

NOTICE OF ERROR
REPLY

Water Right No.: 37-7638

AMBROSE FARMS
PO BOX 247
WENDELL ID 83355
Telephone: 208-536-5332

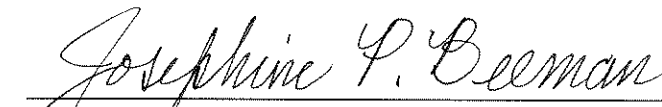
RECEIVED

NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

1. Describe the portion of the proposed recommendation with which you disagree (e.g., priority date, period of use, source).
 - (1) Owner
 - (2) Rate of Diversion
 - (3) Point of Diversion
 - (4) Place of Use
 - (5) Condition #2
2. Describe the changes you wish to make in the proposed recommendation:
 - (1) Owner: List the current owner. It is not Ambrose Farms.
 - (2) Rate of Diversion: Recommend what will be on the draft license
 - (3) Point of Diversion: NESW is correct. Was an amendment filed?
 - (4) Place of Use: Use the information submitted by Bill Sweet (270 acres) or the field exams
 - (5) Condition #2: Clarify that the ground water use is primary and not supplemental.
3. Give a brief explanation as to why you disagree with these portions.
 - (1) Owner: List current owner.
 - (2) Rate of Diversion: It is inconsistent to leave the rate at the permitted rate of 9.0 cfs (draft license was 4.87 cfs) and reduce acres from the permitted 480 acres to 299.7 acres.
 - (3) Point of Diversion: Was an amendment filed?
 - (4) Place of Use: Neither the location nor the number of acres matches either of the field exams or the information submitted by Bill Sweet
 - (5) Condition #2: Leaves important decisions, such as whether the ground water use is supplemental, to the permit licensing process.

DATE: November 21, 2006


Josephine P. Beeman
Attorney for Tom N. Ambrose

Beeman & Associates, P.C.
409 W. Jefferson Street
Boise, ID 83702
208-331-0950