



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

JOSEPH M DE FREITAS
ROBIN R DE FREITAS
3050 FRUITVALE GLENDALE RD
FRUITVALE ID 83612

RE: Place of use changes for SRBA claim 67-79L

Dear Mike and Robin:

Thank you for sending a proposed outline for the place of use for 67-79L. I have taken that into account and can provide you with the proposed place of use shown in the attached documents, of which there are three. Two documents are maps showing the outline of the place of use I propose, one is a close-up and the other shows the point of diversion. The other document is a draft recommendation so you can see what the water right would look like when written.

Our next Status Conference with the SRBA Court is on December 2, 2008. If you have questions, please feel free to call me at (208) 287-4907.

Sincerely,

Monica

Monica P. Van Bussum
Sr. Water Resource Agent
Adjudication Bureau

Cc: Nancy Hawkins

SCANNED
NOV 25 2008

11/25/2008

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

RIGHT NUMBER: 67-79L

NAME AND ADDRESS: JOSEPH M DE FREITAS
3050 FRUITVALE GLENDALE RD
FRUITVALE ID 83612

ROBIN R DE FREITAS
3050 FRUITVALE GLENDALE RD
FRUITVALE ID 83612

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.04 CFS

This right shall provide no more than 0.0125 cfs per acre in accordance with the Muir v. Allison decree.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION:

T17N R01W S1 NWSE Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.04 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T17N R01W S02	NESW	0.50	T17N R01W S02	SESW	2.10
T17N R01W S02	SWSE	0.80			

3.4 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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

SCANNED
NOV 25 2008