



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER

Governor

GARY SPACKMAN

Director

November 6, 2012

KIMBERLEE ANN WALLINGFORD

MICHAEL J WALLINGFORD

1409 CLEVELAND AVE

SALMON ID 83467

RE: POSSIBLE POINT OF DIVERSION (POD) CORRECTION FOR SNAKE RIVER BASIN ADJUDICATION RIGHT NO. 75-4443

Dear Rightholders:

As you know, your water right 75-4443 was partially decreed in the Snake River Basin Adjudication (SRBA) on September 15, 2000. We have been reviewing water rights in the Salmon River Basin in preparation for administration and noticed the point of diversion for your water right may be incorrect.

A point of diversion is where water is diverted from the natural system (i.e., a well for ground water use or a diversion structure in a creek leading to a ditch).

Your water right was partially decreed with a point of diversion (POD) in Township 21 North, Range 21 East, Section 1, in the **NENW** quarter. We believe the POD should actually be located in Township 21 North, Range 21 East, Section 1, **NESWNW**, which is the location of the Farmers Ditch POD. The map enclosed shows two PODs; the yellow one is the one listed on your water right and the bright blue one is where we think your point of diversion should be.

This appears to be a simple clerical error by the Department. If you agree with this, there is no need to do anything. The Department is going to send a letter to the SRBA District Court asking the Court to correct your water right. If you disagree, please contact me at (208) 287-4907.

Sincerely,

Monica Van Bussum

Sr. Water Resource Agent

C: Garrick Baxter – Deputy Attorney General, State of Idaho

SRBA WATER RIGHT POD CORRECTION

