



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

February 22, 2008

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

*RE: Subcase No. 63-32447 (Van Berkel)*

Dear Judge Melanson:

The Idaho Department of Water Resources ("IDWR") filed the Director's Report for Basin 63, Part 3 with the SRBA Court on December 19, 2006. Since that filing, IDWR has discovered a clerical error in the recommendation for this water right. Specifically, the quantity element of the water right was reported incorrectly. Accordingly, attached hereto is the revised recommendation showing the proposed corrections in underline/strikeout format. To date, this subcase is uncontested.

I am also sending a copy of this correspondence to the claimant to alert him of this issue.

If you should have any questions, please feel free to contact me at 287-4810.

Sincerely,

A handwritten signature in cursive script that reads "Andrea L. Courtney".

Andrea L. Courtney  
Deputy Attorney General, IDWR

Enclosure

cc: Arnold J. Van Berkel

Amended Director's Report  
Right No. 63-32447

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

RIGHT NUMBER: 63-32447

NAME AND ADDRESS: ARNOLD J VAN BERKEL  
C/O DAVID RUSSEL  
1268 S WATER MARK AVE  
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.260 CFS ~~0.264~~  
126.620 AFY ~~126.33~~

PRIORITY DATE: 04/13/1967

POINT OF DIVERSION:

T02N R03W S15 NWNW Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>                                            |
|-----------------------|----------------------|------------------------------------------------------------|
| IRRIGATION            | 03/15 11/15          | 0.260 CFS <del>0.264</del><br>126.62 AFY <del>126.33</del> |

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in CANYON County

T02N R03W S15 NWNW 33.00

33 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 63-32138 .