

04/25/2005

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:

Water right number: 22-429A

DONALD P STREUBEL
9648 CHESTNUT HILL DR
POCATELLO ID 83204

JANE A STREUBEL
9648 CHESTNUT HILL DR
POCATELLO ID 83204

> Address change:

133W 650N
Tetonia, ID 83452

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

The acreage has been arbitrarily reduced to 16 acres from 30 acres. The 2 water rights for this property has traditionally been necessary to farm the entire 30 acres.

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

Re-instate the full acreage.

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

16 acres is not what I actually farm and irrigate.

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

DATE: 6/13/05

SIGNATURE: Donald P. Streubel

Please print your name: Donald P. Streubel

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

Address
Change
Completed
KMS 6/21

RECEIVED

JUN 20 2005

Department of Water Resources
Eastern Region

Copy of original for your info.

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 22-429A
Date Received: 5/1/1989
Receipt No: E007070
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

DONALD P STREUBEL Phone: (208) 233-9235
9648 CHESTNUT HILL DR
POCATELLO ID USA 83204

JANE A STREUBEL Phone: (208) 233-9235
9648 CHESTNUT HILL DR
POCATELLO ID USA 83204

2. Date of Priority: 06/01/1891

3. Source: NORTH LEIGH CREEK Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	46E	29	NW NE	TETON	

5. Description of diverting works:

NORTH LEIGH CREEK CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.25	

7. Total Quantity Appropriated is:
0.25 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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06N

45E 27

NE SE

IRRIGATION

30

Section Acres

30

Total Acres

30

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

14. Remarks:

THE POINT OF DIVERSION LISTED AS BEING SECTION 29, TWP 6N, R46E IS WHERE THE NORTH LEIGH CREEK CANAL ENTERS IDAHO. THE HEADING OF THIS CANAL IS IN WYOMING. THE NORTH LEIGH CREEK CANAL MAINTAINS THE DITCH ONLY. EACH INDIVIDUAL IS RESPONSIBLE FOR FILING THEIR OWN CLAIM TO THE DECREED RIGHTS.

15. Basis of Claim: Decreed

2 please note

04/25/2005

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

RIGHT NUMBER: 22-429A

NAME AND ADDRESS: DONALD P STREUBEL
9648 CHESTNUT HILL DR
POCATELLO ID 83204

JANE A STREUBEL
9648 CHESTNUT HILL DR
POCATELLO ID 83204

SOURCE: NORTH LEIGH CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 0.240 CFS

PRIORITY DATE: 06/01/1891

POINT OF DIVERSION:

T06N R46E S26 SWNWNE Within TETON County
T06N R46E S26 SENWSE Within TETON County
T06N R46E S29 NENWNE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.240 CFS

PLACE OF USE: IRRIGATION Within TETON County
T06N R45E S27 NESE 16.0

16 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 22-132A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 16 ACRES 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right no. 22-132A is also diverted through point of diversion described
above.

This right is a split from former right 22-429.