



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

June 16, 2011

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

Re: ***Subcase No. 37-4248***

Dear Clerk:

Enclosed for filing please find the SF5 for 37-4248. This resolves the objection filed by the claimant Evergreen Ventures, LLC. However, the initialed recommendation does not include the strike-throughs and underlines that reflect the changes made to resolve the objection.

This letter serves to identify those changes made to 37-4248. Specifically, there were changes made to Quantity, Purpose and Period of Use and Place of Use elements of the water right. I have highlighted those specific areas on the original recommendation and included it in this mailing.

Should you have any questions please contact me at (208) 287-4814.

Sincerely,

A handwritten signature in cursive script that reads "Renea Ridgeway".

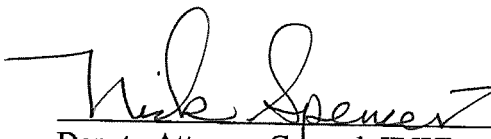
Renea Ridgeway
Paralegal, IDWR

cc: Fritz Haemmerle

Enclosures

IDWR Concurrence:


IDWR Agent
6/15/11
Date


Deputy Attorney General, IDWR
6-15-11
Date

CERTIFICATE OF MAILING

I certify that on _____, 2011, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

EVERGREEN VENTURES LLC
Represented by:
HAEMMERLE, FRITZ X.
PO BOX 1800
HAILEY, ID 83333

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney mailing the form

05/05/2011

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

RIGHT NUMBER: 37-4248

NAME AND ADDRESS: EVERGREEN VENTURES LLC
228 108TH AVE NE STE 320
BELLEVUE WA 98004

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.13 CFS
7.0 AFY

PRIORITY DATE: 06/01/1950

POINT OF
DIVERSION:

T04N R18E S19 SESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.050 CFS 5.20 AFY
DOMESTIC	01/01 12/31	0.080 CFS 1.80 AFY

Domestic use is for 2 homes plus guest house and swimming pool with spa,
yard use is not included in domestic.

PLACE OF USE: IRRIGATION in BLAINE County

T04N R18E S19 SESE 1.5

DOMESTIC in BLAINE County

T04N R18E S19 SESE

1.5 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 - Beneficial Use

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

RIGHT NUMBER: 37-4248

NAME AND ADDRESS: EVERGREEN VENTURES LLC
228 108TH AVE NE SUITE 320
BELLEVUE WA 98004

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.162 CFS
9.80 AFY

The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1950

POINT OF DIVERSION: T04N R18E S19 SESE Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	01/01 12/31	0.002 CFS
IRRIGATION	04/15 10/31	0.060 CFS
DOMESTIC	01/01 12/31	9.80 AFY
Domestic use is for 3 homes.		0.100 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T04N R18E S19 SESE 2.80

DOMESTIC in BLAINE County

T04N R18E S19 SESE

RECREATION in BLAINE County

T04N R18E S19 SESE

2.8 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.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use