

Horse Well

06/04/2001

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: JUNE 15, 2001

Water right number: 43-13028

SPENCER BROTHERS

HC 72 BOX 2418

MALTA ID 83342

Telephone Number: (435)827-5573

RECEIVED

JUN 08 2001

Department of Water Resources
Southern Region

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:

June 7, 2001

SIGNATURE:

Stanley A. Spencer

Please print your name:

Stanley A. Spencer

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

06/04/2001

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

RIGHT NUMBER:

43-13028

NAME AND ADDRESS:

SPENCER BROTHERS
HC 72 BOX 2418
MALTA, ID 83342

SOURCE:

GROUND WATER

QUANTITY:

0.06 CFS

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

PRIORITY DATE:

03/15/1948

POINT OF DIVERSION:

T16S R24E S12

SWNENE

Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
DOMESTIC 3 HOMES

PERIOD OF USE
01-01 12-31

QUANTITY
0.06 CFS

PLACE OF USE:

DOMESTIC Within CASSIA County
T16S R24E S12 NENE

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

House Well
for 3 houses
13000 gal/day

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 43-13028
Date Received: 6/4/01
Receipt No: 5024004
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SPENCER BROTHERS
HC 72 BOX 2418
MALTA ID 83342

Phone: (435) 827-5573

2. Date of Priority: 03/15/1948

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16S	24E	12	NW SW NE	CASSIA	

5. Description of diverting works:

DOMESTIC WELL. USE BEGAN CONCURRENT WITH USE OF IRRIGATION WELL LOCATED TO THE SW OF HOUSE WELL IN SWNE SEC 12.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	01/01	12/31	0.06	

7. Total Quantity Appropriated is:
0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 3

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16S	24E	12	SW	NE	DOMESTIC	

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:

14. Remarks:

WATER IS USED IN TWO HOUSES AND A BUNKHOUSE.

15. Basis of Claim: Beneficial Use

16. Signature(s)

For Organizations:

I do solemnly swear or affirm that I am General Partner of
Title
Spence Brothers, that I have signed the foregoing
Organization
document in the space below as General Partner of
Title
Spence Brothers and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Partner
Title and Organization

June 4, 2001
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of June 2001

Notary Public

Residing at Buhl, Idaho

My commission Expires 5-7-2003

