

RECEIVED

APR 29 2014

REQUEST FOR CORRECTION OF ERROR

DEPT. OF WATER RESOURCES

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. 33-10463

NAME OF OWNER LISTED ON THE PARTIAL DECREE: USDI BLM

CURRENT OWNER (IF DIFFERENT) _____

TODAY'S DATE April 29, 2014

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

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:

It was brought to the attention of IDWR by USDI BLM that an amended Notice of Claim for Water Right 33-10463, submitted in part to correct an error discovered in the original claimed quantity amount, contained a typographical error. The Quantity element listed on the amendment is 0.20 cfs but should have shown 0.02 cfs instead. The recommendation of the right, which contained the discrepancy, was objected to, but the error was unnoticed at the time of objection resolution, and it carried forward to the January 3, 2000 partial decree. As a result, the partial decree incorrectly lists the "Quantity" element as 0.20 cfs. The quantity amount of 0.02 cfs shown under the Purpose and Period of Use element of the partial decree is correct and does not need to be addressed.

IDWR requests correction of the Quantity element listed in the partial decree from 0.20 cfs 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: Emmi Blades
TELEPHONE NUMBER: 208-287-4809
E-MAIL ADDRESS: emmi.blades@idwr.idaho.gov
MAILING ADDRESS: IDWR
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-0098

Proposed Correction to Partial Decree for 33-10463 is attached.

04/29/2014

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

RIGHT NUMBER: 33-10463

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: SUMMIT CREEK TRIBUTARY: LITTLE LOST RIVER

QUANTITY: ~~0.20~~ 0.02 CFS

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

PRIORITY DATE: 06/28/1934

POINT OF

DIVERSION: T10N R26E S2 SWSESE End of Stream Flow Within BUTTE County
T11N R25E S23 NWSWNE Begin of Stream Flow Within CUSTER County
T11N R25E S23 SESENE End of Stream Flow Within CUSTER County
T11N R26E S32 NWNWNE Begin of Stream Flow Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER in BUTTE County and CUSTER County

T10N R26E S02	SWNW	T10N R26E S02	NESW
T10N R26E S02	NWSW	T10N R26E S02	SESW
T10N R26E S02	SWSE	T10N R26E S02	SESE
T10N R26E S03	NWNE	T10N R26E S03	SWNE
T10N R26E S03	SENE	T10N R26E S03	NENW
T10N R26E S03	NWNW	T11N R25E S23	SWNE
T11N R25E S23	SENE	T11N R26E S32	NENE
T11N R26E S32	NWNE	T11N R26E S32	SENE
T11N R26E S33	SWNW	T11N R26E S33	NESW
T11N R26E S33	NWSW	T11N R26E S33	SESW
T11N R26E S33	SWSE	T11N R26E S33	SESE
T11N R26E S34	SWSW		

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

BLM RECORD ID = 3303480101

Proposed Correction to Partial Decree

33-10463

CERTIFICATE OF SERVICE

I certify that on April 29, 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

Jodi Harris
Signature of person or attorney mailing the form