



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 10, 1998

Attn Errol Covington
Bingham County
501 N Maple #209
Blackfoot ID 83221

Re: Notice of Error for No. 35-02372.

Dear Mr. Covington:

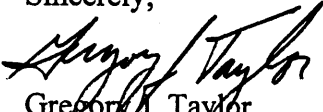
Enclosed is computer report that shows how water right #35-02372 is licensed. The department cannot increase the number of acres, diversion rate or nature of use on a licensed right. This is why this right was recommended for 7 acres of irrigation and 0.14 cfs.

The County does have another water right that is for restrooms and a residence at the park. The number of this right is 35-07468. It was decreed in the SRBA October 1997. I have enclosed a copy for your records.

Also enclosed is a copy of a preliminary order dated Sept. 28, 1995. This order voids permit #35-08221. This permit was voided because the County did not submit any data that supported their request for a stay of the original order that voided the permit. I am assuming that this happened because of changes in managers/employees and was simply overlooked. If you wish to have this permit reinstated you will need to contact Julie Yarbrough at our state office in Boise. The phone number there is (208) 327-7900. Julie will tell you what is needed in order for the department to review your request for reinstatement.

Please do not hesitate to contact this office if you have any questions regarding this matter.

Sincerely,


Gregory J. Taylor
Sr. Water Agent

**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: 35-02372

COUNTY OF BINGHAM

~~PO BOX 721~~ 501 N. Maple #209

BLACKFOOT ID 83221

Daytime Telephone Number: (208) 785-8040 Ext. 239

Evening Telephone Number: (208) 684-3351

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

Place of use: Irrigation 7 acres

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

Irrigation - 16 acres total

Domestic - 18 connects (faucets)

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

The 7 acres cited in the preliminary recommendation only define the original Sportsmans Park. In 1972, it was expanded to its present size of 16 acres and has been irrigated for the last 26 years.

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

DATE: 12/5/98

SIGNATURE:

Please print your name:

Errol Covington
Errol Covington, Director Parks & Recreation

NOTE: This is a large, heavily used Public Park. Weekend use can reach as high as 400-600 people in the summer.

RIGHT NUMBER: 35-02372

NAME AND ADDRESS: BINGHAM COUNTY
~~PO BOX 725~~ 501 No. Maple, box 209
BLACKFOOT ID 83221

SOURCE: GROUNDWATER

QUANTITY: 0.14 CFS
28.0 AFY

PRIORITY-DATE: 03/25/1954

POINT OF DIVERSION T05S R31E S36 SENWNE Within BINGHAM County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.14 CFS
			28.0 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County
T05S R31E S36 NWNE 7
16/ ACRES TOTAL

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

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES
OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
CONJUNCTIVELY.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED

DEC 07 1998

Department of Water Resources

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: December 18, 1998

Water right number: 35-02372

BINGHAM COUNTY

~~PO BOX 725~~ 501 No. Maple, ~~box~~ ^{1st} 209

BLACKFOOT ID 83221

Daytime Telephone Number: 785-8040 Ext. 239

Evening Telephone Number: 684-3351

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

1. The acreage is 16 acres ± not 7. (see map)

2. Usage is 7 months during summer

3. Quantity is inadequate *

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

Increase acreage to actual amount (16), increase CFS consistent with 400-600 persons per day usage.

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

Actual conditions

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

DATE: 12/3/98

SIGNATURE:

Please print your name:

Errol Covington

* This is a large (16 acre) part, heavily used in summer. It is all irrigated, has 16 RV connections, 4 drinking fountains, a public restroom and a caretakers year-round home.

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

R35-02372

for AX, NAM, 1987 ASCS photo

Verified 9-27-93

26.25

35.36

T
S
R31E

Place of
use



P.D.

HE

10

75.6

HE

0.2

42-1409(10)-1
RECEIVED

Date Received

RECEIVED

MAY 09 1989

MAY 30 1989

State of Idaho
Department of Water Resources

Department of Water Resources
Eastern District Office

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

BINGHAM COUNTY
Name of Claimant

P.O. BOX 725
Post Office Address

BLACKFOOT, IDAHO 83221
City, State, Zip Code

BINGHAM
County(s) where Place of Use is located

MAY 89
Date Claim Originally Due

ALL OF Bingham County's
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

COUNTY PERSONNEL NEED ADDITIONAL TIME
TO RESEARCH COUNTY WATER USAGE

Claimant requests an extension to MAY, 1990:

[Signature]
Signature
PUBLIC WORKS DIRECTOR
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby
X granted _____ denied,
and the filing deadline extended to 10/1, 1989.

Signed this 25 day of May, 1989.

[Signature]
Director or his designated agent
David B. Shaw

MICROFILMED
DEC 10 1992