

11/09/2005
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DEC 07 2005
DEPARTMENT OF
WATER RESOURCES

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: December 2, 2005

Water right number: 2-2294

WILLIAMS INDUSTRIES INC
914 HOUSTON ROAD
BOISE ID 83706
Telephone Number: (208) 383-0000

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

Quantity; Purpose and Period of Use; Place of Use

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

Quantity: Increase the quantity to 2.58 cfs. Delete the following remark, "Right Nos. 2-2246 and 2-2294 are limited to a total combined diversion rate of 19.3 cfs."

Priority Date: Delete the following remark: "The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right."

Place of Use: Increase place of use to 135 acres.

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

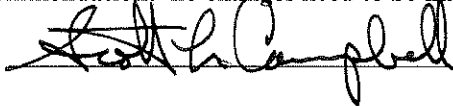
Quantity: The quantity as claimed is 2.58 cfs, per the water right license. There is no basis for inclusion of the remark.

Priority Date: There is no basis for inclusion of the remark.

Place of Use: Modify place of use as follows:

TWP	RNG	SEC	1/4 of	1/4	Acres
1N	2W	31	NE	SE	27.6
		32	SE	NW	38.2
			NE	SW	36.7
			NW	SW	32.5
TOTAL ACRES					135.0

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

DATE: 12/07/05 SIGNATURE: 

Please print your name: Scott L. Campbell
Moffatt, Thomas, Barrett, Rock & Fields, Chartered
PO Box 8729
Boise, Idaho 83701
Counsel of record for Larry and Marianne Williams

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 31798/02-2294 Priority March 25, 1964 Amount 2.58 cfs

THIS IS TO CERTIFY, that TRAVELERS INSURANCE CO. & KONDO FARMS & KONDO BROTHERS
of Portland, Oregon & Nampa, Idaho, has complied with the terms and conditions of Permit
No. 31798/02-2294 issued pursuant to Application for Permit dated March 25, 1964,
and has submitted proof to the Department of Water Resources on June 9, 1976,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 19.3 cfs of water from Snake River,
tributary to Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>October 31</u>	at <u>2.58</u> cfs and	<u>580.5</u> acre feet
	from _____	_____ cfs and	_____
	from _____	_____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.58 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
580.5 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 6, Twp. 1S,
Rge. 2W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	
1N	2W	31													27.6
		32													101.4

Total number of acres irrigated 129

38.2
36.7
32.5

27.6

$\Sigma = 135 ac$

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10th day of
October, 19 77.


Director

LIC
ADDED
WRONG

107.4 ac

added
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