

RECEIVED

SEP 14 2004

01/27/2004

Department of Water Resources
Eastern Region

NOTICE OF ERROR
REPLY

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:

Water right number: 25-7186

STATE OF IDAHO
DEPT OF TRANSPORTATION
DIVISION OF HWYS
PO BOX 7129
BOISE ID 83707
Telephone Number: (208)334-8505

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:

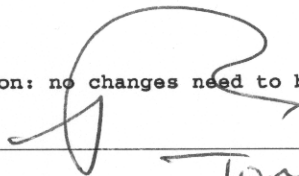
3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

9/8/07

SIGNATURE:



Tom R. Cole

Please print your name:

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

01/27/2004

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

RIGHT NUMBER: 25-7186
NAME AND ADDRESS: STATE OF IDAHO
DEPT OF TRANSPORTATION
DIVISION OF HWYS
PO BOX 7129
BOISE ID 83707

SOURCE: GROUND WATER ✓ *24gpm* TRIBUTARY:

QUANTITY: 0.060 CFS ✓
1.80 AFY ✓

PRIORITY DATE: 01/31/1980 ✓

POINT OF DIVERSION:
T03N R38E S35 NWSWSW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC ✓	01/01 12/31	0.020 CFS ✓ <i>8gpm</i> 0.60 AFY
COMMERCIAL ✓	01/01 12/31 ✓	0.040 CFS ✓ <i>16gpm</i> 1.20 AFY

PLACE OF USE: COMMERCIAL Within BONNEVILLE County
T03N R38E S35 ✓ SWSW ✓
DOMESTIC Within BONNEVILLE County
T03N R38E S35 ✓ SWSW ✓

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 ✓

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Idaho Transportation Dept., Division of Highways
of Rigby, Idaho, has complied with the terms and conditions of Permit
No. 25-7186 issued pursuant to Application for Permit dated January 31, 1980,
and has submitted proof to the Department of Water Resources on April 24, 1980,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .24 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Subject, however, to the condition that no more than .06 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 1.8 acre feet per year, said waters to be diverted within the SWSW Section 35, Twp 3N,
Rae 38E in the County of Bonneville

Description and location of place of use:

[illegible]

Total number of acres irrigated _____

Commercial use is Beeches Corner Rest Area.

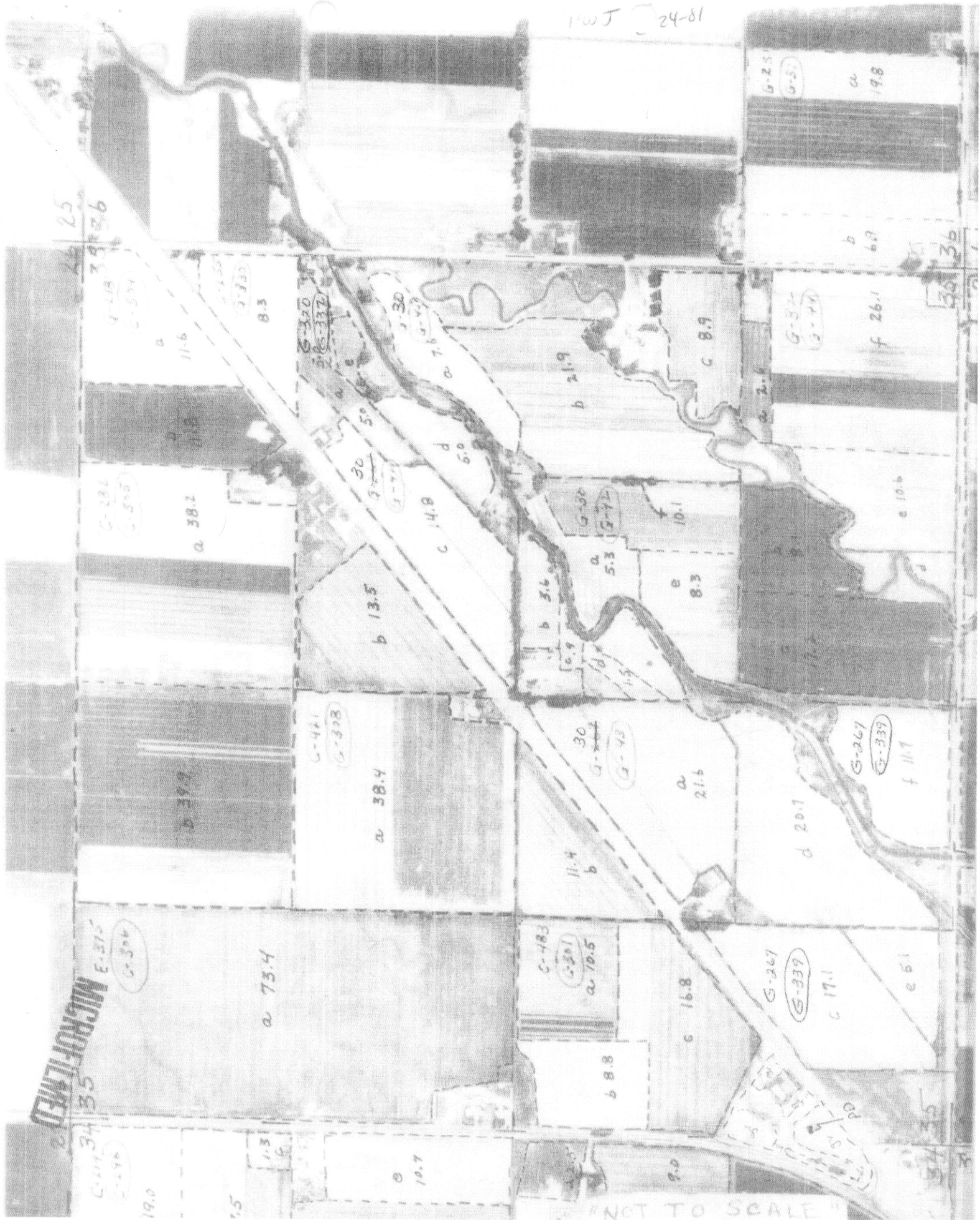
NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of March, 19 82.

Director

140 J 24-81



~~Department of Water Resources~~

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT