

REQUEST FOR CORRECTION OF ERROR

THE IDAHO DEPARTMENT OF WATER RESOURCES (IDWR) HAS IDENTIFIED AN ERROR IN THE SRBA PARTIAL DECREE OF THE WATER RIGHT LISTED BELOW. IDWR REQUESTS THE COURT TO DETERMINE IF IT CAN CORRECT THE ERROR THROUGH ITS NORMAL NOTICE AND HEARING PROCESS, AND IF SO, TO CORRECT THE ERROR ACCORDINGLY. BY COPY OF THIS FORM IDWR IS ALSO NOTIFYING THE OWNER OF THE WATER RIGHT OF THE ERROR IN QUESTION.

WATER RIGHT NO.: 32-10630

NAME OF OWNER LISTED ON THE PARTIAL DECREE: USDI BLM

CURRENT OWNER (IF DIFFERENT): _____

TODAY'S DATE: January 24, 2014

An error exists in the description of the following element(s) of the partial decree:

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☒ **Quantity**

Should be: 0.02 CFS

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point of Diversion**

Should be: _____

6. ☐ **Instream Flow Beginning and/or Ending Point**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

10. ☐ **Other Provisions**

Should be: _____

Additional explanation or supporting documentation of the error:

On November 4, 2013, Fred Price, Water Rights Specialist for the BLM, contacted IDWR regarding an error in the April 12, 2000 partial decree issued on BLM right 32-10630, a federal reserved water right. The Quantity element lists a 0.09 CFS amount but, under the Purpose and Period of Use element, a quantity of 0.02 CFS is noted. The claimant believed the correct amount to be shown under both elements should be 0.02 CFS.

As shown on the partial decree, the right was claimed under Public Water Reserve 107 (PWR 107). As the quantity amount stipulated to in resolution of the PWR 107 quantity issue was 0.02 CFS, IDWR agrees that the Quantity element of 0.09 is an error. IDWR concurs with the claimant that the correct amount to be listed under both elements should be 0.02 CFS. IDWR requests the correction of the Quantity element to 0.02 CFS.

For more information about the error the Court and/or water right holder should contact the person identified below.

CONTACT PERSON: Vicki Kelly, Paralegal

TELEPHONE NUMBER: 208-287-4816

E-MAIL ADDRESS: vicki.kelly@idwr.idaho.gov

MAILING ADDRESS: IDWR
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-0098

A proposed correction to the partial decree of the water right is attached.

01/23/2014

IDAHO DEPARTMENT OF WATER RESOURCES
RESERVED WATER RIGHTS ACQUIRED UNDER FEDERAL LAW

RIGHT NUMBER: 32-10630

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: SPRING TRIBUTARY: SINKS

QUANTITY: ~~0.09~~ 0.02 CFS

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

PRIORITY DATE: 04/17/1926

* Claimed under Federal Reserved Water Right -- 4/17/1926. *
* *
* This water right is claimed based on federal law with an *
* April 17, 1926, date of priority pursuant to an executive *
* order signed the same date and known as Public Water Reserve *
* 107. This water right is not a state law based claim. *

POINT OF
DIVERSION:

T10N R33E S5 SWNESW Within CLARK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER in CLARK County

T10N R33E S05 NESW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Reserved

Stockwater use is for 400 range cattle.

BLM Record ID = 3203580470

CERTIFICATE OF SERVICE

I certify that on January 27, 2014, I caused to be served true and correct copies of this REQUEST FOR CORRECTION OF ERROR, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

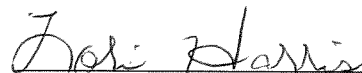
☐ Overnight Mail
☐ Regular Mail
☒ Hand-Delivered
☐ Facsimile

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile



Signature of person or attorney mailing the form