

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 22, 2006

Water right number: 79-14042

UNITED STATES OF AMERICA ACTING THROUGH  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE ID 83709-1657  
Telephone Number: (208)373-4000

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

***Entire Recommendation***

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

***Point of Diversion should be:***

***T31N R02W S34 NWSESE Begin of Stream Flow***

***T31N R02W S34 NWSESE End of Stream Flow***

***Place of Use should be:***

***T31N R02W S34 SESE***

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

***The original claim incorrectly described the POD and POU as Lots 11 and 12. As a result, this new claim was confused with previously recommended claim 79-11452. This claim, 79-14042 is to a recently identified stream about a hundred feet down from 79-11452. All other elements with the exception of the legal description for the Points of Diversion and Place of Use should be recommended as claimed.***

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

DATE: 09-02-06

SIGNATURE: \_\_\_\_\_

Please print your name: Fred Price

08/18/2006

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

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RIGHT NUMBER: 79-14042  
NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE ID 83709-1657

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

Recommended as Right No. 79-11452.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM RECORD ID= 7906582152

Recommended as Right No. 79-11492: This is included for a claim that is proposed to be disallowed because the right claimed is recommended pursuant to another right. The remark indicates the water right number of the other right that is proposed to be recommended. If you are not mailed a notice of the recommendation of the other right, then the other right is recommended in another claimants name.

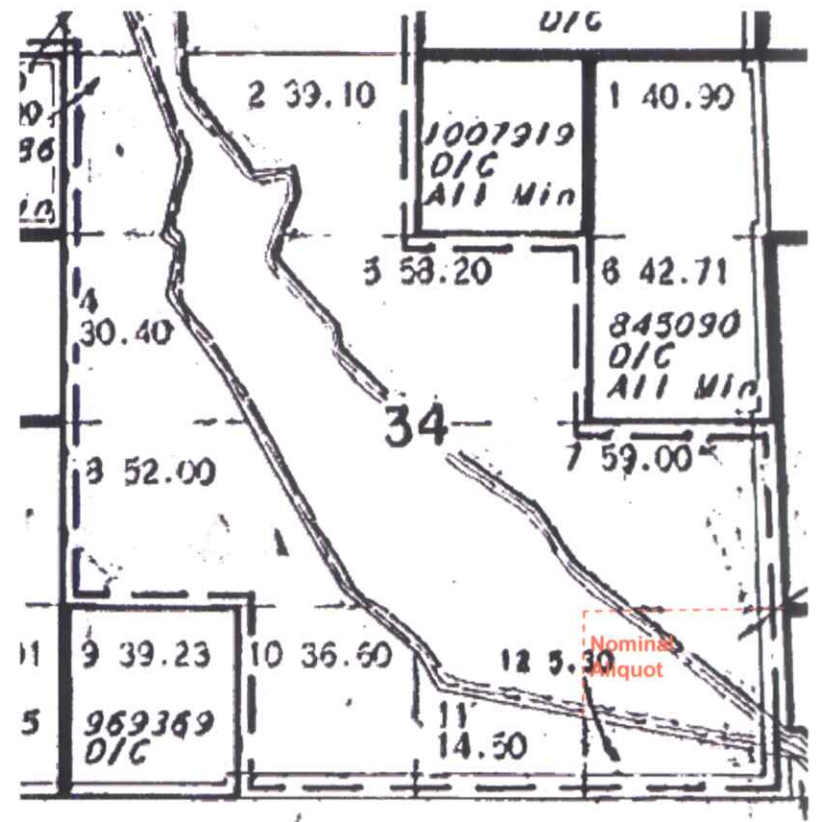
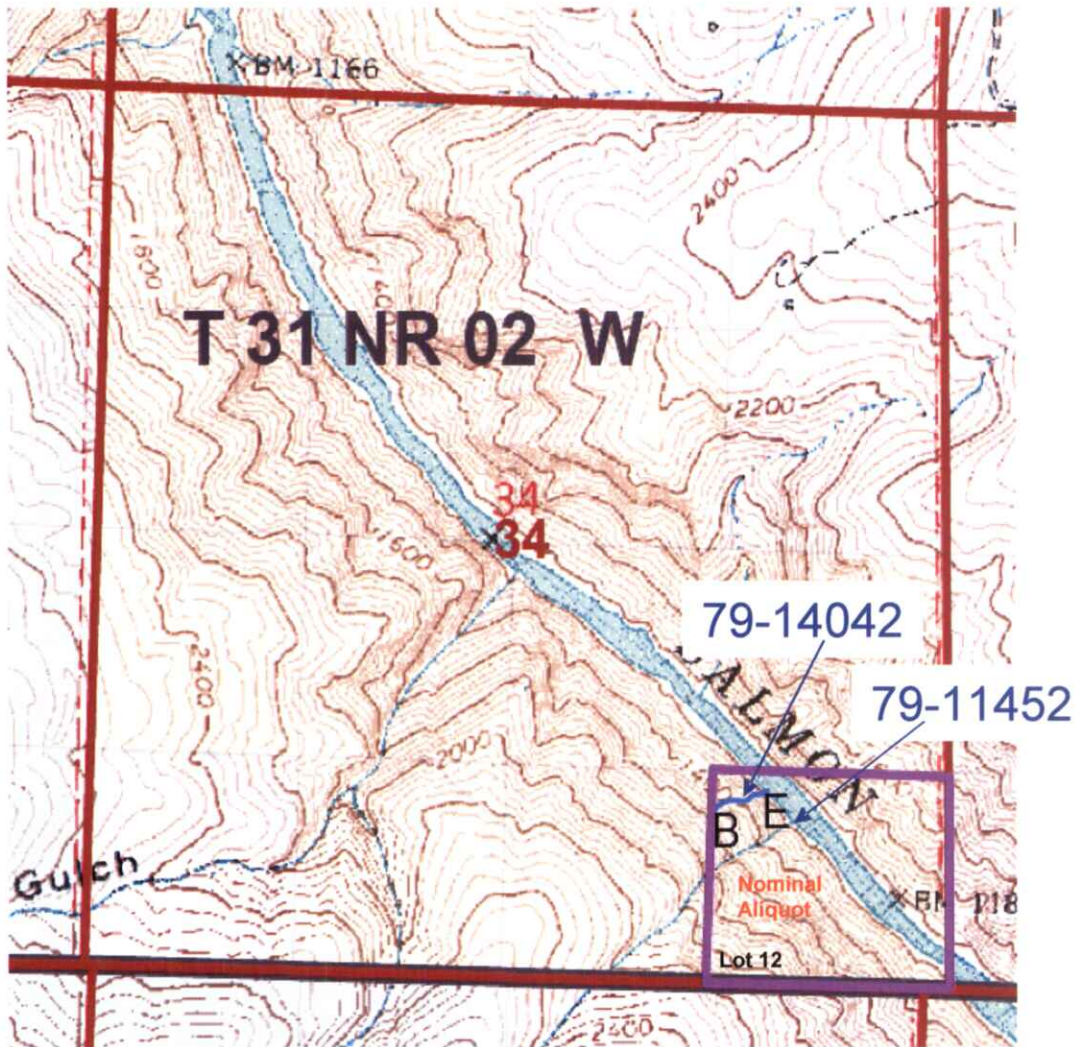
POD should be:

T31N R02W S34 NWSESE (Beginning)  
T31N R02W S34 NWSESE (Ending)

POU should be:

T31N R02W S34 SESE

79-14042



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DEPARTMENT OF  
WATER RESOURCES

UNITED STATES DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

Idaho State Office  
1387 South Vinnell Way  
Boise, Idaho 83709-1657

In Reply Refer To:  
7250/1230 (933) P

*July 27, 2001*

EMS  
Instruction Memorandum No. ID-2001-063  
Expires: 09/30/2002

To: ICT

From: State Director

Subject: Water Rights Delegation of Authority

Idaho State Office 1203 - Delegation of Authority Manual Supplement is amended to add a delegated authority to both the Deputy State Director for Resource Services and the Branch Chief for Lands and Minerals to negotiate and settle Snake River Basin Adjudication (SRBA) water rights issues. The SRBA water rights team leader (Gary Madenford) and senior water rights specialist (Fred Price) will continue to have authority to represent the BLM regarding all water rights issues.

This delegation is effective immediately. The Idaho Delegation of Authority Supplement will be revised to reflect these changes.

Contact Jimmie Buxton if you have comments or questions regarding this issue.

Signed by:  
Martha G. Hahn

Authenticated by:  
Susanna M. Henry  
Staff Assistant (ID-933)

cc:  
ISO Water Rights Team  
Larry Brown, DOJ Attorney  
Mel Matlock (950)  
Bill Ferry, Field Solicitor - Boise

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SEP 22 2005

DEPARTMENT OF  
WATER RESOURCES

## 1203 - DELEGATION OF AUTHORITY

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| Subj<br>Code | Authority                                                                                                                                                                                                                                                                                                                                    | Authority Delegated To |     |             |    |    |    |    |            |      |      |     |
|--------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|-----|-------------|----|----|----|----|------------|------|------|-----|
|              |                                                                                                                                                                                                                                                                                                                                              | SD                     | DSD | Br<br>Chief | DM | FM | AO | OM | All<br>Sup | SSPA | DFMO | MRF |
| 6840         | Conduct endangered species consultation per<br>Section 7 of Endangered Species Act of 1973, as<br>amended.<br><br>Source: 50 CFR 402<br>Date of Last Change: 07/08/04                                                                                                                                                                        | X                      |     |             | X  | X  |    |    |            |      |      |     |
| 7250         | Settle water rights issues.<br><br>-----<br>1) Special delegation to DSD for Resource Services<br>and the Special Project Team (Water Rights). See<br>Instruction Memorandum No. ID-2001-063,<br>Subject: Water Rights Delegation of Authority.<br><br>-----<br>Source: 1993 court order to State Director.<br>Date of Last Change: 07/08/04 | X                      | 1   |             |    |    |    |    |            |      |      |     |
| 8120         | Carry out matters of responsibility of BLM relating<br>to <b>determination</b> of eligibility for nomination to the<br>National Register under 36 CFR 63.<br><br>Source: 36 CFR 63<br>Date of Last Change: 07/08/04                                                                                                                          | X                      |     |             | X  | X  |    |    |            |      |      |     |
| 8120         | Carry out matters of responsibility of BLM relating<br>to <b>nomination</b> to the National Register under 36<br>CFR 60.<br><br>Source: 36 CFR 60, Idaho Manual Supplement<br>8100<br>Date of Last Change: 07/08/04                                                                                                                          | X                      |     |             | X  | X  |    |    |            |      |      |     |
| 8131         | Approve Cultural Resource Management Plans.<br><br>Source: Idaho Manual Supplement 8131<br>Date of Last Change: 07/08/04                                                                                                                                                                                                                     | X                      |     |             | X  |    |    |    |            |      |      | X   |