



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

March 19, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

PAUL NETTLETON
JOYCE LIVESTOCK COMPANY
SINKER CREEK
MURPHY ID 83650

RE: 1999 Deliveries for Sinker Creek

Dear Paul:

Our Western Region Office has reported that you have made a call for the waters of Sinker Creek based on your partial decree of water rights issued in the Snake River Basin Adjudication.

On April 22, 1998, the Idaho Supreme Court issued a decision that the non-specific irrigation season of use shown on a partial decree is not an adequate definition of the use period. The SRBA court was instructed to revise the partial decrees to determine a specific period of use. On December 9, 1998 the SRBA court requested the Department of Water Resources to submit an amended Director's Report showing irrigation season of use dates. The Department's schedule provides for the amended Director's Report to be submitted to the SRBA court in mid-April. At that time, all affected parties will be notified and will have an opportunity to review and object to the proposed seasons.

Delivery of water on Sinker Creek will be in accordance with partial decrees, except, because the "irrigation season" element has not been determined, the Sinker Creek Watermaster will be directed to deliver flows no sooner than April 1, 1999.

If you have questions, you may contact the Western Region Office at 208-334-2190.

Sincerely,

Norman C. Young
Administrator, Water Management Division

cc: Water District 57D File
Nick Ihli, Sinker Creek Watermaster