

Q

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RECEIVED
SEP 25 2006
DEPARTMENT OF
WATER RESOURCES

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

Of Counsel
Fred J. Hahn

**Also Licensed in Missouri & Kansas

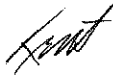
September 21, 2006

Roxanne Brown
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098

Dear Roxanne:

We have had an opportunity to review the Preliminary Recommendations for Bob Dreyer's water rights with him. He indicates that there is a good deal more land irrigated than the amount recommended. He says that much of land where the trees are located has a great deal of grass and that the grass must be and has been irrigated for the use of the cattle. He actually went through each of the maps and marked them up and prepared responses to the Notice of Error Reply forms. I am enclosing copies of everything he sent to me for your review and further action. Thank you for your continued attention to this matter.

Yours very truly,



Kent W. Foster

Enclosures

08/31/2006

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: September 29, 2006

Water right number: 73-12052

ROBERT P DREYER
PO BOX 4917
KETCHUM ID 83340
Telephone Number: (208) 726-2874

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

QUANTITY, PERIOD OF USE, PLACE OF USE

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

QUANTITY - .35 CFS; PERIOD - 4/1 TO 11/15
PLACE OF USE - T13N R24E S18 N E SW 30 ACRES SW SE 5 ACRES
N W SW 15 ACRES
S E SW 10 ACRES TOTAL - 60 ACRES

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

I IRRIGATE THE UPPER BENCH FROM PT. OF DIVERSION
AND ALSO IRRIGATE ALL OF MY LOWER FIELDS WITH THIS
WATER AS IT MIXES INTO MY OTHER DISCHG AT BOTTOM.

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

DATE: 9/17/06 SIGNATURE: Robert P. Dreyer

Please print your name: ROBERT P. DREYER

IDWR Regional Office, 322 E Front St.
PO Box 83720, Boise, ID 83720-0098, 2082874800

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 73-12052
Date Received: 11/27/1989
Receipt No:
Received By:

COPY FOR YOUR FILE

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT P DREYER Phone: (208) 726-2874

PO BOX 4917
KETCHUM ID USA 83340

2. Date of Priority: 10/19/1903

3. Source: STINKING CREEK Trib. to: BIG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
13N	24E	18	SE NE NE	LEMHI	

5. Description of diverting works:

ROCK DAM DIVERSION TO EARTHEN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	12/01	0.35	

7. Total Quantity Appropriated is:
0.35 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
13N	23E	13	SE	SE		IRRIGATION	20
						Section Acres	20
13N	24E	18	NE	SW		IRRIGATION	40
			NW	SW	3	IRRIGATION	20
			SW	SW	4	IRRIGATION	40
			SE	SW		IRRIGATION	40
			SW	SE		IRRIGATION	23.3
			SE	SE		IRRIGATION	40
						Section Acres	203.3
						Total Acres	223.3

11. Place of use in counties: CUSTER, LEMHI

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

THE WATERS HAVE HISTORICALLY BEEN DIVERTED AND USED BEYOND THE SUGGESTED IRRIG. SEASON OF 4/1 TO 11/1.

PLACES OF USE: SWNE, SESE SEC. 13, SWSW, SESW, SWSE, SESE SEC. 18 ARE IN BOTH CUSTER AND LEMHI COUNTIES. CUSTER AND LEMHI COUNTY PROPERTIES HAVE DIFFERENT DEEDS.

This right is a split from former right 73-181.

15. Basis of Claim: Decreed

08/31/2006

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

RIGHT NUMBER: 73-12052

NAME AND ADDRESS: ROBERT P DREYER
PO BOX 4917
KETCHUM ID 83340

SOURCE: STINKING CREEK

TRIBUTARY: BIG CREEK

QUANTITY: 0.120 CFS

PRIORITY DATE: 10/19/1903

POINT OF DIVERSION:
T13N R24E S18 NENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.120 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T13N R24E S18 NESW 8.50

8.5 ACRES TOTAL

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 - Decreed

This right is a split from former right 73-181 .



Idaho Department of Water Resources

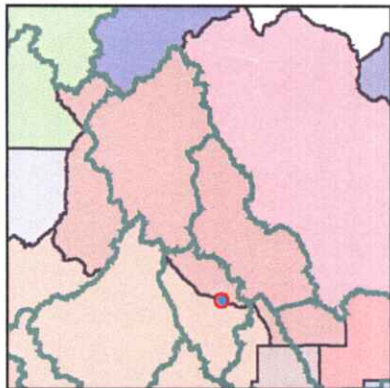
SRBA Recommendation:

73-12052

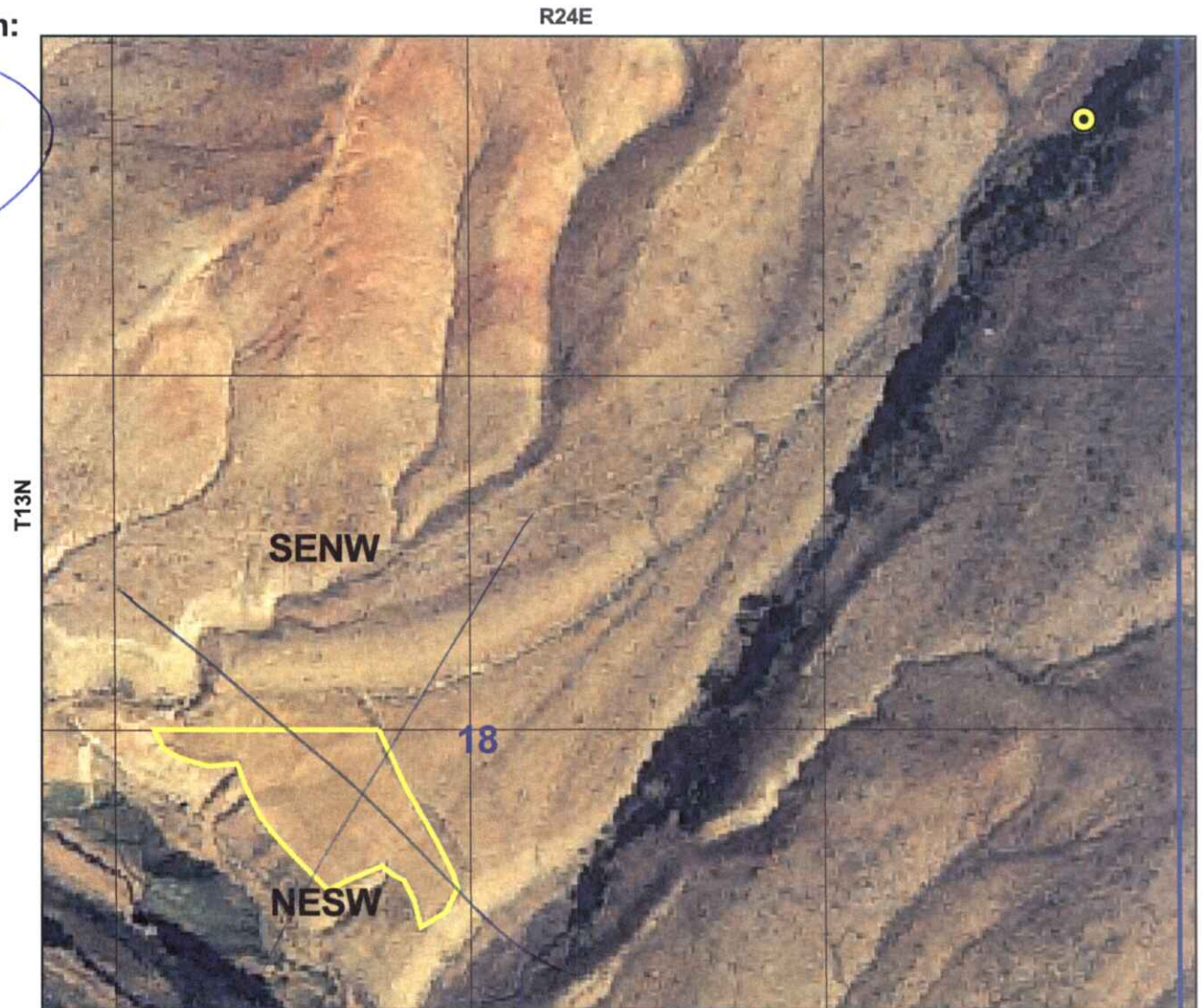
SEE ATTACHED

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 73



0 0.3 0.6 Miles



Prepared by R. Brown
On Tuesday, August 22, 2006
1987/88 Aerial Photography



Idaho Department of Water Resources

*SINKING
CRACK*

SRBA Recommendation:

~~73-12049, 73-12055,~~

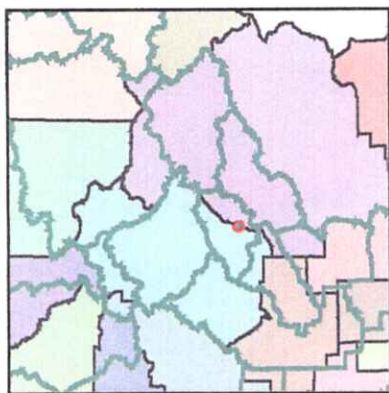
~~73-12058~~

73-12052

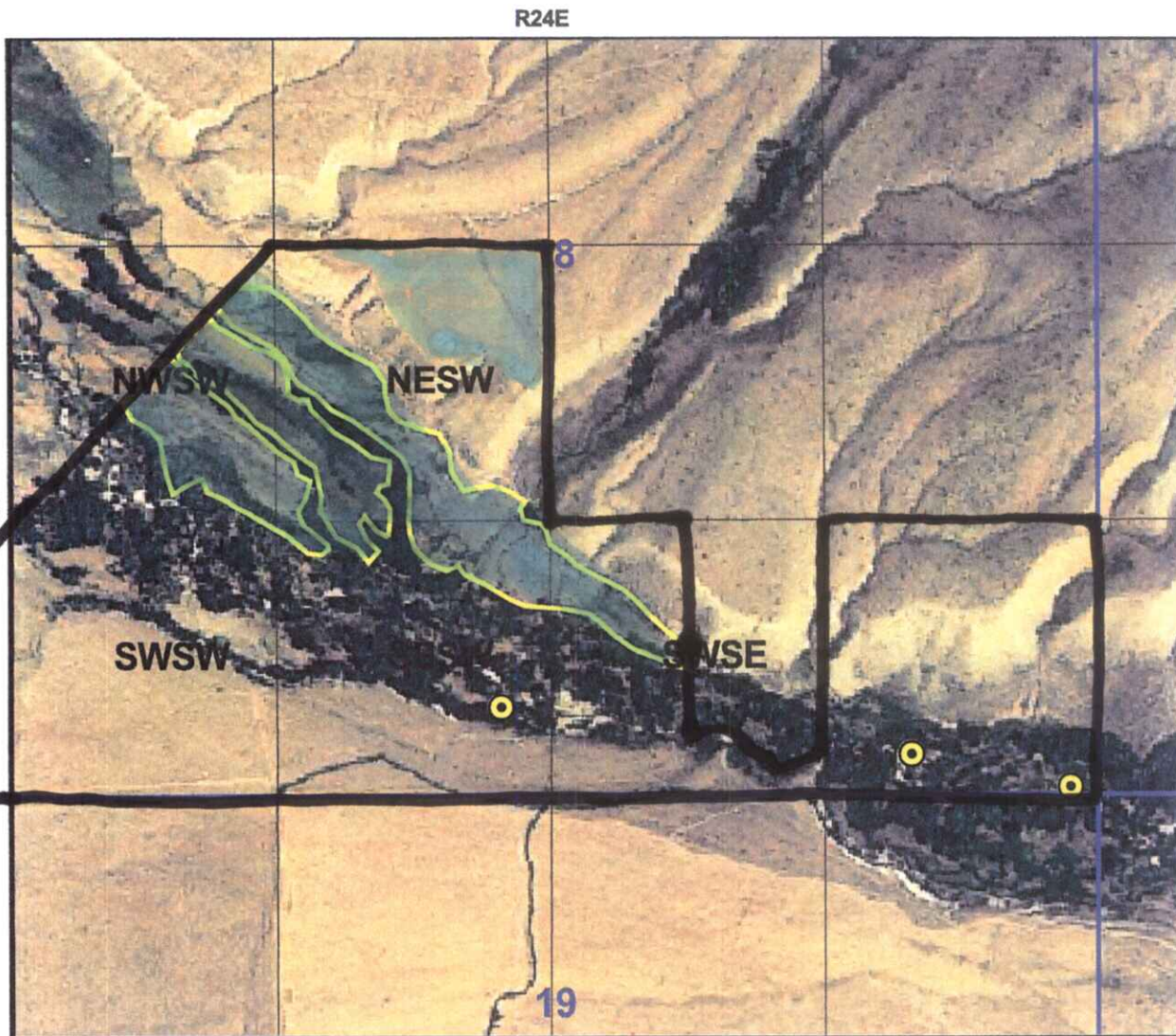
[Blue shaded area] = PLACE OF USE

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Lemhi, Custer Counties
IDWR Basin 73



0 0.4 0.8 Miles

Prepared by R. Brown
On Tuesday, August 29, 2006
1987/88 Aerial Photography