

04/12/2005

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: 37-21135

CHARLES E NEWELL

PO BOX 584

SHOSHONE ID 83352

Telephone Number: (208)886-2598

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

Priority date

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

The priority date should be 4/15/85 - 1985 was when sprinkler pumps were installed

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

1985 was when the enlargement of irrigated land took place

I don't AGREE with this proposed recommendation: ~~no~~ changes need to be made.

DATE: 6-03-05 SIGNATURE: Charles E Newell

Please print your name: Charles E Newell

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

04/12/2005

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

RIGHT NUMBER: 37-21135

NAME AND ADDRESS: CHARLES E NEWELL
PO BOX 584
SHOSHONE ID 83352

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.780 CFS

USE OF THIS RIGHT WITH RIGHT NO. 37-432 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.6 CFS.

PRIORITY DATE: 04/15/1987

POINT OF DIVERSION:

T05S R17E S33 NENENE Within LINCOLN County

T05S R17E S33 NENENE Within LINCOLN County

T05S R17E S34 SWSWNE Within LINCOLN County

T05S R17E S34 SENWNW Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.780 CFS

PLACE OF USE:

IRRIGATION Within LINCOLN County

T05S R17E S28	SWSE	7.8	T05S R17E S28	SESE	9.7
T05S R17E S33	NENE	15.0	T05S R17E S34	NENW	11.0
T05S R17E S34	NWNW	11.0	T05S R17E S34	SWNW	5.7
T05S R17E S34	SENE	17.0			

77.2 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 37-59G & 37-432 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 77.2 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 23.2 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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.

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 37-432
PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

THIS RIGHT IS FOR AN ENLARGEMENT OF 23.2 ACRES WITHIN THE PLACE
OF USE DESCRIBED FOR THIS RIGHT.