



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

January 7, 2009

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

RE: *Subcase Nos. 75-10342 (Simmons) and 75-14093 (Kipper)*

Dear Judge Melanson:

The Director's Report for Basin 75 was filed with the SRBA Court on January 11, 2007. The deadline to file objections was October 17, 2007. Contained in the Director's Report for Basin 75 were the recommendations for water right numbers 75-10342 and 75-10493. No objections were filed to these water right recommendations and partial decrees have not yet been issued.

It has recently come to the attention of the Department that the above-referenced water right recommendations contained clerical errors. Pertinent quarter-quarter notations were omitted from the legal descriptions for the point of diversion and place of use for water right number 75-10493. Pertinent quarter-quarter notations and acreage totals were omitted from the legal description for the place of use for water right number 75-10342.

I am attaching an Amended Director's Report wherein the omissions from the initial recommendation have been included.

I am sending a copy of this letter to the claimants, so that they are aware of this error.

If you should have any questions or comments, please feel free to contact me at (208) 287-4921.

Sincerely,

Donald V. Shaff
Adjudication Bureau Chief

Enclosures

cc: Boyd K. Simmons
Marrue K Simmons/Simmons Family Trust
Patricia Kasper