

10/24/2005

**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: 21-4069

UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724
Telephone Number: (208)387-0835

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

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

Can Pineview Recreation Site be added to the explanatory material?

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

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

DATE: 11/10/05

SIGNATURE:

Steven M. Spencer

Please print your name:

STEVEN M. SPENCER

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

RECEIVED

NOV 15 2005

Department of Water Resources
Eastern Region

KMT
11/16



**Steven M
Spencer/R4/USDAFS**

11/10/2005 03:19 PM

To Ernie Carlson
cc Linda R Moore/R4/USDAFS
bcc
Subject Basin 21

On the way to you in the US Mail are completed notices of error for 7 water right claims and a new claim for a licensed water right that we have not claimed yet in the SRBA.

Licensed water right 21-07206 is for West End Campground. Our claim should be identical to the license.

We agree with the recommendations for water right claim numbers 21-02132, 21-02134, 21-02135, 21-02147, 21-04043, 21-04069 and 21-07165. However, I observe that the purpose of use for each of these claims is "recreation". I'm wondering about the appropriateness of the purpose of use being recreation when each of the uses may be better described as "domestic" as per IC 42-111 where the definition of domestic purposes (a) specifically includes public campgrounds. I realize 5 of these are licensed water rights and I don't want to inhibit progress. But if these would be more appropriately described as domestic uses now would be the time to make that determination and we would support it.

We would also encourage the adding of the specific campground or site in the explanatory material. I think that helps anyone who looks at the water right know more quickly what the use is.

Thank you for your consideration. If you have any questions about this matter, please contact me.

Steve Spencer
Boise Adjudication Team
161 E. Mallard, Suite 110
Boise, ID 83706

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