



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

February 20, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

LARRY L BOEHM
2203 BEN ROSS
INDIAN VALLEY ID 83632

RE: Objection resolution for 67-4149

Dear Mr. Boehm,

On December 22nd, 2006, the Idaho Department of Water Resources (IDWR) submitted a recommendation for claim 67-4149 to the Snake River Basin Adjudication (SRBA) court.

On February 8, 2007, you filed an objection to that recommendation requesting an earlier priority date. In addition you supplied an affidavit from Gladys Johnson supporting the priority date claimed.

With this new information, IDWR can support the 6-1-1928 priority date claimed. Enclosed is an updated recommendation for 67-4149 and the necessary paperwork that needs to be initialed and signed in order to settle your objection outside of the SRBA court.

I wanted to explain that the following letter makes reference to discussions we have had about this and I just wanted to verify with you that the following letter is just a form letter and I know we haven't spoke about this before. In addition, I know that Mr Schwenkfelder has purchased some or all of the property that this water right is applicable to. However, since at this time, your name is still on the water right, and you filed the original objection, I am sending this information to you to review.

If you agree with the updated changes, follow the directions on the following letter from Danni Smith.

If you disagree with the update recommendation and would like to wait till a hearing is scheduled so you can be heard by the SRBA court, no further action is needed.

Please feel free to contact me if you have questions.

Respectfully submitted,

Craig L. Saxton
Water Right Supervisor
Adjudication Bureau

Enclosure(s)



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February 21, 2008

Larry L Boehm
2203 Ben Ross
Indian Valley ID 83632

RE: Standard Form 5 in subcase 67-4149

Dear Mr. Boehm:

Enclosed you will find Standard Form 5 (SF5s) for water rights 67-4149 signed by IDWR. These documents are standard settlement agreement forms used by the SRBA Court. Attached to the SF5s are the updated descriptions (recommendations) of your water rights prepared by water agent Craig Saxton. The recommendations reflect changes made to your water right descriptions following your discussions with Craig.

Although you are aware of the changes, please review the recommendations carefully. If the revised recommendations meet with your approval, please initial the recommendation pages as indicated and sign page one of the SF5s. Then return the forms to me in the envelope provided and I will file them with the SRBA Court. You will receive copies of the SF5s once they are filed. Should you have any questions concerning the recommendations, please contact Craig Saxton at our office in Boise at 208-287-4918.

Should you require any further assistance or have other questions, please contact me at 208-287-4910. Thank you. We appreciate your patience in this matter.

Sincerely,

Danni M. Smith
Office Services Supervisor

Enclosures