure