

01/05/2006

**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: March 3, 2006

Water right number: 77-2135

STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707
Telephone Number: (208)334-3700

RECEIVED
MAR 02 2006
IDWR/North

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: 2 February 2006

SIGNATURE: Cynth Robertson, Staff Biologist

Please print your name: Cynthia Robertson

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

SCANNED
FEB 22 2006

12/08/2004

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

RIGHT NUMBER: 77-2135

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

SOURCE: MIDDLE FORK SALMON RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 250.000 CFS

PRIORITY DATE: 10/11/1960

POINT OF DIVERSION:

T14N R10E S19 SESE Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FISH PROPAGATION	1/01 12/31	250.000 CFS

PLACE OF USE: FISH PROPAGATION Within VALLEY County

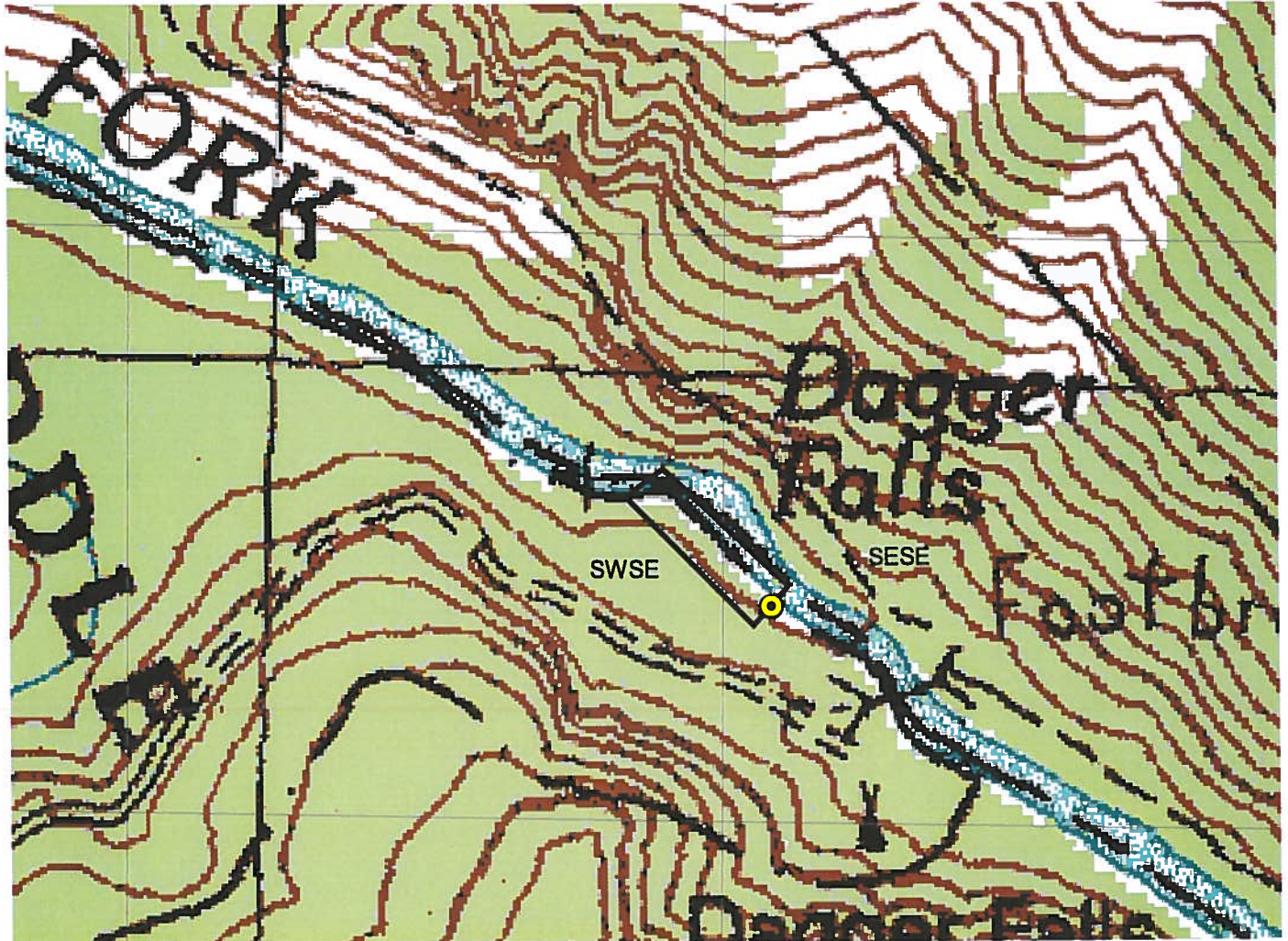
T14N R10E S19	SWSE	T14N R10E S19	SESE
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OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: License

77-2135



0 400 800 Feet

Section 19
T14N R10E



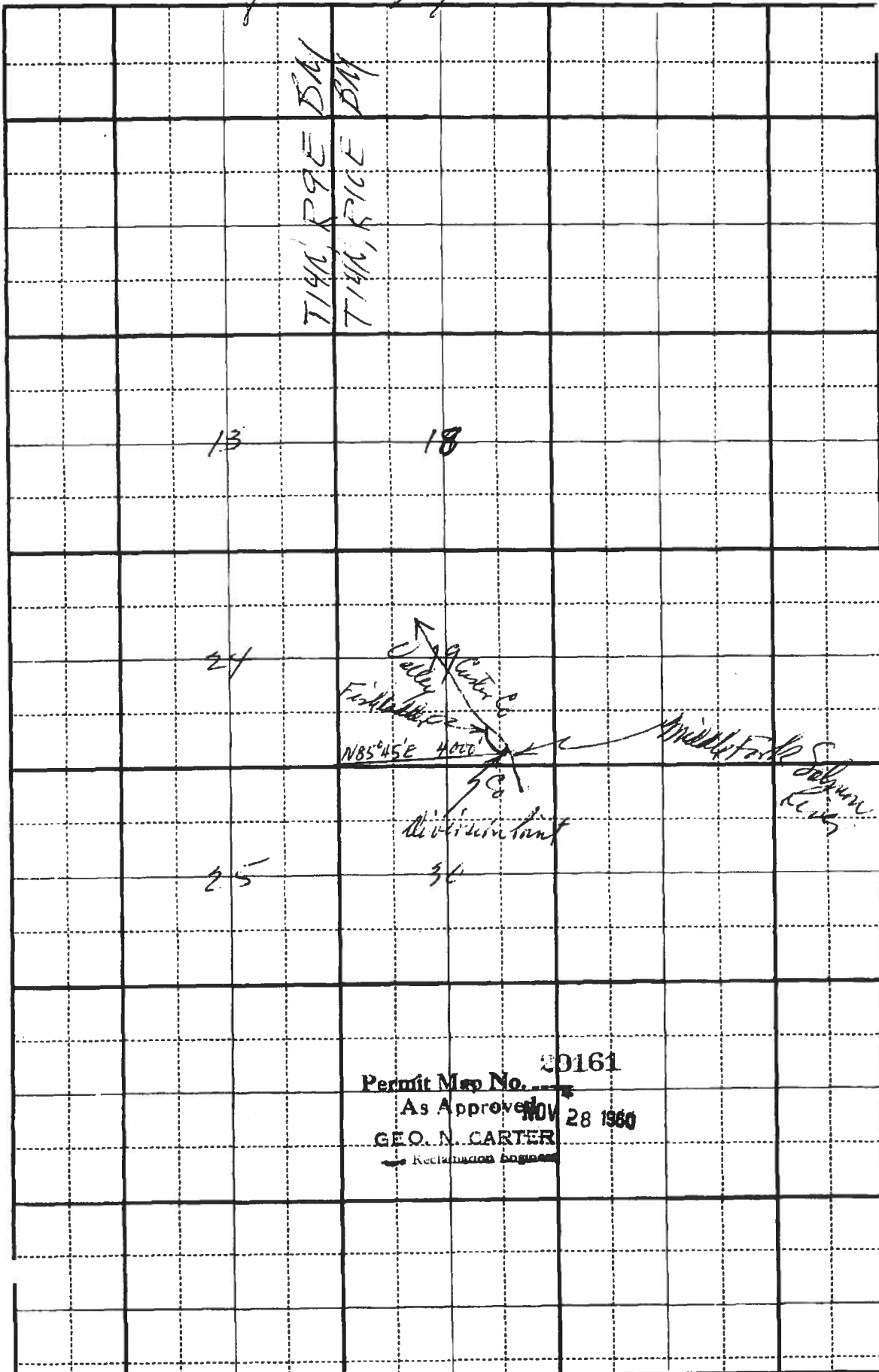
-  Point of Diversion
-  Place of Use

Map prepared on December 8, 2004
By Kenneth Knoblock
Idaho Department of Water Resources

NAME OF APPLICANT

State of Idaho, Dept. Fish Game

Form No. 0



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

29/61

9

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: A77-02135
Date Received: 9-28-90
Receipt No: C018457
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO
Address: DEPT. OF FISH & GAME
BOX 25
BOISE, ID

83707

2. Date of Priority: OCT 11, 1960

3. Source: SALMON RIVER, MIDDLE FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	10E	19	SE	SE			VALLEY

5. Description of diverting works:
FISH LADDER CONSTRUCTED OF CONCRETE BAFFLES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	250.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
H/FISH LADDER AT DAGGER FALLS FOR FISH PASSAGE OVER FALLS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	10E	19	SW	SE		FISH	
			SE	SE		FISH	

A77-02135

Page 1

Date: 07/17/90

MICROFILMED
OCT 05 1992

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 29161

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 Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

ok
255010

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: A77-02135
Date Received: 2/16/1989
Receipt No: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO
Address: DEPT. OF FISH & GAME
BOX 25
BOISE, ID

83707

2. Date of Priority: OCT 11, 1960

3. Source: SALMON RIVER, MIDDLE FORK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
14N	10E	19	SE	SE			VALLEY

5. Description of diverting works:

Fish ladder constructed of concrete baffles.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	250.000		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

H/FISH LADDER AT DAGGER FALLS. *Fish passage over falls*

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
14N	10E	19	SW	SE		FISH	
			SE	SE		FISH	

A77-02135

Page 1

Date: 02/16/89

MICROFILMED
OCT 05 1992

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 29161

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): _____ Date: _____
_____ Date: _____

For Organizations:

I do solemnly swear or affirm that I am Director of
IDAHO DEPT. OF FISH & GAME Title

_____, that I have signed the foregoing
Organization
document in the space below as Director of

IDAHO DEPT. OF FISH & GAME Title
_____, and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
IDAHO DEPT. OF FISH & GAME
Director
Title and Organization

June 21, 1990
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 21 day
of June 19 90

Larry L. Verbohm
Notary Public

Seal

Residing at Emmett, Idaho

My Commission Expires 8-15-93