

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: 1-212

NORTH SIDE CANAL COMPANY
921 NORTH LINCOLN AVENUE
JEROME ID 83338
(208) 324-2319

RECEIVED
JUN 01 2005

Department of Water Resources
Eastern Region

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

NSCC disagrees with the number of irrigated acres identified in the proposed recommendation. NSCC also disagrees with the identified limitation of acres that may be irrigated within a single irrigation season.

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

The number of irrigated acres should be recommended as claimed 161,369.61. NSCC is currently in the process of modifying IDWR's initial ArcView shapefile to accurately reflect the total number of irrigated acres within the project. The updated information will be provided to IDWR in an electronic format as soon as possible.

The following remark should be removed:

This right is limited to the irrigation of 31,843 acres within the place of use described above in a single irrigation season.

In addition, the following remark should be added to accurately describe NSCC's water delivery system:

Water diverted pursuant to this right and water right nos. 1-5, 1-16, 1-210, 1-213, 1-215, and 1-220 is conveyed through and stored in the Main Canal, the Milner-Gooding Canal, the P A Lateral, Wilson Lake, numerous canals, laterals, coulees, and regulating ponds located throughout the project.

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

The preliminary recommendation incorrectly identifies 155,787 total acres within the place of use. The water right is appurtenant to and used within NSCC's entire project, not just the acres in the "First Segregation."

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

DATE: May 26, 2005

SIGNATURE:

Ted Diehl

Please print your name:

Ted Diehl

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