



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

December 11, 2007

Mr. Nick Purdy
Picabo Livestock Company
PO Box 748
Picabo, ID 83348

Re: Objections by the Idaho Department of Lands to Water Right Nos.
37-00186, 37-00187, 37-00189, 37-00213, 37-00215D, 37-00377,
37-00378, 37-02405, 37-11892, 37-11900, and 37-20609.

Dear Mr. Purdy:

I appreciate your letter dated November 22, 2007, regarding resolution of the Idaho Department of Lands objections to the above listed water rights. As you know, each of the objections related to the inclusion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of section 31, Township 01 South, Range 20 East, B.M. within the place of use of those water rights. You offer in your letter to delete that forty acre subdivision from the place of use of the respective water rights. That is an acceptable resolution to the Idaho Department of Lands of its objections to these water rights. The Idaho Department of Water Resources prefers to prepare the Standard Form 5, which would make this deletion. I will send copies of your letter dated November 22, 2007, and of this letter to the Idaho Department of Water Resources and will request that the appropriate office of that agency prepare the necessary Standard Forms 5 in accordance with this settlement agreement. The IDWR should send the Standard Forms 5 directly to you. After your review and execution, please send them to me for execution.

Sincerely,

A handwritten signature in cursive script, reading "David J. Barber".

DAVID J. BARBER
Deputy Attorney General

DJB/ov

Encl.

cc: Garrick Baxter
Doug Jones

PICABO LIVESTOCK CO., INC.
Box 688
PICABO, IDAHO 83348

Tel 208-720-5150
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npurdy@earthlink.net

November 22, 2007

Mr. David Barker
Water Rights Specialist
State of Idaho, Department of Lands
P.O. Box 8372
Boise, Idaho 83720-0050

Re: SRBA Case No. 39576

Dear Mr. Barker:

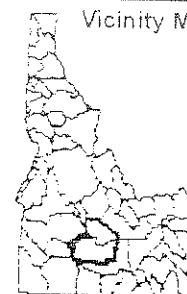
I recently received numerous SRBA objection forms for stock water filings by Picabo Livestock Company on the IDL property, NW1/4NE1/4 in T01S R20E S31. This filing was inadvertent and I am willing to solve it by any means you would suggest. This land is part of our IDL State leased grazing allotment and it is mountain and contains no water as the enclosed picture shows. My water right adviser suggests that I can either write a letter to you that I revoke the claim of any stock water or irrigation rights on this property or sign an agreement that we share the water rights. I am agreeable to solve the problem as you suggest and not burden the court with it. Please advise me of your suggestion.

Sincerely,


Nick Purdy
President

T01N20E

Vicinity Map



37-377 POU

Intermittent

SWNE

31

G7588

Intermittent

Legend

Place of Use

Grazing Leases

Streams

State Land

Place of Use

Basin 37 Part 3 Report Area 16

Sequence Number: 37-377
T01N20E SEC 31

11/06/2007

Scale 1:10,000

0 0.125 0.25 Miles



Map Notes

Projection: Idaho Transverse Mercator, NAD 27

Map Notes and Data Sources

Place of Use: 37-377 Priority Date: 04/01/1888

Idaho Ownership Date: 06/16/1919

Grazing Lease: G-7588

State Land as of Map Date

Water Rights information downloaded as of 10/3/2007
2006 NAIP Imagery

Disclaimer

This map has been compiled using the best information available to the Idaho Department of Lands at the time and may be updated and/or revised without notice. In situations where known accuracy and completeness is required, the user has the responsibility to verify the accuracy of the map and the underlying data sources.