



State of Idaho

DEPARTMENT OF WATER RESOURCES

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JAMES E. RISCH
Governor

KARL J. DREHER
Director

November 22, 2006

JAY KIIHA
ARKOOSH LAW OFFICES CHTD
PO BOX 32
GOODING ID 83330

Re: Snake River Basin Adjudication (SRBA)
Preliminary Recommendations #73-187A, 73-187B and 73-10047

Dear Mr. Kiiha:

Thank you for responding to the IDWR request for water delivery information on claim #73-10047 for Sulphur Creek Livestock. You will see by the enclosure, a water right has been described in the revised recommendation for this claim.

I'll explain some of the rationale for the water right description. Your client in the claim explained this diversion is for high water. Two factors influenced the priority date recommended. One is the condition for diversion and use on 73-187B for Triple T Summit Ranch where the flow in Hillside Creek is tied to it. Secondly, the priority date is the most junior of any other right on Hillside Creek and Goldburg Creek to which Hillside Creek is tributary. Your client under this right could divert water for use when the supply of water exceeds all the other existing rights (i.e., high water).

Thank you for helping move the adjudication process forward.

Sincerely,



Donald V. Shaff, MPA
Adjudication Bureau Chief

DVS:ss:state
Enclosures