



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

October 10, 2008

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

RE: SRBA Subcase Nos. 63-2603 & 63-9324 (City of Melba)

Dear Judge Melanson:

While preparing a recent Amended Director's Report, the Department became aware of a common clerical error that occurred when making the recommendations for several municipal water rights.

A condition that is used for large irrigation service areas was inadvertently included in the place of use description in the recommendations. This condition is not proper for these municipal water rights. For clarification, the condition that should not be included is:

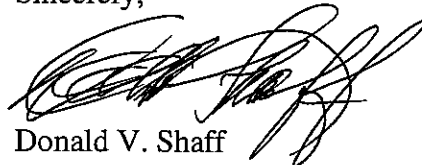
The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

I am enclosing Amended Director's Reports for each of these water rights that accurately describe the place of use element of these rights. No objections have been filed to these water rights.

I am also sending them a copy of this correspondence to the claimant so that it is aware of this issue.

If you should have any questions, please feel free to contact me at 287-4921.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald V. Shaff', written in a cursive style.

Donald V. Shaff
Adjudication Bureau Chief

Enclosures

cc: City of Melba

10/10/2008

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

RIGHT NUMBER: 63-2603

NAME AND ADDRESS: CITY OF MELBA
PO BOX 209
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.300 CFS

PRIORITY DATE: 04/13/1943

POINT OF
DIVERSION:

T01N R02W S36 SWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

01/01 12/31

0.300 CFS

PLACE OF USE:

Place of use is within the service area of the City of Melba municipal water supply system as provided for under Idaho Law.

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

10/10/2008

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

RIGHT NUMBER: 63-9324

NAME AND ADDRESS: CITY OF MELBA
PO BOX 209
MELBA ID 83641

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.110 CFS

PRIORITY DATE: 12/13/1979

POINT OF
DIVERSION:

T01S R02W S2 NENE Lot 1 Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

1/01 12/31

1.110 CFS

Domestic use is for 300 homes.

PLACE OF USE:

Place of use is within the service area of the City of Melba municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

~~PLACE OF USE IS WITHIN THE CITY LIMITS OF MELBA.~~

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