



State of Idaho

DEPARTMENT OF WATER RESOURCES

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March 12, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

LARRY L BOEHM
2203 BEN ROSS
INDIAN VALLEY ID 83632

RE: Amended Snake River Basin Adjudication Claim for 67-4149

Dear Mr. Boehm,

On February 20, 2008, the Idaho Department of Water Resources (IDWR) sent you a packet of information that included an updated recommendation for 67-4149 that changed the recommended priority date from 1945 to 1928 as you had originally claimed. You were asked to review the new recommendation and if you felt it was accurate, to sign it and return it to us so we could submit it to the court.

When the completed documentation was sent to the court, the Special Master (Judge) that oversees this process, found an error in the recommended place of use for irrigation storage. In addition, I found that the recommended place of use for irrigation did not match with what was found during a field exam conducted by Sandy Hemenway on October 25, 2006. In order for me to fix this error, the claim needs to be amended so it is claimed correctly.

Enclosed is an amended claim which describes the place of use for irrigation storage as the same location the ponds are. For your convenience, I have highlighted in yellow the place of use legal descriptions that were added, and crossed out in red italics, the place of use legal descriptions that are to be removed.

Please look over the claim and initial any changes you wish to make. When satisfied, please sign the claim and return it to me ASAP in the envelope provided so I can submit an updated recommendation for claim 67-4149 to the Snake River Basin Adjudication (SRBA) court.

I am sorry to bother you with this again knowing that Mr. Schwenkfelder has purchased some or all of the property that this water right is applicable to.

Please feel free to contact me if you have questions.

Respectfully submitted,

Craig L. Saxton
Water Right Supervisor
Adjudication Bureau

Enclosure(s)