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MAR 23 2015

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. 57-10921

NAME OF OWNER LISTED ON THE PARTIAL DECREE: Chipmunk Grazing Association Inc.

CURRENT OWNER (IF DIFFERENT):

TODAY'S DATE: March 17, 2013

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: Please see additional explanation of the error below.

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: Please see additional explanation of the error below.

10. ☐ **Other Provisions**

Should be: _____

Additional explanation or supporting documentation of the error:

- 1) Five (5) Points of Diversion (PODs) descriptions were identified in the Standard Form 5 (SF5) filed February 3, 1998, but inadvertently were not updated in the IDWR database and are therefore missing from the Partial Decree.

Points of Diversion **added** to the Proposed Corrected Partial Decree:

- T01N R05W S18 NENE End of Stream Flow Within OWYHEE County
 - T01N R05W S18 NWNE Begin of Stream Flow Within OWYHEE County
 - T01N R05W S18 NWNE Begin of Stream Flow Within OWYHEE County
 - T01N R05W S18 NESW End of Stream Flow Within OWYHEE County
 - T01N R06W S25 SWSE End of Stream Flow Within OWYHEE County
- 2) Two (2) PODs were not listed in the SF5 filed February 3, 1998, but are required to accurately describe two in-stream reaches. Without these, the authorized reach of stream would pass through a quarter-quarter (QQ) owned by the BLM.

Points of Diversion **added** to the Proposed Corrected Partial Decree:

- T01N R05W S19 SESW Begin of Stream Flow Within OWYHEE County
 - T01N R05W S30 Lot 1 NWNW End of Stream Flow Within OWYHEE County
- 3) The following Place of Use (POU) was identified in the SF5 filed February 3, 1998, and was carried over to the Partial Decree, but is in error. There are no points of diversion that correlate with this place of use and there is no stream that flows through this QQ:

Place of Use **removed** from the Proposed Corrected Partial Decree:

- T01N R06W S25 NWNE (No stream flows through this QQ)

- 4) The following Place of Use description was not listed in the SF5 or the Partial Decree, but needs to be added in order to match in-stream reaches defined by their Beginning and Ending points (the Beginning and Ending points describe an in-stream stretch that flows through a QQ not described as a valid POU in the SF5).

Place of Use **added** to the Corrected Partial Decree:

- T01N R05W S18 NENE
- T01N R05W S18 NWNE

- 5) Government lot designations:

The following legal descriptions contain Government lot designations that have been **added** to the Proposed Corrected Partial Decree:

Point of Diversion:

- T01N R05W S30 Lot 1 NWNW Begin of Stream Flow Within OWYHEE County

Place of Use:

- T01N R05W S18 Lot 3 NWSW
- T01N R05W S30 Lot 1 NWNW

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

CONTACT PERSON: Craig Saxton, Adjudication Technical Analyst

TELEPHONE NUMBER: (208) 287-4916

E-MAIL ADDRESS: Craig.Saxton@idwr.idaho.gov

MAILING ADDRESS: Idaho Department of Water Resources
322 E. Front Street
P.O. Box 83720
Boise, ID 83720

A corrected recommendation of the water right is attached.

CERTIFICATE OF SERVICE

I certify that on MARCH 18, 2015, 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

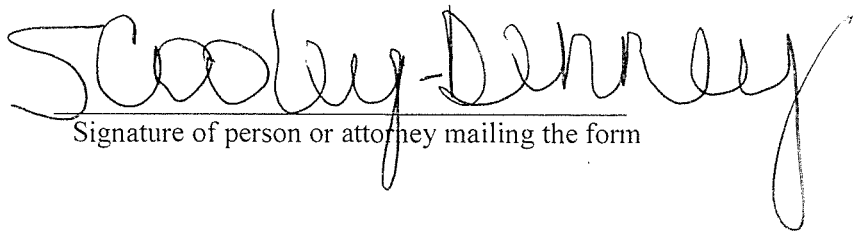
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 83720
Boise, ID 83720-0010

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

Chipmunk Grazing Association Inc.
PO Box 175
Marsing, ID 83639

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


Signature of person or attorney mailing the form

03/11/2015

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

RIGHT NUMBER: 57-10921

NAME AND ADDRESS: CHIPMUNK GRAZING ASSN
PO BOX 175
MARSING ID 83639

SOURCE: BRIDGE CREEK
JUMP CREEK
UNNAMED STREAMS
UNNAMED STREAMS

TRIBUTARY: JUMP CREEK
TRIBUTARY: SNAKE RIVER
TRIBUTARY: BRIDGE CREEK
TRIBUTARY: JUMP CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 06/01/1875

POINT OF DIVERSION:

T01N R05W S08	NESW	End of Stream Flow	Within OWYHEE County
T01N R05W S08	NWSW	Begin of Stream Flow	Within OWYHEE County
T01N R05W S18	NENE	End of Stream Flow	Within OWYHEE County
<u>T01N R05W S18</u>	<u>NENE</u>	<u>End of Stream Flow</u>	<u>Within OWYHEE County</u>
T01N R05W S18	NWNE	Begin of Stream Flow	Within OWYHEE County
T01N R05W S18	NWNE	End of Stream Flow	Within OWYHEE County
<u>T01N R05W S18</u>	<u>NWNE</u>	<u>Begin of Stream Flow</u>	<u>Within OWYHEE County</u>
<u>T01N R05W S18</u>	<u>NWNE</u>	<u>Begin of Stream Flow</u>	<u>Within OWYHEE County</u>
T01N R05W S18	NESW	End of Stream Flow	Within OWYHEE County
<u>T01N R05W S18</u>	<u>NESW</u>	<u>End of Stream Flow</u>	<u>Within OWYHEE County</u>
T01N R05W S19	NENW	Begin of Stream Flow	Within OWYHEE County
T01N R05W S19	NESW	End of Stream Flow	Within OWYHEE County
<u>T01N R05W S19</u>	<u>SESW</u>	<u>Begin of Stream Flow</u>	<u>Within OWYHEE County</u>
T01N R05W S19	SESW	End of Stream Flow	Within OWYHEE County
T01N R05W S30	NENW	Begin of Stream Flow	Within OWYHEE County
T01N R05W S30	NWNW <u>Lot 1</u>	Begin of Stream Flow	Within OWYHEE County
<u>T01N R05W S30</u>	<u>NWNW Lot 1</u>	<u>End of Stream Flow</u>	<u>Within OWYHEE County</u>
T01N R05W S31	NENE	Begin of Stream Flow	Within OWYHEE County
T01N R05W S31	NENE	End of Stream Flow	Within OWYHEE County
T01N R06W S24	NENW	Begin of Stream Flow	Within OWYHEE County
T01N R06W S25	NESE	End of Stream Flow	Within OWYHEE County
T01N R06W S25	NESE	Begin of Stream Flow	Within OWYHEE County
T01N R06W S25	SWSE	End of Stream Flow	Within OWYHEE County
<u>T01N R06W S25</u>	<u>SWSE</u>	<u>End of Stream Flow</u>	<u>Within OWYHEE County</u>
T01N R06W S36	NWNE	Begin of Stream Flow	Within OWYHEE County
T01N R06W S36	NENW	Begin of Stream Flow	Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

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

PLACE OF USE: STOCKWATER in OWYHEE County

T01N R05W S08	NESW	T01N R05W S08	NWSW
<u>T01N R05W S18</u>	<u>NENE</u>	<u>T01N R05W S18</u>	<u>NWNE</u>
T01N R05W S18	NESW	T01N R05W S18 <u>Lot 3</u>	NWSW

03/11/2015

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

T01N R05W S18	SESW	T01N R05W S19	NENW
T01N R05W S19	NESW	T01N R05W S19	SESW
T01N R05W S30	NENW	T01N R05W S30 <u>Lot 1</u>	NWNW
T01N R05W S31	NENE	T01N R06W S13	SESE
T01N R06W S24	NWNE	T01N R06W S24	NENW
~~T01N R06W S25~~	~~NWNE~~	T01N R06W S25	NESE
T01N R06W S25	SWSE	T01N R06W S36	NWNE
T01N R06W S36	NENW		

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

Stockwater use is for 600 head range cows.