

06/14/2005

**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: 21-4041

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):

Point of Diversion
Place of Use

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

Please change the point of diversion to T14N R43E S35 SWNE (LOT 1)
Please add place of use in T14N R43E S35 NENE (LOT 2)

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

Change purpose to Domestic
Add to explanatory material: Flat Rock Campground

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

DATE: 11/28/05 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

DEC 01 2005

Department of Water Resources
Eastern Region

KMS
12/11

06/14/2005

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

RIGHT NUMBER: 21-4041

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
7.90 AFY

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1940

POINT OF DIVERSION: *54AE (LOT 7)*
T14N R43E S35 ~~SENE~~ Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION <i>Domestic</i>	6/01 9/30	0.100 CFS 7.90 AFY

PLACE OF USE: RECREATION Within FREMONT County

T14N R43E S35 SENE
NENE (LOT 2)

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

FOREST SERVICE RECORD ID = 041517040202 80012 00

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

