



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

2 March 2005

Ted C. Frome
P. O. Box 968
Afton, WY 83110

Re: Snake River Basin Adjudication (SRBA)
Claim 24-2005B, 24-2012, 24-2004

Subject: CHANGE IN PLACE OF USE (POU) & POINT OF DIVERSION (POD)

Response Date: 18 March 2005

Dear Claimant (s):

Thank you for your recent letter concerning the above referenced claims. Since you did not return the map with the adjusted areas marked, I have taken the liberty of tweaking the shapes for your claims following your recommendations. However, the calculated acreage does not agree with your recommendations. The differences are as follows:

	Requested Acres	Calculated Acres
Claim 24-2004	120	121.2
Claim 24-2012	5	2.9
Claim 24-2005B	41	37.3

Claim 24-2004 is based on License #787. The claimed POU is within the licensed POU. Please mark on the map the POD and label it as the POD for Claim 24-2004.

Claim 24-2012 is based on License #6138. The claimed POU is **NOT** within the licensed POU. A water right owner who has made a change in use of a water right prior to commencement of the SRBA without prior IDWR approval may claim the change in the SRBA. IDWR may recommend a right as changed, however, only if the change meets certain requirements. One of those requirements is that the changes not result in injury to other water rights, or that the change be conditioned to prevent injury to other water rights.

Before IDWR may recommend your claim, you must provide IDWR with the date the change was made and some evidence tending to support that date. If the change was made before November 19, 1987, then the date provided must include the month, day and year. If the change was made after November 19, 1987, then a specific date is not necessary, and the evidence need only support that the change occurred sometime after November 19, 1987.

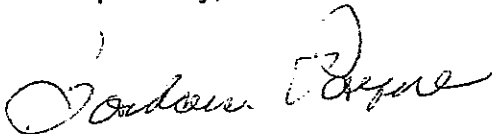
Please mark on the map the POD and label it as the POD for Claim 24-2012.

Claim 24-2005B is based on License #879. The claimed POU is within the licensed POU. Please mark on the map the POD and label it as the POD for Claim 24-2005B.

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible. **Field exams to verify other items of the Notice need to be conducted by the Department personnel.**

Please return the map with the missing items labeled to this office by the above response date. We can then prepare the amended claims to reflect these changes and forward them to you for your signature. If you have any questions, I can be reached at 547-3993. Thank you.

Respectfully,

A handwritten signature in cursive script, appearing to read "Barbara Payne", written in dark ink.

Barbara Payne

Enclosure: Drawing of claims