

**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: Feb. 3, 2006

Water right number: 69-7070

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

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

Please amend water right to match the license.
See attached.

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: 2/1/06

SIGNATURE: Steven M. Spencer

Please print your name: STEVEN M. SPENCER

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 208-287-4800

01/06/2006

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

RIGHT NUMBER: 69-7070

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

SOURCE: STRAWBERRY SPRING

TRIBUTARY: CROOKED RIVER

QUANTITY: 0.020 CFS
1.00 AFY

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

PRIORITY DATE: 01/24/1983

POINT OF DIVERSION: ~~T19N R03W S25 SE34~~ Within ADAMS County

PURPOSE AND PERIOD OF USE: T18N R3W S2 NWNW

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	05/01 10/31	0.020 CFS 1.00 AFY
PLACE OF USE:	<u>STOCKWATER Within ADAMS County</u> T18N R03W S02 Lot 4 NWNW		

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 - License
FOREST SERVICE RECORD ID = 041217050201540144 00

State of Idaho
Department of Water Resources

CONFORMED COPY

WATER RIGHT LICENSE

WATER RIGHT NO. 69-7070

Priority: January 24, 1983

Amount:

1.0 AFA

This is to certify, that U.S. DEPT. OF AGRI.

FOREST SERVICE

FEDERAL BLDG.

324 25TH ST.

OGDEN, UT 84401

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated January 24, 1983, and has submitted proof to the Department of Water Resources on September 28, 1983, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a storage capacity of 1.00 af of water from;

STRAWBERRY SPRING

tributary to CROOKED RIVER

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Stockwater storage	01/01 to 12/31		1.0 afa
Stockwater from storage	05/01 to 10/31		1.0 afa
Wildlife storage	01/01 to 12/31		1.0 afa
Wildlife from storage	01/01 to 12/31		1.0 afa
	Totals		1.0 AFA

LOCATION OF POINT OF DIVERSION(S): LOT 4(NWNW), Sec. 2, Township 18N, Range 3W
Adams County

PLACE OF USE: Stockwater storage

TWN RGE SEC

18N 3W 2 LOT 4(NWNW)

PLACE OF USE: Stockwater from storage, same as Stockwater storage use

PLACE OF USE: Wildlife storage, same as Stockwater storage use

PLACE OF USE: Wildlife from storage, same as Stockwater storage use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.

State of Idaho
Department of Water Resources

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WATER RIGHT LICENSE

WATER RIGHT NO. 69-7070

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 18th day
of June, 1987.

Acting for the Director

Norman C Young

