

RECEIVED

04/12/2005

MAY 17 2005

DEPARTMENT OF
WATER RESOURCES

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: June 3, 2005

Water right number: 37-4407

OPPIO FAMILY LIMITED PARTNERSHIP
PO BOX 381
GOODING ID 83330
Telephone Number: (208)934-9474

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

irrigation rights are not addressed. only stockwater. the parcel has been irrigated for years.

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: 5/10/05 SIGNATURE: Alan Oppio
Please print your name: ALAN OPPIO

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-04407
Date Received: 8/25/1988
Receipt No: S001728
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: OPPIO FAMILY LIMITED PARTNERSHIP
Address: PO BOX 381
GOODING ID 83330
208-934-9474

2. Date of Priority: JUN 1, 1904

3. Source: WASTE WATER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	14E	15	SE	NW			GOODING
			NW	SE			GOODING

5. Description of diverting works:
HEADGATES, DITCHES, GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/15	4.280		
STOCKWATER	05/01	10/15	0.090		

7. Total Quantity Appropriated is:
4.280 C.F.S. (and/or) 644.00 A.F.A.

8. Total consumptive use is 644.0 Acre Feet Per Annum.

9. Non-irrigation uses:
LIVESTOCK/400 RANGE_(200 COW-CALF PAIRS)

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	14E	16	SW	SE		IRR	18.0
			SE	SE		IRR	37.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	55.0
		21	NE	NE	IRR	37.0
			NW	NE	IRR	5.0
			SW	NE	IRR	5.0
			SE	NE	IRR	38.0
			NE	SE	IRR	38.0
			NW	SE	IRR	36.0
					Section Acres	159.0
					Total Acres	214.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
37-0238A, 0239A, 0240A

14. Remarks:

THERE ARE 2 P/D'S IN NWSE SEC. 15. OTHER P/D CHANGED WHEN CANAL WAS MOVED ABOUT 1982.

SOURCE IS WASTE WATER & UNUSED CANAL WATER IN SOUTH GOODING MAIN CANAL & SOUTH LATERAL.

ACREAGE FIGURES HAVE BEEN CORRECTED TO BETTER DESCRIBE P/U. AMOUNT CLAIMED IS STILL 1"/ACRE.

7-30-98: OWNERSHIP CHANGE SAVAGE TO OPPIO PER NOTICE REC'D

4-22-98 - VH

9/8/99, CHANGED ADDRESS PER REQUEST REC'D 8/17/99. C.T.

15. Basis of Claim: STATUTORY CLAIM