



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

August 8, 2012

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

RE: Subcase Nos. 86-7025 & 86-7054

Dear Judge Wildman:

On December 1, 2011, this Court issued the *Order Closing Claims Taking in Basins 23, 24, 25, 43, 51, 55, 57, 61, 81, 82, 83, 84, 85 and 86 and Disallowal of Unclaimed Water Rights* ("Order"). The above-referenced water rights were included in that Order, as part of the unclaimed water rights provided to the Court by the Idaho Department of Water Resources ("Department"). Water right nos. 86-7025 and 86-7054 were therefore decreed disallowed. Recently, the Department discovered that 86-7025 and 86-7054 are licenses in which proof was filed late, and after the date of commencement of the adjudication, November 19, 1987. Because these rights were not required to be filed in the adjudication, it was erroneous for the Department to include these two water rights in its unclaimed water right listing.

From the Department's perspective, it seems appropriate for the Court to amend its Order, removing these two water rights.

I am sending a copy of this correspondence to the claimants of these two water rights, so that they are aware of this issue.

If you should have any questions or comments, please feel free to contact me at (208) 287-4809.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Bromley", followed by a long horizontal flourish.

Chris Bromley
Deputy Attorney General, IDWR

cc: City of Deary
Susan Wilson
J.W. Construction