

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



ERIC J. WILDMAN
PRESIDING JUDGE
(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALL, IDAHO 83303-2707

July 23, 2014

Rodney & Veronica Borgeman
352 Middle Fork Road
Garden Valley, Idaho 83622-5022

RECEIVED
JUL 24 2014
DEPARTMENT OF
WATER RESOURCES

Re: Letter filed in SRBA Subcase Nos. 65-3002F and 65-3237f.

Dear Mr. and Mrs Borgeman:

The Snake River Basin Adjudication Court is in receipt of your letter filed in subcase nos. 65-3002f and 65-3237f. It appears your letter is asking this Court for legal advice. While the Court makes every effort to be accessible to water users with or without legal counsel, it cannot give legal advice to parties on how to proceed before the Court. You may wish to contact and/or retain legal counsel to assist you in this respect. In addition, the Court cannot discuss subcases *ex parte* (meaning without the other parties to the subcase being given notice and present).

If you choose to proceed before the Court without legal counsel you may do so. However, if you desire this Court to take some action on your behalf you must follow the applicable procedures and service requirements set forth in the Idaho Rules of Civil Procedure and *SRBA Administrative Order 1, Rules of Procedure*.

As a courtesy to the parties that have appeared in subcase nos. 65-3002f and 65-3237f, the Clerk of the Court is hereby forwarding your correspondence to the parties of record in those subcases. However, all future documents filed or submitted in these subcases must conform with the service requirements of the Idaho Rules of Civil Procedures, including but not limited to Rule 5(a), and must be served on the parties of record in these subcases.

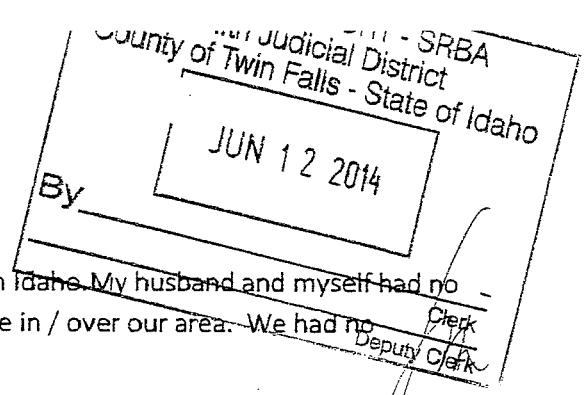
Sincerely,

A handwritten signature in black ink, appearing to read "Paul Harrington".

Paul Harrington
Staff Attorney
Snake River Basin Adjudication
(208) 736-3011
Enclosures

Dear SRBA Court,

My name is Veronica Borgeman, I live in Garden Valley, here in Idaho. My husband and myself had no knowledge of this water adjudication process even taking place in / over our area. We had no notification on this.



We find out a couple of weeks ago with a Mr. Westra of IDWR Boise, (May 08, 2014) of a map and water rights of different people here located on the eastern side of Middle fork Rd. These facts and findings your office has come up with are incorrect and are not updated as to what's actually here on the ground.

We live on the west side of Middle fork Rd. This outdated map shows Terrace Lakes Ranch all as one parcel, but it isn't!!! Terrace Lakes has been divided many times. The Middle fork Road separates the eastern land from the west side. The people who live on the eastern side of Middle fork Rd. are claiming that they have our water rights and dispersement.....but, they are miss-informed by your incorrect data!

Before my husband even bought this property (352 Middle fork Rd. -west) in 1987; the landowners' separated to the east side of Middle fork Rd. used the eastern flow from E. warm springs creek for irrigating this eastern property for many, many years. Middle fork Road separates W. warm springs creek from E. warm springs creek and lands.

But since your (**incorrect and not updated**) information came about, they (people on the east side of Middle fork Rd.) are trying to legally encroach on our property, our irrigation ditch, our water-rights, our easements and rights of way plus, on our dispersement for the property west of Middle fork Rd.

We, as well as western water right owners' have two separate water rights since 1866. One is *65-3002f and another is *65-3237f . These are both for the western side of Middle fork Rd., from W. Warm Springs Creek that runs through Terrace Lakes.

—THE WATER RIGHTS NUMBER AND, DISPERSEMENT FOR THE WESTERN SIDE OF MIDDLE FORK RD. SHOULD BE CORRECTED TO READ: RODNEY & VERONICA BORGEMAN *65-3002F (WEST), AND *65-3237F (WEST) AND, (WEST) WARM SPRINGS DISPERSEMENT.

—THE WATER RIGHTS NUMBER AND, DISPERSEMENT FOR THE EASTERN SIDE OF MIDDLE FORK RD. SHOULD BE CORRECTED TO READ: i.e. John Doe *##-####x (EAST) AND, (EAST) WARM SPRINGS DISPERSEMENT.

Because of your incorrect data and maps and, not pursuing correct data of Western land and w. warm creek divisions of property from Eastern land and e. warm springs creek , we are now in dispute with your incorrect information! **Your office needs to update and correct your data to match what's actually here on the ground.**

Sincerely,

Rodney & Veronica Borgeman - 352 Middle fork Rd. -Garden Valley, Idaho 83622-5022 -208 462 3862

Dear SRBA—Sirs,

We are in dispute over water rights here on W. Warm Springs Creek in Garden Valley.

The information you have is not correct and is NOT updated to read what's actually here on the ground.

We need to have a partial decree set aside for the Western water -rights owners' and western dispersement to read:

—(west) Warm Springs Dispersement AND, 65-3002f (west) AND 65-3237f (west). Western water – rights owners' have two water rights since 1866.---

—ALL eastern water-right owners' and eastern dispersement to read:

(east) Warm Springs Dispersement AND, **-*x (east).— etc.. etc..

Middle fork Road separates western land and w. warm springs creek from, eastern land and e. warm springs creek.

Attachment maps from IDWR with this letter shows this fact, as well as w. water rights owner's; and e. water rights owner's.

sincerely,

Rodney or Veronica Borgeman

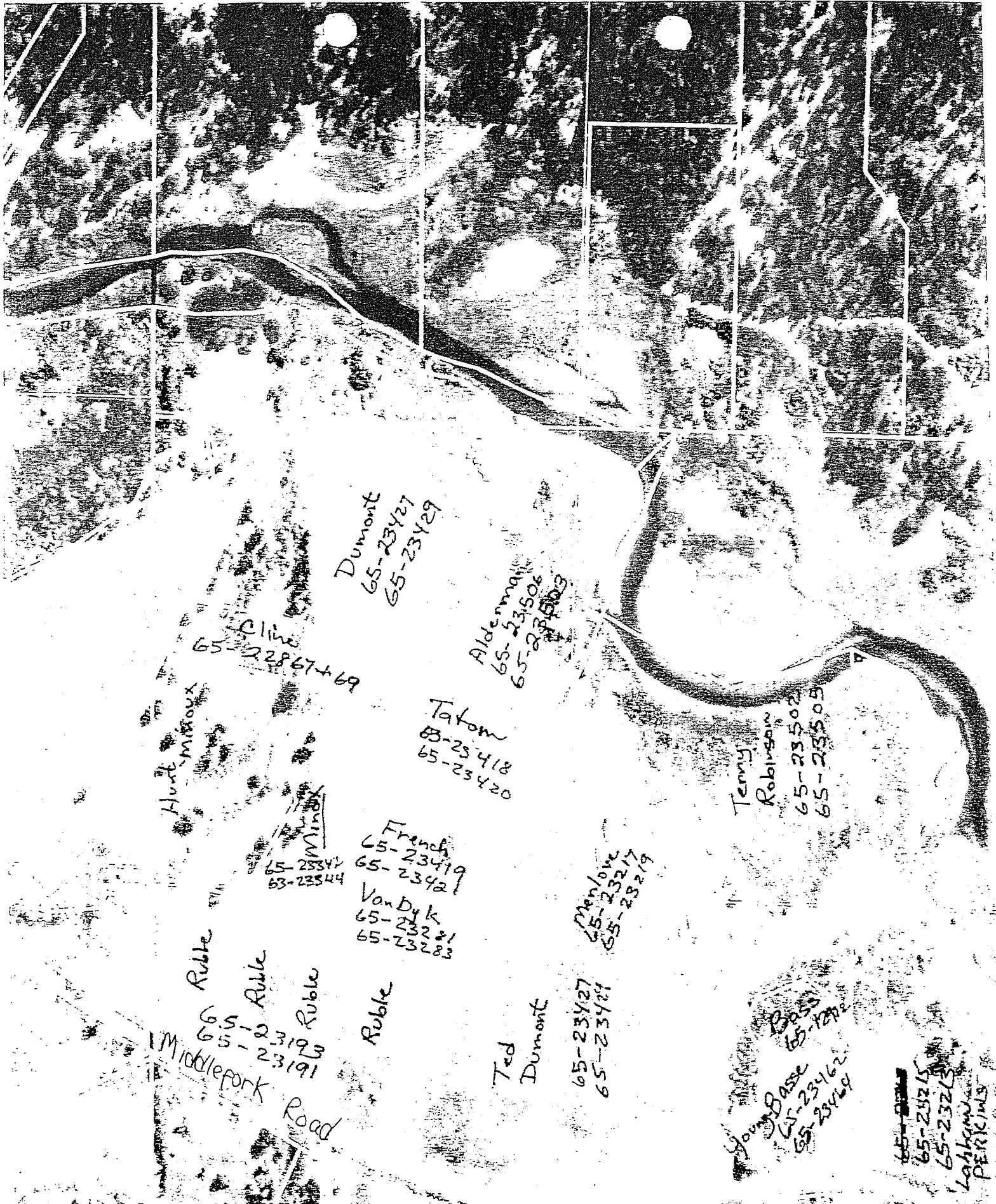
352 Middle fork Rd.

Garden Valley, Idaho 83622-502

208 462 3862

rborgeman@yahoo.com

East side water-rights owners



Westside water-rights owners



CERTIFICATE OF MAILING

I certify that a true and correct copy of the CORRESPONDENCE was mailed on July 23, 2014, with sufficient first-class postage to the following:

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

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

TERRACE LAKES RECREATION
RANCH INC.
HC 76 BOX 4201
GARDEN VALLEY, ID 83622

A handwritten signature in black ink, reading "Julie Murphy", is written over a horizontal line. The signature is cursive and fluid.