

12/06/2006

RECEIVED

NOTICE OF ERROR
REPLY

FEB 01 2007

DEPARTMENT OF
WATER RESOURCES

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 13, 2006

Water right number: 67-4417

JAMES C AMSTUTZ
4685 BEACON AVE
EMMETT ID 83617
Telephone Number: (208)365-2649

JAMES C. AMSTUTZ
1649 N. CRANE RD
MIDVALE ID 83645
208-355-2649

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

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

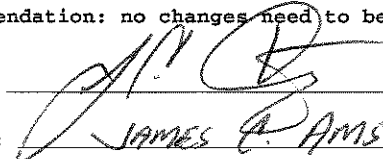
3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

1-30-07

SIGNATURE:



Please print your name:

JAMES C. AMSTUTZ

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

12/06/2006

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

RIGHT NUMBER: 67-4417

NAME AND ADDRESS: JAMES C AMSTUTZ
4685 BEACON AVE
EMMETT ID 83617

JAMES C. AMSTUTZ
1649 N. CRANE Rd
MIDVALE Id. 83645

208-355-2649

SOURCE: NORTH CRANE CREEK
SHIRTS CREEK
UNNAMED STREAMS

TRIBUTARY: CRANE CREEK
TRIBUTARY: NORTH CRANE CREEK
TRIBUTARY: NORTH CRANE CREEK

QUANTITY: 0.140 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 06/01/1870

POINT OF DIVERSION:

T12N R01W S4 SWNE Begin of Stream Flow Within WASHINGTON County
T12N R01W S4 SWNE Begin of Stream Flow Within WASHINGTON County
T12N R01W S4 NWNW Lot 4 Begin of Stream Flow Within WASHINGTON County
T12N R01W S4 NWNW Lot 4 Begin of Stream Flow Within WASHINGTON County
T12N R01W S4 SENW End of Stream Flow Within WASHINGTON County
T12N R01W S4 SESW Begin of Stream Flow Within WASHINGTON County
T12N R01W S4 SESE End of Stream Flow Within WASHINGTON County
T12N R01W S5 SENE End of Stream Flow Within WASHINGTON County
T12N R01W S5 SESE Begin of Stream Flow Within WASHINGTON County
T12N R01W S8 NESE Begin of Stream Flow Within WASHINGTON County
T12N R01W S8 NESE End of Stream Flow Within WASHINGTON County
T12N R01W S9 SENW Begin of Stream Flow Within WASHINGTON County
T12N R01W S9 NWSW Begin of Stream Flow Within WASHINGTON County
T12N R01W S9 SESW End of Stream Flow Within WASHINGTON County
T12N R01W S9 SESW Begin of Stream Flow Within WASHINGTON County
T12N R01W S9 NWSE Begin of Stream Flow Within WASHINGTON County
T12N R01W S10 SWNE Begin of Stream Flow Within WASHINGTON County
T12N R01W S10 NENW End of Stream Flow Within WASHINGTON County
T12N R01W S10 NENW End of Stream Flow Within WASHINGTON County
T12N R01W S10 NWNW Begin of Stream Flow Within WASHINGTON County
T12N R01W S10 NWNW End of Stream Flow Within WASHINGTON County
T12N R01W S10 NWSE Begin of Stream Flow Within WASHINGTON County
T12N R01W S15 NWSW Begin of Stream Flow Within WASHINGTON County
T12N R01W S16 NENE Begin of Stream Flow Within WASHINGTON County
T12N R01W S16 SENE Begin of Stream Flow Within WASHINGTON County
T12N R01W S16 NESE Begin of Stream Flow Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	STOCKWATER	01/01 12/31	0.140 CFS
PLACE OF USE:	<u>STOCKWATER in WASHINGTON County</u>		
	T12N R01W S04 SWNE	T12N R01W S04 Lot 4 NWNW	
	T12N R01W S04 SWNW	T12N R01W S04 SENW	
	T12N R01W S04 NWSW	T12N R01W S04 SWSW	
	T12N R01W S04 SESW	T12N R01W S04 SWSE	
	T12N R01W S04 SESE	T12N R01W S05 Lot 1 NENE	

T12N R01W S05

SENE

T12N R01W S05

NESE

T12N R01W S05	SESE	T12N R01W S08	NESE
T12N R01W S09	NENE	T12N R01W S09	NWNE
T12N R01W S09	SWNE	T12N R01W S09	SENE
T12N R01W S09	NWNW	T12N R01W S09	SWNW
T12N R01W S09	SESW	T12N R01W S09	NWSW
T12N R01W S09	SESW	T12N R01W S09	NWSE
T12N R01W S09	SESE	T12N R01W S10	NWNE
T12N R01W S10	SWNE	T12N R01W S10	NENW
T12N R01W S10	NWNW	T12N R01W S10	SESW
T12N R01W S10	NESW	T12N R01W S10	NWSW
T12N R01W S10	SWSW	T12N R01W S10	NWSE
T12N R01W S15	NWNW	T12N R01W S15	SWNW
T12N R01W S15	NWSW	T12N R01W S16	NENE
T12N R01W S16	SENE	T12N R01W S16	NESE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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 - Beneficial Use