



State of Idaho

DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

May 16, 2003

BERNIECE BAILEY
805 W 40 S
BLACKFOOT ID 83221

COPY

RE: SNAKE RIVER BASIN ADJUDICATION CLAIMS 45-212, 45-300, AND 45-2036
PRELIMINARY RECOMMENDATIONS

Dear Ms Bailey

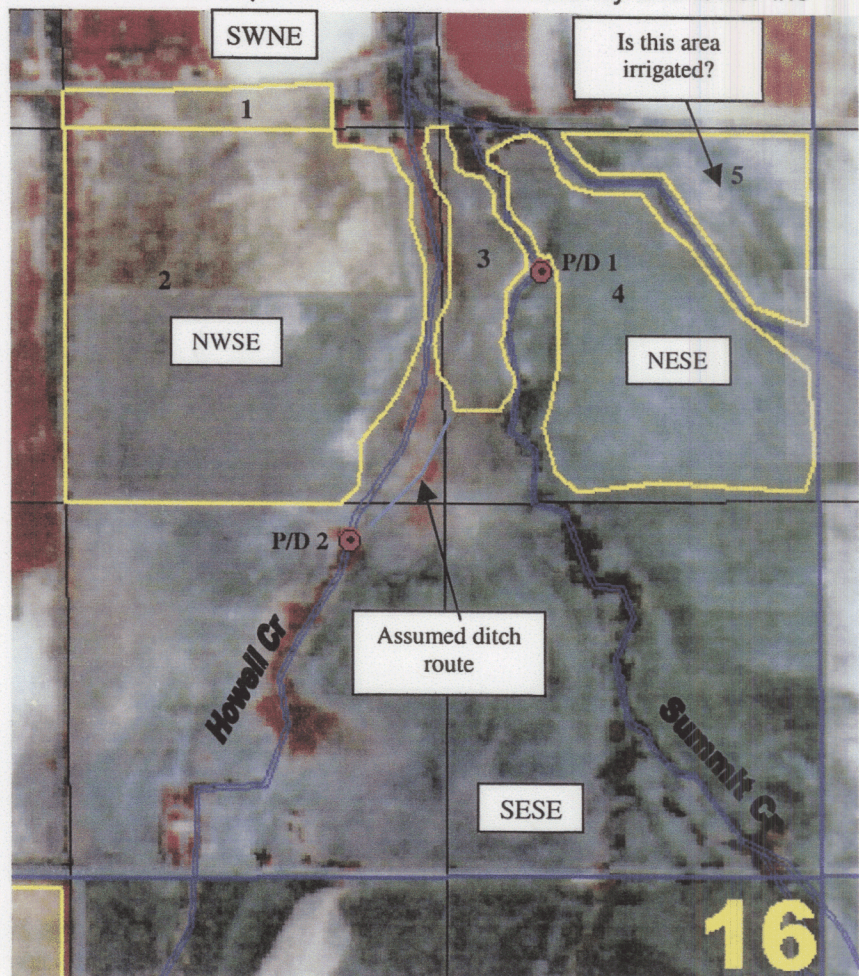
This office is reviewing Snake River Basin Adjudication claims in your area in preparation for our report to the court. As a part of this processing, IDWR is mailing draft recommendations to claimants where they differ from the original claim. These efforts are intended to improve claim review efficiency and lower the overall cost of the adjudication.

The combined place of use for the shapes outlined in yellow and numbered 1, 2, and 3 is approximately 43 acres. The combined acres for shapes 4 and 5 are 25 acres. I have not specifically visited the property so I do not have personal knowledge of the irrigated ground and have not make a determination at this time. The rights in the Albion valley were decreed at one inch per acre and this may have a bearing on the recommendations for your claims.

Questions I need to resolve.

1. Where are all of the points of diversion located and what is the delivery system(s)?
2. Is the ground irrigated from the Summit Creek water system(s) independent from the ground irrigated from Howell Creek?

3. There is an approximate 3-acre parcel located in the SWNE of Sec 9 (identified as parcel 1). How long has that parcel been part of this farm? The original decreed place of use for 45-212 and 45-300 did not include the SWNE quarter.



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Questions by individual claim.

45-212 The claimed source is Howell Cr but the marked point of diversion on the map included with the claim is on Summit Cr (labeled P/D 1).

45-300 This claim is also from Howell Cr but at the other marked location (P/D 2). It appears that this point of diversion supplies water to the middle shape.

45-2036 This claim indicates that it is for a pump located in the SESE of Sec 9. No map was included with the claim to identify the actual pump location. Where is the pump located, what is the horsepower, and how much water does it pump? The claim indicates that the place of use is 35 acres in the NESE and 10 acres in the NWSE. It is not obvious how this would be accomplished. Please provide additional information to explain this.

The responses to the above questions may lead to additional questions.

I look forward to working with you to improve the accuracy and completeness of the recommendation(s). The **draft** recommendations may be further modified by information you provide or by additional information received by the department through further investigation. In the absence of additional information the **draft** recommendations will become the recommendations submitted to the court.

Sincerely

Kelly K Christensen
Sr Water Resource Agent
E-mail address: kchrste@idwr.state.id.us

Enclosures *(none)*

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