

07/26/2005

**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: 21-10887

CITY OF ASHTON

PO BOX 689

ASHTON ID 83420

Telephone Number: (208)652-3987

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

Quantity.

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

Quantity should be changed from 1.440 C.F.S. to 1.960 C.F.S.

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

All prior rights to this claim have been for 1.960 C.F.S. See for example the attached Notice of Claim dated 3/17/89.

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

DATE: _____

SIGNATURE: _____

Theodore R. Strunks 10/9/05

Please print your name: _____

Theodore Strunks, Mayor

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

RECEIVED

NOV 15 2005

Department of Water Resources
Eastern Region

*Kurt
11/16/05*

07/26/2005

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

RIGHT NUMBER: 21-10887

NAME AND ADDRESS: CITY OF ASHTON
PO BOX 689
ASHTON ID 83420

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.440 CFS

PRIORITY DATE: 04/30/1948

POINT OF DIVERSION:
T09N R42E S36 NWNE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	01/01 12/31	1.440 CFS

PLACE OF USE:

Place of use is within the service area of the City of Ashton municipal water supply system as provided for under Idaho Law.

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 - Beneficial Use

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: A21-10887
Date Received: 3/17/1989
Receipt No: E006180
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF ASHTON
Address: P. O. BOX 689
ASHTON, ID

208-652-3987

83420

A210887



2. Date of Priority: APR 30, 1948

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	42E	36	NE	NW	NE		FREMONT

5. Description of diverting works:
WELL, PUMP, 55,000 GAL. WATER TANK FOR MUNICIPAL USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	1.960		

7. Total Quantity Appropriated is:
1.960 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acres Feet Per Annum.

9. Non-irrigation uses:

M/APPROX 575 HOMES AND BUSINESSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09N	42E	25	NE	SW		MUNI	
			NW	SW		MUNI	
			SW	SW		MUNI	

A21-10887

Page 1

Date: 03/17/89

RECORDED

OCT 22 1992



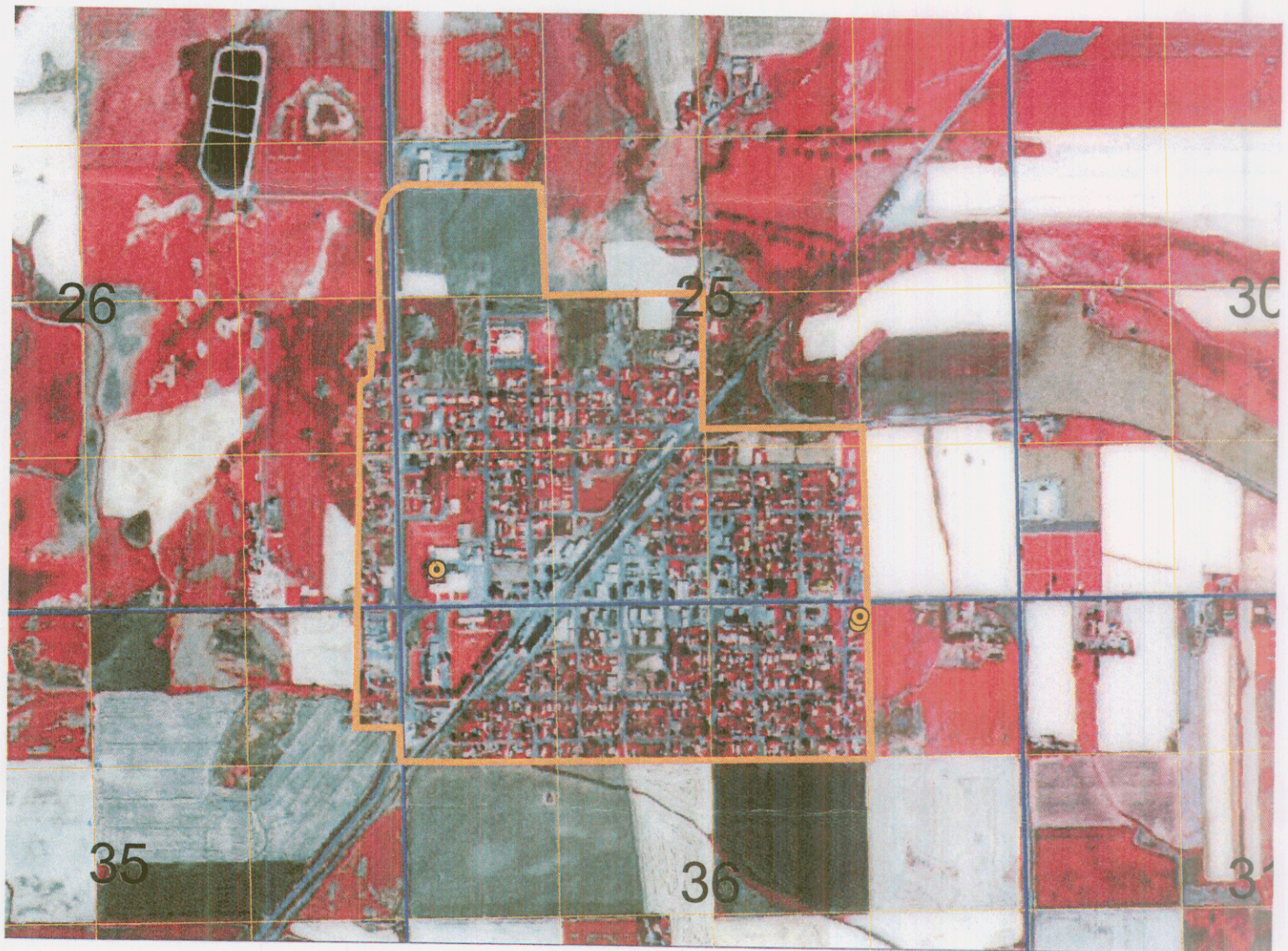
State of Idaho

Department of Water Resources

Eastern Region



Water Right(s): 21-10887 21-10886
City of Ashton



1320 0 1320 2640 3960 Feet

-  Point of Diversion
-  Place of Use
-  Sections
-  QQ



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: July 2005