

08/20/2004

**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: September 30, 2004**

Water right number: 85-12140

UNITED STATES OF AMERICA ACTING THROUGH  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WY  
BOISE ID 83709-1657  
Telephone Number: (208)373-4000

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

**POD/POU**

2. Describe the changes you wish to make in the proposed recommendation:

**Point of Diversion:** T31N R04W S32 NESWNE End of Stream Flow

**Change to:** T31N R04W S32 NWSENE End of Stream Flow

**Place of Use:**

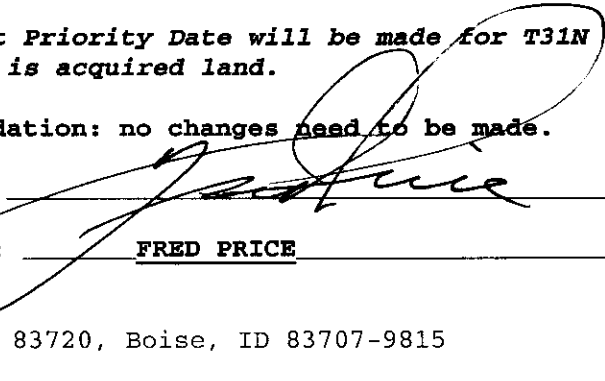
**Delete:** T31N R04W S32 SWNE

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

-A new claim with a different Priority Date will be made for T31N R04W S32 SWNE, because it is acquired land.

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

DATE: 9-23-2004

SIGNATURE: 

Please print your name: FRED PRICE

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

**RECEIVED**

**SEP 30 2004**

Department of Water Resources

08/20/2004

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

---

RIGHT NUMBER: 85-12140

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE ID 83709-1657

SOURCE: UNNAMED STREAM                      TRIBUTARY: BIG COUGAR CREEK

QUANTITY: 0.020 CFS

The quantity of water under this right shall not exceed  
13,000 gallons per day.

PRIORITY DATE: 06/28/1934

|                     |                          |                   |                                    |
|---------------------|--------------------------|-------------------|------------------------------------|
| POINT OF DIVERSION: | <del>T31N R04W S32</del> | <del>NESWNE</del> | <del>Within NEZ PERCE County</del> |
|                     |                          |                   | <del>End of Stream Flow</del>      |
|                     | T31N R04W S32            | NWSENE            | Within NEZ PERCE County            |
|                     |                          |                   | Begin of Stream Flow               |
|                     | <u>T31N R04W S32</u>     | <u>NWSENE</u>     | <u>Within NEZ PERCE County</u>     |
|                     |                          |                   | <u>End of Stream Flow</u>          |

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| STOCKWATER     | 1/01 12/31    | 0.020 CFS |

PLACE OF USE: STOCKWATER                      Within NEZ PERCE County

|                          |                 |
|--------------------------|-----------------|
| <del>T31N R04W S32</del> | <del>SWNE</del> |
| T31N R04W S32            | SENE            |

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

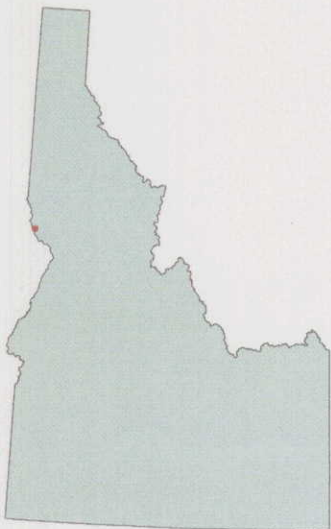
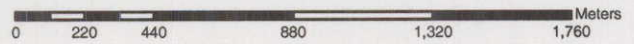
This partial decree is subject to such general provisions  
necessary for the definition of the rights or for the efficient  
administration of the water rights as may be ultimately  
determined by the Court at a point in time no later than the  
entry of a final unified decree. Section 42-1412(6), Idaho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

The quantity of water decreed for this water right is not  
a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use  
BLM RECORD ID = 8506580279



1:24,000



U.S. Department of the Interior  
Bureau of Land Management  
1387 S. Vinnell Way  
Boise, ID 83709



No warranty is made by the  
Bureau of Land Management  
for use of the data for purposes  
not intended by the BLM.  
Map date: Sept. 1, 2004