



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

October 22, 2007

Hon. John Melanson
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

RE: Subcase No. 75-4178 (Rozman)

Dear Judge Melanson:

The Director's Report for Basin 75 was filed with the SRBA Court on January 11, 2007. Since that filing, the Idaho Department of Water Resources ("IDWR") has discovered a clerical error in the recommendation for this water right. Specifically, the source was incorrectly reported as North Fork Salmon Creek rather than North Fork Salmon River. The tributary also contained a similar error, as it was recommended as Salmon Creek rather than the Salmon River. This water right was properly claimed as illustrated in the attached Notice of Claim to a Water Right. It appears that an error occurred in the data entry process at IDWR. Also attached hereto is a copy of a revised recommendation containing the proper source and tributary descriptions.

I am also sending a copy of this correspondence to the claimant so that he is aware of this issue.

If you should have any questions, please feel free to contact me at 287-4811.

Sincerely,

A handwritten signature in black ink, appearing to read "G. Baxter", written over a horizontal line.

Garrick L. Baxter
Deputy Attorney General, IDWR

Enclosures

cc: John Rozman
Ken Knoblock

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-4178

NAME AND ADDRESS: JOHN ROZMAN
BOX 191
NORTH FORK ID 83466

SOURCE: NORTH FORK SALMON CREEK RIVER TRIBUTARY: SALMON CREEK RIVER

QUANTITY: 0.150 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/14/1917

POINT OF DIVERSION:

T25N R21E S28 SWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.100 CFS
STOCKWATER	01/01 12/31	0.010 CFS
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T25N R21E S33	SWNW	4.10	T25N R21E S33	SENW	0.90
---------------	------	------	---------------	------	------

STOCKWATER in LEMHI County

T25N R21E S33	SWNW	T25N R21E S33	SENW
---------------	------	---------------	------

DOMESTIC in LEMHI County

T25N R21E S33	SWNW
---------------	------

5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

75-4178

Date Received

7/25/06

Receipt Number

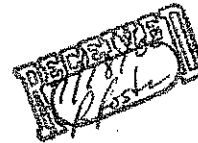
C081772 AMB

RECEIVED

JUL 25 2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW



Please type or print clearly

1. Name of Claimant (s) JOHN ROZMAN Phone (208) 8652294Mailing Address P.O. Box 191 NORTH FORK Zip 834662. Date of Priority (Only one (1) per claim) 1917 August 173. Source of water supply (a) NORTH FORK OF SALMON RIVER
which is tributary to (b) MAIN SALMON RIVER4. a. Location of existing point of diversion is: Township 25N Range 21E Section 281/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of LEMHIAdditional points of diversion if any: NONE

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. headgate in river ditch toplace of use

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount .04 cfs or _____

For IRRIGATION purposes from 4-1 to 11-15 amount .10 cfs or _____

For STOCK WATER purposes from 1-1 to 12-31 amount 366 GPD or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 366 GPD .14 cfs (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 3 HORSES - ONE CAT 1 COW

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>25N</u>	<u>21E</u>	<u>33</u>							<u>5.2</u>										<u>5 1/2</u>

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? LEMMING

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (✓)

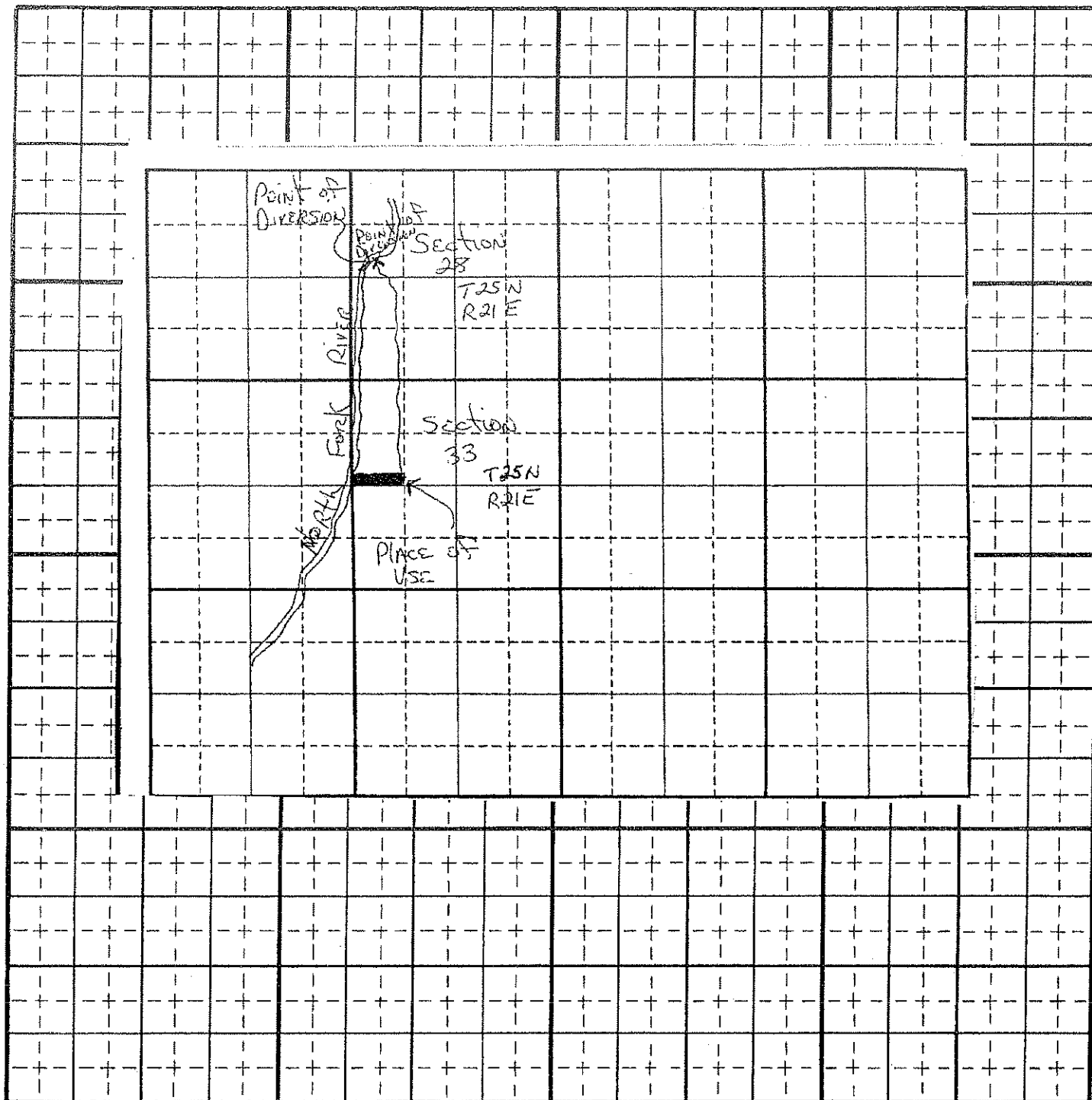
14. Remarks:

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name _____

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 75-4178

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) John Rozman Date 7-18-06

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

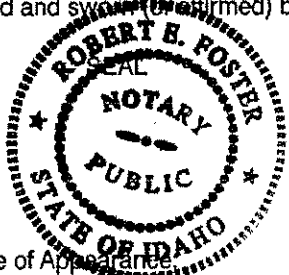
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Lemhi) SS.

Subscribed and sworn to (or affirmed) before me this 18th day of July 2006



Notary Public Robert E. Foster

Residing at Salmon ID

My Commission Expires 2-17-07

Please Print Name

17. Notice of Appearance

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant