

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.: 47-10276

NAME OF OWNER LISTED ON THE PARTIAL DECREE: Charles Hill

CURRENT OWNER (IF DIFFERENT) _____

TODAY'S DATE: March 31, 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: _____

4. ☐ **Priority Date**

Should be: _____

5. ☒ **Point of Diversion**

Should be: The point of diversion described as T09S R14E S09 NENESE should be deleted and replaced with a point of diversion described as T09S R14E S09 SESENE

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:

Mr. Charles Hill, owner of water right 47-10276, recently received a Request for Correction of Error (Request) from IDWR for water right 47-7115B, which he also owns. Mr. Hill contacted IDWR in regards to the Request, and an appointment was made for further discussion. During Mr. Hill's visit with IDWR staff to review his water rights, it was discovered a Point Of Diversion (POD) description of his domestic groundwater right, 47-10276, contained an error. The POD recommended and decreed at T09S R14E S09 NENESE should have been recommended and decreed at T09S R14E S09 SESENE. The correct location of this POD is also misidentified on Hill water right 47-7115B, and the hearing on the Court's intent to issue an amended partial decree making the correction to right 47-7115B is set for June 17, 2014.

IDWR requests the correction of the POD of right 47-10276, identified as the NENESE of T09S R14E S09, to be identified as the SESENE of T09S R14E S09. If possible, IDWR also requests the matter be set with the hearing on right 47-7115B (June 17). The original recommendation of right 47-10276 was unobjected to.

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
P.O. Box 83720
Boise, ID 83720-0098

A corrected recommendation of the water right is attached.

03/31/2014

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 47-10276

NAME AND ADDRESS: CHARLES J HILL
4592A RIVER RD
BUHL ID 83316

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 07/21/1974

POINT OF

DIVERSION: T09S R14E S9 NESENE Within TWIN FALLS County
T09S R14E S9 NWSENE Within TWIN FALLS County
T09S R14E S9 ~~NESENE~~ SESENE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

1/01 12/31

0.040 CFS

Domestic use is for 1 home.

PLACE OF USE: DOMESTIC in TWIN FALLS County

T09S R14E S09 SENE

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

CERTIFICATE OF SERVICE

I certify that on March 31, 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
☒ Electronic Delivery

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

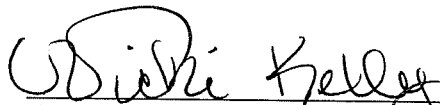
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

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

3. Copy to the Owner:

Charles J. Hill
4592A River Rd
Buhl, ID 83316

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


Signature of person or attorney mailing the form