



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor
DAVID R. TUTHILL, JR., Director

May 29, 2009

TONY & BILLIE CESARIO
PO BOX 159
RIGGINS ID 83549-0159

Re: Application for Permit No. 78-12361

Dear Tony and Billie:

Enclosed is the information we discussed in our telephone conversation this morning. As noted, the application listed the wrong point of diversion in the SESE of Section 22. That is on BLM land, which is why the BLM protested your application. The existing point of diversion is in SWSW of Section 22 as confirmed by department staff during the site visit last summer.

I steered you in the wrong direction by erroneously relying on an outdated map from your prior water right file (relinquished permit 78-7198). I apologize for that mistake. But it can be easily corrected by signing and returning the enclosed amended version of the application. The only change was to correctly list the point of diversion.

When I receive the signed amended version from you, I will seek BLM's withdrawal of protest since public land will no longer be identified with this application. The application can be approved once the protest is resolved.

Please contact me at 208-334-2190 if you have any questions or concerns. Thank you for your prompt attention to this.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Lester', is written over a horizontal line.

Steve Lester
Water Rights Supervisor

Enclosure