



State of Idaho
DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

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SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER

November 9, 2005

Kenneth Mulberry
PO Box H
Kimberly, Idaho
83341

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA) CLAIM(S): 47-2137

Dear Mr. Mulberry,

The Idaho Department of Water Resources (IDWR) is presently investigating water right claims in the Twin Falls County area in preparation for submittal of Director's Report recommendations to the SRBA Court in the next few months. We are in the process of evaluating SRBA claim 47-2137; 11S 18E S22.

In reviewing the water right/adjudication file for License 47-2137, I find that there is a conflict between the licensed place of use and the claimed place of use. Apparently the original owner of the place of use and water right, Ronald Yanke, sold you the water right for license 47-2137 (0.6cfs of water from Rock Creek with an April 29, 1918 priority date) but sold the appurtenant place of use to Lex Christiansen in 1991. A memo in the 47-2137 adjudication file from Senior Water Resource Agent Steve Clelland states that in April of 1991 he spoke with you by phone and discussed your options for this situation, namely that in order to move the place of use for 47-2137 from the licensed location to the claimed location, a transfer will have to be completed through IDWR. Because a transfer has not been completed, I am required to make a preliminary SRBA recommendation for this license on the licensed place of use. Please contact any of our Water Right Agents to discuss your options to transfer this water to your claimed place of use; Corey Skinner, Jeanie Robertson, or Jim Stanton.

Sincerely,

A handwritten signature in black ink that reads 'Amanda Kriwox'. The signature is written in a cursive, flowing style.

Amanda Kriwox
Water Resource Agent
Idaho Department of Water Resources

