



State of Idaho

DEPARTMENT OF WATER RESOURCES

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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 28, 2003

William A. Parsons
137 West 13th Street
P.O. Box 910
Burley, ID 83318

RE: PERMIT NOS. 45-7360 AND 45-7727

Dear Mr. Parsons:

I have reviewed your letter dated April 25, 2003 in connection with the above referenced water right numbers in which you request the Department to "cancel" the "permits and claim."

My review of the files shows that the Department issued a license for 45-7360 on August 31, 1990. The file also shows that an adjudication claim has been filed on the license and that Noland Victor is the present owner of the right. The water right claims in Basin 45 have not yet been recommended to the court as a part of the Snake River Basin Adjudication. If your client believes this right is not valid, your client should file an exception to the validity of this claim when Basin 45 is recommended to the SRBA court.

Department files show that 45-07727 is a permit on which proof of beneficial use has been filed. On December 14, 2001, Department staff conducted a field examination for this permit and forwarded the beneficial use field report to this office. At this point, this office has not reviewed the examination with respect to the extent of beneficial use made during the development period and has not issued a license.

I will place your letter in the appropriate files to document your concern about validity of the rights. If you have questions, please feel free to contact me.

Sincerely,

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

c: IDWR - S. Region
Allen Merritt
45-7360 and 45-7727