

RECEIVED

OCT 19 2007

DEPARTMENT OF
WATER RESOURCES

10/15/07

Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

Re: Water Right 75-14107
Zanik Corp.
C/O Michael E. Molter
3431 Fairfield Ct.
Lafayette, IN. 47909

Dear Sirs,

This letter shall serve as notice of our objection to the proposed recommendation for water right # 75-14107. We purchased 7.17 acres of irrigated land. We purchased the irrigated acreage from the Smiths, who's previous water right was #75-4350. The water right was to transfer propotional to the irrigated land. We did not buy their house, garage or shop building. Therefore the percentage of the previous water right that would transfer to us should be greater than the percentage of land purchased. Of their 12.6 total acres, our $7.17 = 57\%$. If you subtract 1.5 acres for their home, buildings and driveways, that would make our percentage closer to 65%. The map created from the arial photo that's included with the SRBA recommendation is inaccurate in reference to the irrigated land. There is an irrigation ditch that runs adjacent and parallell to Highway 93 the full length of the property. That ditch and the others within the property effectively irrigate all but the building. I have enclosed copies of the correct water right labelled "A" and of the incorrect map labelled "B". I have also included a copy of our survey, labelled "C", on which I have illustrated the location of the aforementioned irrigation ditch. See other supporting documents enclosed that reference the acreage. We bought the irrigated Ag land they kept the residence. Please review, make the necessary adjustments, and notify us. You may reach me by phone at 765-471-8899.

Thank You


Michael E. Molter

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 75-14107

WATER RIGHT NUMBER: 75-14107

Owner Type Name and Address
Current Owner ZANIK CORP
 3431 FAIRFIELD CT
 LAFAYETTE, IN 47909
 (208)865-2001

Priority Date: 07/01/1879
Basis: Statutory Claim
Status: Active

Source Tributary
NORTH FORK SALMON RIVER SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	01/01 to 12/31	0.140 CFS	0.24 AF
IRRIGATION	04/01 to 11/01	0.140 CFS	
<u>Total Diversion:</u>		0.140 CFS	

Location of Point(s) of Diversion

NORTH FORK SALMON RIVER LEMHI County	NW1/4SE1/4NE1/4	Sec. 21, Twp 25N, Rge 21E, B.M.
NORTH FORK SALMON RIVER LEMHI County	NE1/4SW1/4NE1/4	Sec. 21, Twp 25N, Rge 21E, B.M.

Place of Use
IRRIGATION Within LEMHI County

T25N R21E S21 SWNE 4.8	T25N R21E S21 SENE 2.3
----------------------------------	----------------------------------

Total Acres: 7.1

Conditions of Approval:

1. P21 THIS RIGHT IS A SPLIT FROM FORMER RIGHT 75-4350

Remarks:

This is what the water right should be.

A

RECEIVED

July 19 2007

DEPARTMENT OF
WATER RESOURCES



Idaho Department of Water Resources

15

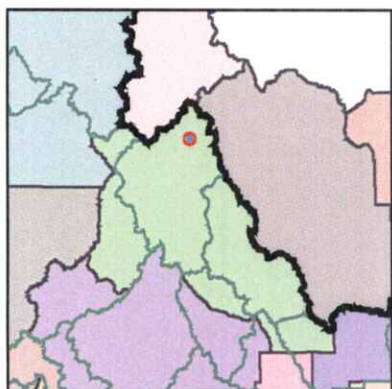
SRBA Recommendation:

75-14107

(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



0 0.1 0.2 Miles

Irrigation

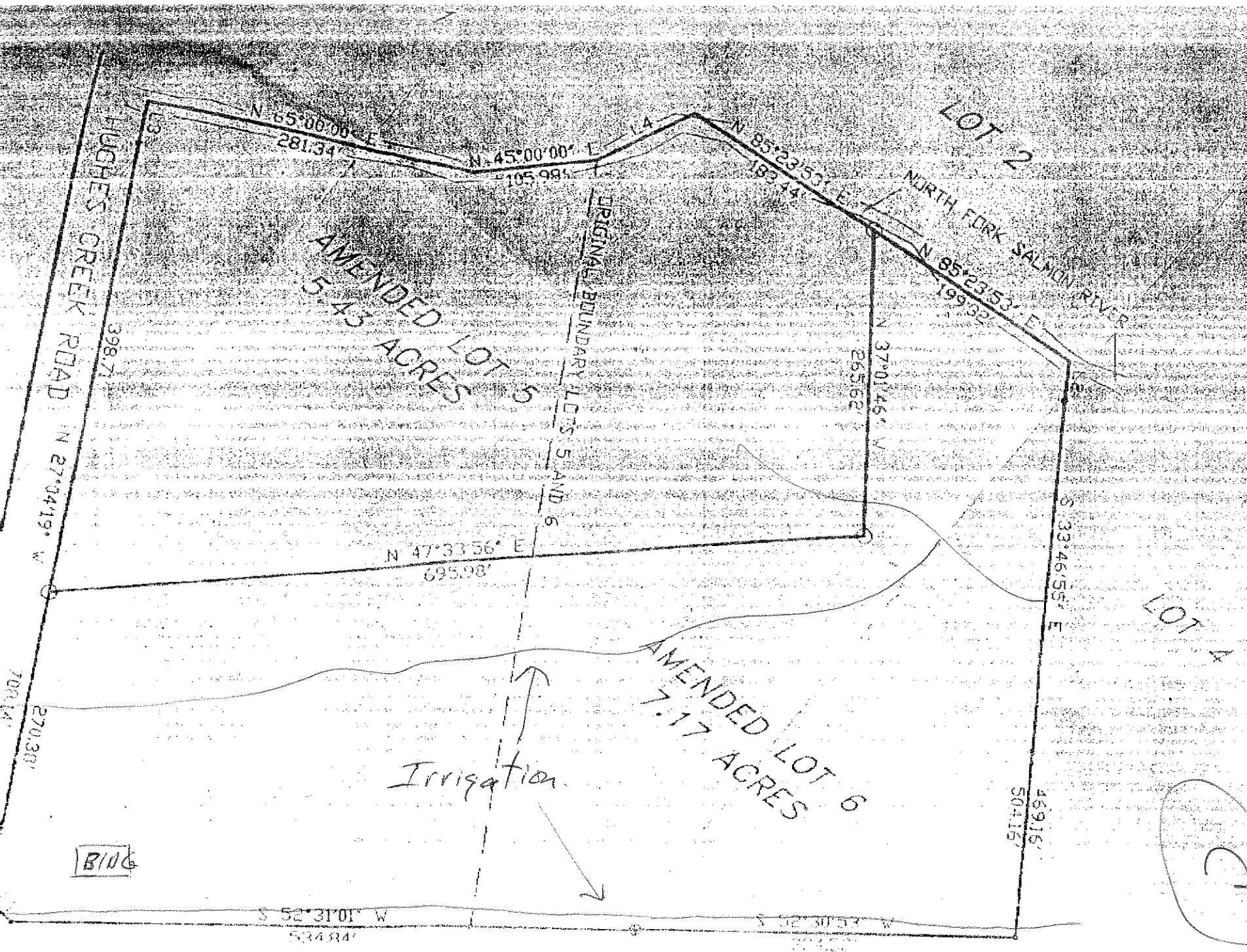
Inaccurate

Prepared by M. Ciscell
On Monday, November 20, 2006
2004 Aerial Photography

Oct. 16 2007 09:47AM F2

FAX NO. : 7553626980

FROM : TWINLICK-COLONY : 700141





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GovernorKARL J. BREMER
Director

August 20, 2003

ZANIK CORP
3431 FAIRFIELD CT
LAFA YETTE IN 47909

RE: CHANGE IN OWNERSHIP FOR 75-4350 (SMITH - ZANIK)

Dear Sir or Madam:

Our office received the above referenced request to change ownership of property in Lemhi county, Idaho. Since Zanic Corp. only purchased a portion of the property to which this right is appurtenant, the right was divided as follows:

75-4350 split into:

75-14106: 5.5 acres, 0.1 cfs, Smith

75-14107: 7.1 acres, 0.14 cfs, Zanic

*5.43
7.17 Per Survey*

Please sign the enclosed "Amended Notice of Claim to a Water Right" in the presence of a notary public, and return to our office. You may want to make a copy for your files.

Respectfully submitted,

*Jennifer Crabtree*Jennifer Crabtree
Technical Records Specialist

Enclosure