

08/18/2006

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 22, 2006

Water right number: 79-14099

GARY C SWIFT
PO BOX S
NEW MEADOWS ID 83654
Telephone Number: (208)347-2242

LYNDA L SWIFT
PO BOX S
NEW MEADOWS ID 83654
Telephone Number: (208)347-2242

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: 9-6-06 SIGNATURE: Gary C. Swift - Lynda L. Swift
Please print your name: GARY C. Swift - Lynda L. Swift

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (208) 287-4800

07/26/2006

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

RIGHT NUMBER: 79-14099

NAME AND ADDRESS: GARY C SWIFT
PO BOX S
NEW MEADOWS ID 83654

LYNDA L SWIFT
PO BOX S
NEW MEADOWS ID 83654

SOURCE: RACE CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.030 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/06/1928

POINT OF DIVERSION:

T24N R01E S10 NENW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	03/15 11/30	0.030 CFS

PLACE OF USE: DOMESTIC Within IDAHO County

T24N R01E S03 Lot 7 SESE

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

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 79-14099
Date Received: 7/12/1988
Receipt No: C001798
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GARY C SWIFT Phone: (208)347-2242
PO BOX S
NEW MEADOWS ID USA 83654

LYNDA L SWIFT Phone: (208)347-2242
PO BOX S
NEW MEADOWS ID USA 83654

2. Date of Priority: 01/01/1890

3. Source: RACE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
24N	01E	10	NW NW	IDAHO	

5. Description of diverting works:

Diversion dam w/gravity flow ditch to place of use.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/30	0.03	

7. Total Quantity Appropriated is:
0.03 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
24N	01E	10	NW	NE	IRRIGATION	1
					Section Acres	1
					Total Acres	1

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:

14. Remarks:

This claim is the result of a split for a portion of 78-04104. DB 5/9/2001

This claim has been renumbered to Basin 79, it was incorrectly numbered as 78-12132.

15. Basis of Claim: Beneficial Use

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 78-12132
Date Received: 7/12/88
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s): GARY SWIFT
PO BOX S
NEW MEADOWS ID USA 83654

Phone: (208)347-2242

2. Date of Priority: 01/01/1890

3. Source: RACE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
24N	01E	10	NW NW	IDAHO	

5. Description of diverting works:

DIVERSION DAM W/GRAVITY FLOW DITCH TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/30	0.03	

7. Total Quantity Appropriated is:
0.03 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
24N	01E	10	NW NE		IRRIGATION	1
					Section Acres	1
					Total Acres	1

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:

14. Remarks:

This claim is the result of a split for a portion of 78-04104. DB 5/9/2001

15. Basis of Claim: Beneficial Use

Memo to go in each of
these folders.

78-04104

78-12132

Swift

(See) 10 NWNE 1
.03cf2

Smith 78-12133

(See) 10 NWNE 1 area
.03cf5

P.D.U. will need to be field examined

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: **A78-04104**
Date Received: 7/12/1988
Receipt No: C001798
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name:	PAT MAREK		208-347-2242
Address:	PO BOX 272		
	NEW MEADOWS ID	83654	
OR			
Name:	ED SEYFRIED		208-347-2242
Address:	PO BOX 272		
	NEW MEADOWS ID	83654	
OR			
Name:	HOWARD SMITH		208-347-2242
Address:	PO BOX 272		
	NEW MEADOWS ID	83654	
OR			
Name:	ROLAND HAMELL		208-347-2242
Address:	PO BOX 272		
	NEW MEADOWS ID	83654	
OR			
Name:	RM SPICKELMIRE		208-347-2242
Address:	PO BOX S		
	NEW MEADOWS ID	83654	
OR			
Name:	GARY SWIFT		208-347-2242
Address:	PO BOX S		
	NEW MEADOWS ID	83654	
OR			
Name:	MR HAGEN		208-347-2242
Address:	PO BOX 272		
	NEW MEADOWS ID	83654	

2. Date of Priority: JAN 1, 1890

3. Source: RACE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	01E	10		NW	NW		IDAHO

5. Description of diverting works:

DIVERSION DAM W/GRAVITY FLOW DITCH TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/30	0.400		

7. Total Quantity Appropriated is:

0.400 C.F.S. (and/or) 60.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	01E	3	SE	SE		IRR	9.0
						Section Acres	9.0
		10	NW	NE		IRR	8.0
			NE	NW		IRR	3.0
						Section Acres	11.0
						Total Acres	20.0

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:

SEE RT. 79-4127.

ADDRESS CHANGE BY CLAIMANT LETTER. SS 1/15/99

15. Basis of Claim: BENEFICIAL USE