



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

June 29, 2011

Rodney Hugh Edmiston
Susan Francine Edmiston
P.O. Box 155
Carmen, ID 83462

RE: SRBA Subcase No. 75-14337

Dear Mr. and Mrs. Edmiston:

Earlier this year, my office sent you a Standard Form 5 ("SF5") document for water right 75-14337, which you signed and returned. It has come to my attention that a typo appeared on the recommendation for the SF5. The combined use limit in the recommendation listed 75-2025C instead of 75-2025J. It is important that we fix this error as having a water right that you do not own in the combined use condition will cause confusion for the watermaster. In preparing a revised recommendation, the Department also realized that it left off the "Place of use does not include federal public lands" condition, which is necessary to prevent an objection by the BLM.

Enclosed is a corrected recommendation for the subject water right subcase. Please review the enclosed document and initial the revised recommendation. Then **RETURN THE ORIGINAL DOCUMENT TO ME** at the following address:

Garrick L. Baxter
Office of the Attorney General
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

I will ensure the document is filed with the SRBA Court.

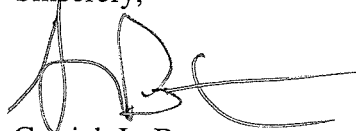
Also, please be aware that the Department found clerical errors in water right nos. 75-2025J, 75-10061AA, and 75-10062Y. For 75-2025J, the Department discovered that the place of use is not consistent with all of your other rights. This one has a place of use of 7.0 acres (SWNE 4, SENW 3). All five of your other rights are for 7.1 acres. The Department can see no reason why this one is limited to 7.0 acres and the rest to 7.1 acres. For 75-10061AA and 75-

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10062Y, the acreage count for each quarter-quarter has been transposed. These two water rights currently show the SWNE as having 3.1 and the SENW as having 4.0 acres. The water right should show the SWNE as having 4.0 acres and the SENW as having 3.1 acres consistent with your other rights. These are minor corrections that should be able to be fixed with a letter to the Court. I will notify the Court of these errors in the letter I send the Court once I receive the initialed recommendation for 75-14337. Let me know if you disagree that these are errors.

If you should have any questions or comments, please do not hesitate to me at (208) 287-4811.

Sincerely,

A handwritten signature in black ink, appearing to read 'G. Baxter', with a long horizontal flourish extending to the right.

Garrick L. Baxter
Office of the Attorney General
Idaho Department of Water Resources

Enclosure

cc: John Burns

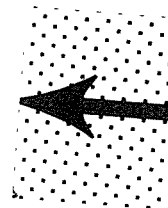
06/28/2011

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

RIGHT NUMBER: 75-14337

NAME AND ADDRESS: RODNEY HUGH EDMISTON
SUSAN FRANCINE EDMISTON
PO BOX 155
CARMEN ID 83462

Handwritten signature



SOURCE: CARMEN CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.112 CFS

PRIORITY DATE: 04/01/1915

POINT OF
DIVERSION:

T23N R22E S35 NENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	0.112 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T22N R22E S03 SWNE 4.00	T22N R22E S03 SENW	3.10
	7.1 ACRES TOTAL		

The rights listed below are limited to the irrigation of a combined total of 7.1 acres in a single irrigation season. Combined Right Nos.: 75-69Q, 75-70Q, 75-10061AA, 75-10062Y, 75-2025J and 75-14337.

Place of use does not include federal public lands

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