

09/05/2014

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: November 21, 2014

Water right number: 91-7162

HOWARD P THORHAUG
5680 ST JOE RIVER RD
SAINT MARIES ID 83861
Telephone Number: (208) 245-4176

RECEIVED

NOV 10 2014

IDWR / NORTH

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Claimant is filing Amended Claim
for 91-7162 to add lot 2
Sully Sully S15
T46N R1W

2. Describe the changes you wish to make in the proposed recommendation:

According to IDWR, claimant needs to
Amend Claim to add/amend legal description

3. Give a brief explanation as to why you disagree with these portions:

RP006600000050A is located in 2 sections
46N 1W16 and 46N 1W15 Benevento
POD and POB to include Both sections. County, ID
(if section line is correctly depicted)

I AGREE with this proposed recommendation: no changes need to be made.

DATE:

11/10/2014

SIGNATURE:

Howard Thorhaug

Please print your name:

Howard Thorhaug

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, (208) 762-2800

ORIGINAL

09/05/2014

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

RIGHT NUMBER: 91-7162

NAME AND ADDRESS: HOWARD P THORHAUG
5680 ST JOE RIVER RD
SAINT MARIES ID 83861

SOURCE: ST JOE RIVER

TRIBUTARY: COEUR D ALENE LAKE

QUANTITY: 0.030 CFS
3.00 AFY

PRIORITY DATE: 06/19/2007

POINT OF DIVERSION: T46N R01W S16 Lot 12 Within BENEWAH County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 10/31

0.030 CFS
3.00 AFY

PLACE OF USE: IRRIGATION in BENEWAH County

T46N R01W S16 Lot 12 NESE 1.00

1 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

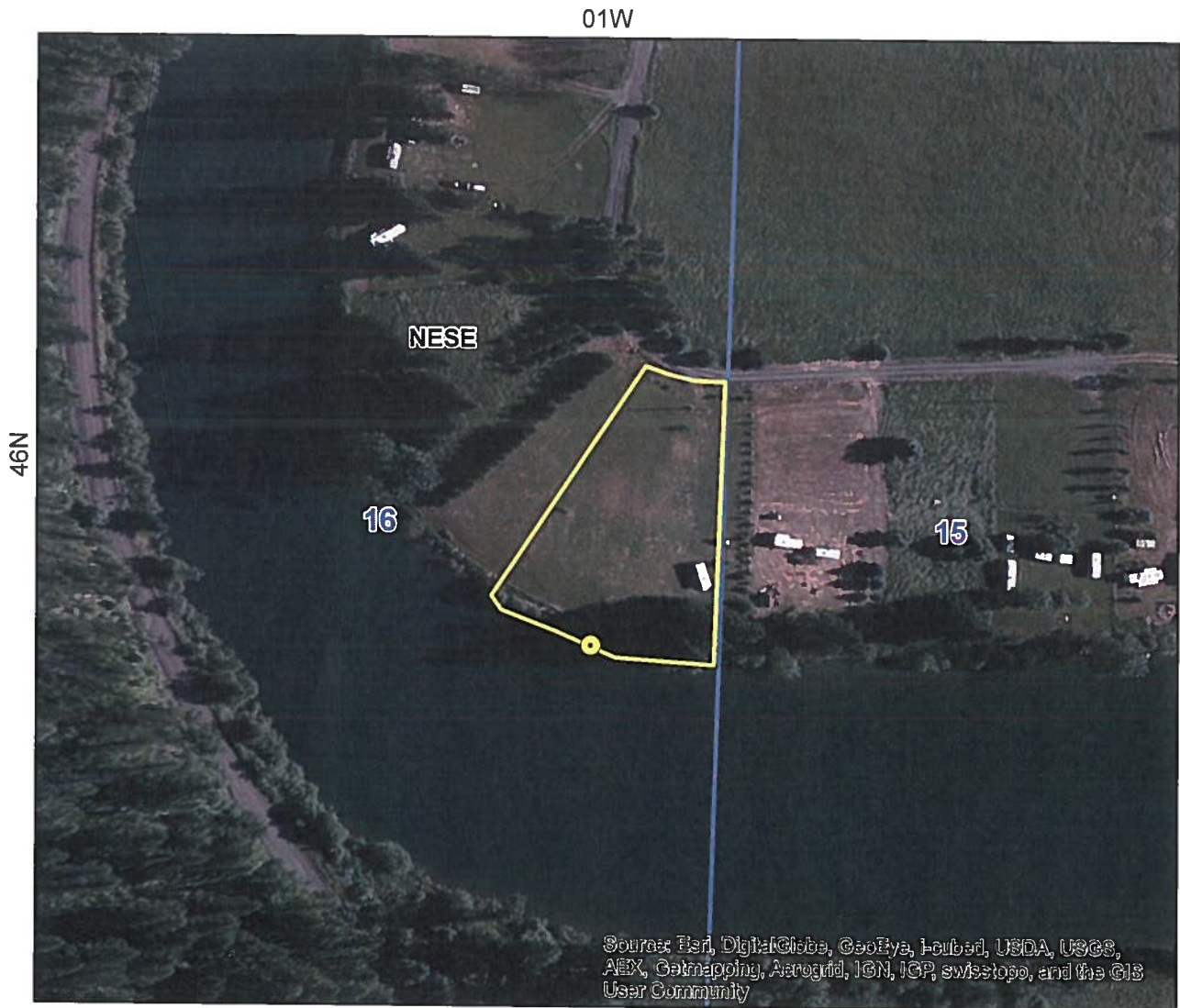
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Property is also known as Cedar Grove Lots 5 and 6,

Parcel Nos. RP006600000050A and RP006600000060A.

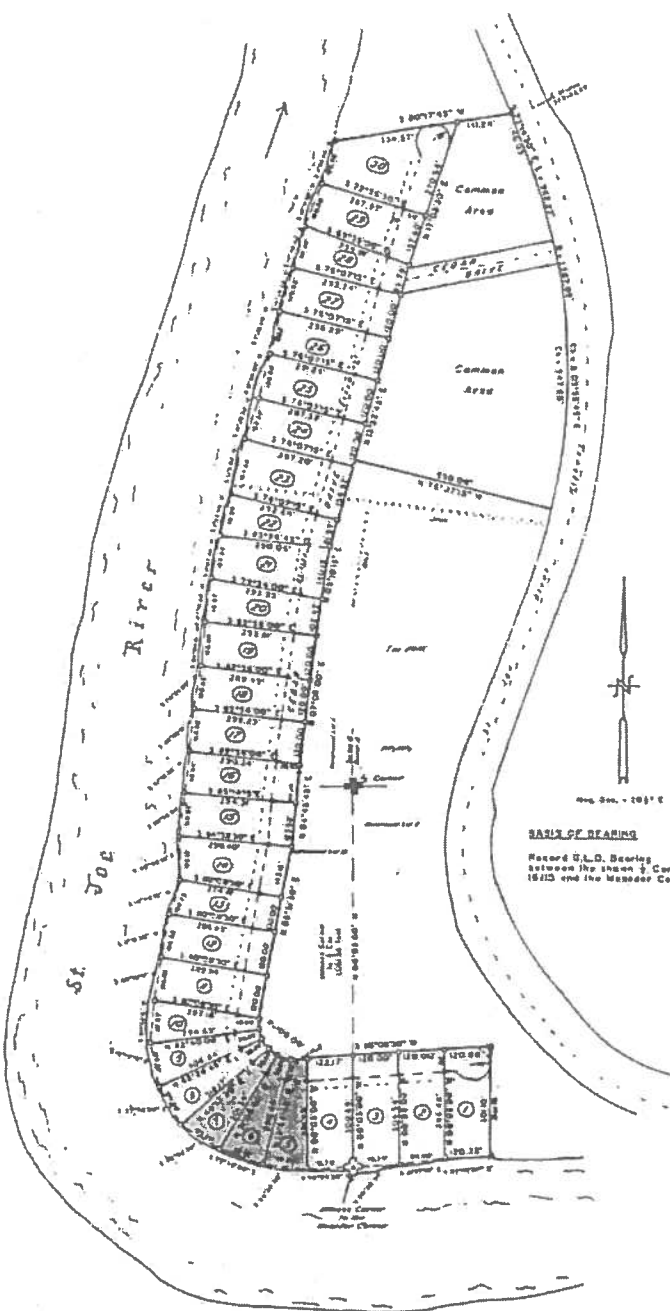
State of Idaho
Department of Water Resources
Adjudication Recommendation
91-7162



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 115 230 460 Feet





Plat of
Cedar Grove
A Subdivision of Portions of
Gov't. Lot 2 & SW 1/4 NW 1/4, Section 15
and
Gov't. Lots 11 & 12, Section 16
Twp. 46 N., Rg. 1 W., B.M.
Benewah County, Idaho

Scale: 1" = 200' Date: April, 1992

DESCRIPTION

A parcel in the W 1/2 NW 1/4 and Government Lot 2 of Section 15 and in Government Lots 11, 12 and 13 of Section 16, all in Township 46 North, Range 1 West, B.M.. The boundary of this parcel is described as:
Beginning at the intersection point of the line common to said Sections 15 and 16 with the right bank of the St. Joe River. Running thence easterly and northerly, along said river bank, a distance of 3,237.28 feet; thence leaving said river bank, N 80°17'45" E a distance of 473.61 feet to a point on the westerly right-of-way boundary of the St. Joe River Highway. Said point being approximately 50 feet off said westerly right-of-way boundary on a spiral curve segment, the chord of which bears S 23°14'30" E - 146.09 feet; thence southerly on a 1,257.02 foot radius curve - 400', concave to the east, through a central angle of 34°44'26", an arc distance of 562.27 feet. The chord of this curve segment bears S 03°55'45" E - 347.60 feet; thence leaving said highway right-of-way boundary, N 76°07'15" W a distance of 330.06 feet; thence S 13°52'45" W a distance of 248.01 feet; thence S 09°10'15" W a distance of 140.18 feet; thence S 07°04'00" W a distance of 483.03 feet; thence S 04°43'45" W a distance of 208.92 feet; thence S 09°31'30" W a distance of 483.16 feet; thence southerly and easterly along a 100' foot radius curve (left), concave to the northeast, through a central angle of 104°49'54", an arc distance of 162.93 feet. The chord of this curve bears S 42°31'30" E - 138.42 feet; thence N 85°03'30" E a distance of 136.29 feet to a point on the line between Sections 15 and 16. From this point the 1/2 Corner common to said sections bears N 30°03'30" W - 760.87 feet. Continuing thence N 85°03'30" E a distance of 360.88 feet; thence South a distance of 301.10 feet to another point on the right bank of the St. Joe River; thence westerly, along said river bank, a distance of 360.88 feet to the point of beginning. Enclosing an area of 32.35 acres.

TABLE OF BEARINGS

Record G.L.D. Bearing between the shown 1/2 Cor. 16113 and the Meander Cor.

LOT NUMBER	AREA	RIVER FRONTAGE
1	2.83 Acres	120' Feet
2	2.82 Acres	120' Feet
3	0.83 Acres	120' Feet
4	0.83 Acres	120' Feet
5	2.84 Acres	120' Feet
6	0.30 Acres	120' Feet
7	0.33 Acres	120' Feet
8	0.34 Acres	120' Feet
9	0.36 Acres	120' Feet
10	0.40 Acres	120' Feet
11	0.79 Acres	120' Feet
12	0.79 Acres	120' Feet
13	0.64 Acres	100' Feet
14	2.86 Acres	120' Feet
15	0.83 Acres	120' Feet
16	2.76 Acres	120' Feet
17	0.80 Acres	120' Feet
18	0.80 Acres	120' Feet
19	0.80 Acres	120' Feet
20	0.73 Acres	120' Feet
21	0.83 Acres	120' Feet
22	0.67 Acres	120' Feet
23	1.03 Acres	120' Feet
24	0.81 Acres	120' Feet
25	0.80 Acres	120' Feet
26	0.81 Acres	120' Feet
27	0.81 Acres	120' Feet
28	0.70 Acres	120' Feet
29	0.86 Acres	120' Feet
30	1.32 Acres	120' Feet

LEGEND

- G.L.D. Corner Remounted Prior Survey
- Witness Corner to Original Meander Corner
Set This Survey (Aluminum Cap & Fence Post)
- Property Corners Set This Survey
(Zinc-capped Drill Steel Segments & Fence Posts)
- Property Corners Set Prior Survey
(Zinc-capped Drill Steel Segments & Fence Posts)
- (Plastic-capped Rebar & Fence Post)
- Steel Fence Posts Set on Roadway Right-of-way

SURVEYOR'S NOTE

The shown River Bank is defined by the water's edge when Cedar Grove Lake is at its normal level of 276 feet above sea level. Water Power (dam) during the summer months.

RECREATIONAL USE ONLY

Ownership of all Lots in Cedar Grove is restricted to Seasonal Recreational use only. Lot owners are hereby notified that potable water and facilities for the disposal of waste water are not provided in this subdivision.