

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



JOHN M. MELANSON
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

RECEIVED
11 02 2007
DEPARTMENT OF
WATER RESOURCES

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

November 1, 2007

Barbara A. Doan
David Lee Doan
6595 McElroy Rd
Melba, ID 83641

RE: SRBA Subcase 63-2350A

Dear Mr. & Mrs. Doan:

The Court is in receipt of your correspondence file stamped October 31, 2007, a copy of which is attached here to. As you may be aware, the Objector (Boise-Kuna Irrigation District) and the Respondent (U.S. Bureau of Reclamation) are seeking the inclusion of a remark in the partial decree for the above-referenced water right which states: "The source of this water is waste water. The wasting of water may be discontinued at any time."

Regarding your statement that you "went before the judge and stated we understood the wastewater claims," my notes from the December 7, 2006, initial hearing indicate that you agreed in principle with the inclusion of a remark; however, at that time the objector, respondent, and IDWR were still struggling with the exact wording of the remark. If you are in agreement with the inclusion of the above-quoted language in the partial decree for this right, I suggest that you contact Deputy Attorney General Nick Spencer (IDWR) at 208-287-4813 to arrange the filing of settlement documents with the court. This subcase is currently set for trial and will proceed in that manner in the absence of the filing of settlement documents.

Regarding the sale of the property, you will need to file a change of ownership document with IDWR. Upon processing a change of ownership, IDWR will notify the court, and the new owner will be substituted as a party to the subcase. I have enclosed a change of ownership form. Until then, you will remain in the court's register of action as parties to the subcase.

Sincerely,

A handwritten signature in black ink, appearing to read "Theodore R. Booth".

Theodore R. Booth
Special Master

TRB/dd
cc: Boise-Kuna Irrigation District
U.S. Bureau of Reclamation
IDWR

128
DISTRICT COURT, SNWA
TRAIL FALLS COURT NO.
FILED _____
ATTENTION SPECIAL MASTER THEODORE R. BOOTH

2007 OCT 31 AM 10 47

DEAR SIR -

WE ARE WRITING BECAUSE OF THE LATEST LETTER CONCERNING
WATER RIGHTS.

WE ATTENDED THE FIRST MEETING DEC 7-2006
BOTH OF US WENT BEFORE THE JUDGE AND STATED WE
UNDERSTOOD THE WASTE WATER CLAIMS.

IN APRIL FOLLOWING ANOTHER LETTER WE TRIED TO
REACH YOU WITH PHONE # LISTED WITH NO AVAIL -

WE ARE IN THE PROCESS OF SELLING SAID PROPERTY
TO DEVELOPER AND MOVED FROM KUNA.

WE FEEL OUR PART IN THIS ISSUE SHOULD BE
DISMISSED AND OUR NAME REMOVED FROM FURTHER
HEARINGS.

THANK YOU -

Sincerely -

Barbara A Doan
David Lee Doan

CASE # 39576

63-2350A

BARBARA A DOAN
DAVID LEE DOAN
2535 ARDELL RD
KUNA, ID 83634

→ NEW ADDRESS

6595 McELROY RD
MELBA ID 83641