



## State of Idaho

# DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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June 6, 2007

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTTILL, JR.  
Interim Director

DAWN M SNYDER  
PO BOX 1343  
KAMIAH, ID 83536

RE: Change of Ownership for Water Right No: 85-4102

Dear Water Right Holder:

We were not able to change the ownership for Water Right No. 85-4102 as the Snake River Basin Adjudication (SRBA) Court issued a partial decree describing the water right with a place of use different than your property as described in the documentation you submitted.

In order to process your change in ownership, we need documentation to show that you own the water right or the property described as the place of use for the water right. If you believe that the SRBA Court issued the partial decree with an error in the description of the place of use, you may be able pursue one of the following options with the Court.

- 1) Motion to set-aside -- a motion filed with the SRBA Court, which if granted, would provide a process to correct the partial decree. You would need to provide justification for the correction.
- 2) Motion to file late claim -- a motion filed with the SRBA Court, which if granted, would allow you to file a new claim for your existing water use. A late claim would be investigated for validity and accuracy by the Department.

Please contact Danni Smith of this office at 287-4910 if you have questions related to the SRBA. Ms. Smith can assist you with the SRBA Court's processes.

As additional alternatives, you could pursue one of the following options with the Department.

- 1) New Appropriation -- an application for permit filed with the Department to develop a new water right. If a permit is approved, the priority date is the date that the application is filed. Some areas of the state are closed to new development. Please note that a water right permit is not required for certain domestic uses from a ground water source.

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