



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

August 1, 2007

JLS CAPITAL GROUP LLC
JAKE G AND LINDSAY N MERRILL
25760 DUFF LN
MIDDLETON ID 83644

RE: Points of diversion for SRBA claims 67-99 and 67-14482

Dear Claimants:

As part of our objection review process, we have been examining the points of diversion for those water rights that utilize the unique delivery system in which water is diverted from an unnamed stream (tributary to Fall Creek) and injected into the North Fork of Grays Creek where it is carried to a downstream point of re-diversion. Because of this additional review, we believe we made an error in the recommendation of the points of diversion for your SRBA claim.

67-99

Currently, the recommended points of diversion are:

T15N R01E Sec 36	SWNW (Injection)
Sec 36	SWNW (Rediversion)
Sec 35	NESE

We believe your points of diversion should be recommended as:

T15N R01E Sec 36	NWNWSW - more accurate location and remove designations
Sec 35	NWNESE (Injection) - more precise location and designation
Sec 30	NWSWNW (Rediversion) - add point

67-14482

Currently, the recommended point of diversion is:

T15N R01E Sec 36	SWNW
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We believe your points of diversion should be recommended as:

T15N R01E Sec 36	NWNWSW	- more accurate location
Sec 35	NESE (Injection)	- add point
Sec 30	NWSWNW (Rediversion)	- add point

If you agree with these changes, please complete the enclosed objection form and follow the instructions for filing it. **The deadline for filing an objection is August 22, 2007**, so please file the objection before that date.

For your convenience, I have enclosed a map showing what we believe to be the correct placement of points of diversion for these claims. Please contact me at (208) 287-4907 if you have any questions or need any further assistance.

Respectfully submitted,

Monica P. Van Bussum
Sr. Water Resource Agent
Adjudication Bureau