

NOTICE OF ERROR
REPLY

08/20/2004

RECEIVED
SEP 03 2004
DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 30, 2004

Water right number: 85-7145

TODD NYGAARD

PO BOX 845

KAMIAH ID 83536

Telephone Number: (208)935-2932

REX WICKS

RT 2 BOX 950

KAMIAH ID 83536

Telephone Number: (208)935-0218

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE:

8-30-04

SIGNATURE:

Rex M. Wicks

Please print your name:

REX M. WICKS

IDWR State Office, P.O. Box 83720, Boise, ID 83707-9815

RECEIVED

08/20/2004

SEP

DEPART
WATER RE

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 85-7145
NAME AND ADDRESS: TODD NYGAARD
PO BOX 845
KAMIAH ID 83536

REX WICKS
RT 2 BOX 950
KAMIAH ID 83536

SOURCE: CLEARWATER RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.160 CFS
39.00 AFY

PRIORITY DATE: 04/14/1977

POINT OF DIVERSION:
T33N R04E S19 SENW Lot 2 Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.160 CFS 39.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within IDAHO County

T33N R04E S19 Lot 2 SWNW	8.2	T33N R04E S19 Lot 18 NESW	3.9
T33N R04E S19 Lot 3 NWSW	0.9		

13 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License