

11/15/2006

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: December 8, 2006

Water right number: 78-4020B

SAM J WHITTEN

PO BOX 518

RIGGINS ID 83549

Telephone Number: (208) 628-3952

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

See Ident # A78-04020

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

Keep The SAME AS IDENT # A78-04020

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

No Change From Ident # A78-04020

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

DATE:

12-8-06

SIGNATURE:

Sam Whitten

Please print your name:

SAM WHITTEN

IDWR State 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: A78-04020
Date Received: 7/26/1988
Receipt No: MOO-593
Received By: [Signature]

*Copy -
For your information*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONALD R. EBERLE 208-634-2092
Address: P.O. BOX 1091
MCCALL, ID 83638
OR
Name: SELMA ANN EBERLE 208-634-2092
Address: P.O. BOX 1091
MCCALL, ID 83638

2. Date of Priority: APR 01, 1890

3. Source: SQUAW CREEK Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	01E	17	NW	SE			IDAHO
			SE	SE			IDAHO
		21	NW	NW			IDAHO
			SE	NW			IDAHO

5. Description of diverting works:
GRAVITY FLOW FROM CREEK TO HEADGATES AND DITCHES-GRAVITY IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/15	2.120		
STOCKWATER	01/01	12/31	0.050		
DOMESTIC	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
2.120 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 84.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/200 HD. CATTLE, D/1 HOME(IRRIG. ONLY).
A78-04020 Page 1

Date: 07/26/88

MICROFILMED
OCT 05 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	17	NW	SE		STOCK	
			SE	SE		IRR	17.0
			SE	SE		STOCK	
			SE	SE		DOMEST	
			Section Acres				17.0
		21	NW	NW		IRR	6.0
			NW	NW		STOCK	
			SE	NW		IRR	5.0
			SE	NW		STOCK	
			Section Acres				11.0
			Total Acres				28.0

Property Description Rec'd 10-2-95

11. Place of use in counties: IDAHO

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

13. Other Water Rights Used:
NONE

14. Remarks:

DURING THE LOW WATER MONTHS A PORTABLE PUMP IS PLACED IN THE CREEK TO IRRIGATE PORTIONS THE FLOOD IRRIGATION CANNOT REACH. PUMP IS PLACED IN THE SAME QUARTER-QUARTERS AS PD'S. LANDS IRRIGATED ARE MOSTLY NARROW, IRREGULARLY SHAPED TRACTS ALONG NORTH AND SOUTH SIDES OF SQUAW CREEK. ALL TRACTS SLOPE SHARPLY TOWARDS CREEK AND SOIL IS SHALLOW, ALL UNDERLAIN WITH GRAVEL AND SAND. LAND DOES NOT SUB-IRRIGATE LIKE LOWER COUNTRY HEAVY SOIL LANDS, BUT WATER SINKS QUICKLY AND GOES BACK TO STREAM FOR THIS REASON, NOT LESS THAN 4 MINERS INCHES OF WATER PER ACRE IS REQUIRED TO EFFECTIVELY IRRIGATE LAND. THERE ARE 2 P/D'S IN THE NWSE, 1 IN THE SESE, SEC. 17; 2 P/D'S IN THE NWNW, AND 1 P/D IN THE SENW, SEC. 21

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Salma Lina Elouadi Date: 7/26/88

Date: _____

State of Idaho)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 27 day

of July 19 88

John Dale Carter
Notary Public

Seal

Residing at Bain Id

My Commission Expires 6/2/94