



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

July 14, 2006

Lynn Nelson, President
Lenroot Canal Company
617 W 7800 S
Rexburg, ID 83440

RE: Water Right Nos 01-100, 01-101, 01-10015 & 01-10016

Dear Mr. Nelson:

I am the Deputy Attorney General assigned to Basin 01 representing the Idaho Department of Water Resources in the Snake River Basin Adjudication. Michael Holliday, Senior Water Resource Agent at IDWR's office in Idaho Falls has informed me that Lenroot Canal Company's claims to water right numbers 01-10015 and 01-10016, are based on an amendment to the *Rexburg Irrigation Co. v. Teton Canal Co.* Decree (Idaho 6th Jud. Dist., December 16, 1910) ("Rexburg Decree"), which essentially advanced the priority dates from 1899 and 1903 to 1891 and 1892, respectively. However, the Department has not been able to locate an amendment to the Rexburg Decree that supports the claimed priority date.

Please provide a copy of the amendment or other historical documentation that illustrates that the priority dates of these water rights were advanced as claimed to Michael Holliday, or me by **July 31, 2006**. Without additional documentation, the water rights will be recommended in accordance with the original priority dates as decreed in the Rexburg Decree.

If you should have any questions or comments, please feel free to contact me at (208) 287-4810.

Very Truly Yours,

A handwritten signature in cursive script, appearing to read "Candice M. McHugh".

Candice M. McHugh
Deputy Attorney General, IDWR

cc: Michael Holliday