



State of Idaho

DEPARTMENT OF WATER RESOURCES

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May 22, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

DEANNA WALTERS
774 BOYD
POCATELLO ID 83202

RE: Snake River Basin Adjudication (SRBA) claim 29-7698

Dear Ms. Walters,

The SRBA court forwarded late claim 29-7698 to the Department for review. After conducting an initial review of the water right file and available aerial photography, additional evidence is need to verify that the water has been beneficially used for irrigation and/or stockwater purposes in the recent past.

Water Right License 29-7698 was issued on December 31, 1997. The field examiner sent to verify beneficial use of water on October 9, 1997, reported that it appeared that it had been some time since the system has been beneficial used.

More recent aerial photography dated, 2004, 2006, 2009, and 2011 do not clearly indicate that the place of use has been irrigated. Section 42-222, Idaho Code, provides in pertinent part:

(2) All rights to the use of water acquired under this chapter or otherwise shall be lost and forfeited by a failure for the term of five (5) years to apply it to the beneficial use for which it was appropriated...

In order for the Department to recommend claim 29-7698 as a valid water right to the SRBA court, please provide evidence of beneficial use of the well for irrigation and stockwater purposes. Some things that could be used as evidence to support beneficial use water include power records that support the operation of the pump, photographs, receipts, affidavits, etc.

Please provide any available information by **June 22, 2012**. You can contact me with any questions at (208) 287-4916.

Respectfully,

Craig L. Saxton
Water Rights Supervisor
craig.saxton@idwr.idaho.gov

Enclosure(s): Copy of Claim