



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

February 13, 2008

J DEE MAY
PO BOX 1846
TWIN FALLS ID 83303

RE: Snake River Basin Adjudication (SRBA) late claims 36-16490 and 36-16491: Paul J. Wilson

Dear J. Dee May,

The Idaho Department of Water Resources (IDWR) received the order granting the filing of late claims 36-14690 and 36-16491.

During my initial review, it would appear that based on the priority date claimed and the location of the place of use, that 67-16490 and 36-16491 claim a portion of water right 36-123 that was historically decreed in *New International Mortgage Bank v. Idaho Power Co.* My first question is if that assumption is correct. Was it your clients intent to claim portions of historical water right 36-123?

Based on available parcel data provided by Gooding County, it appears that property owned by Mr. Paul J. Wilson is actually located in T7S, R14E, S31, Govt Lot 1, NWNW. However the claimed place of use is the NENW. Can you confirm if this is an error in filing?

I am enclosing a map that shows the location of Mr. Wilsons property according to the Gooding parcel data. In addition, it shows the location of the point of diversion for other splits of historical right 36-123. Please review this and if I am correct and the place of use claimed in the NENW was an error, we will need to amend either one or both 36-14690 and 36-16491 if applicable. For your convenience, I am enclosing amended claims for 36-16490 and 36-16491. If the enclosed map appears correct as far as the location of the actual place of use and point of diversion. Please sign the amended claims and return them to me ASAP. *Please note that claims no longer require to be signed in front of a notary.*

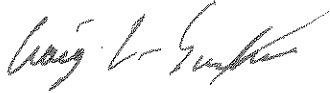
If the location of the point of diversion or place of use is incorrect, could you please indicate on the map the correct location and return it to me for review.

Finally, 36-14690 and 36-14691 both claim domestic use. Both claims mention a main house and a guest house. It would appear to me that these claims are duplicating each

other in terms of Domestic use? Could you explain why domestic use was claimed on both 36-14690 and 36-14691? Is either 67-14690 or 67-14691 claiming domestic use for internal use?

Please feel free to contact me with any questions.

Respectfully submitted,



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Enclosure(s): Amended claim 36-14690
Amended claim 36-14691
Map