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APR 02 2015

DEPARTMENT OF
WATER RESOURCES

REQUEST FOR CORRECTION OF ERROR

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

WATER RIGHT NOS.: 65-17068, 65-17767, 65-22204 and 65-22425

NAMES OF OWNERS LISTED ON THE PARTIAL DECREES:

Lois L. McGraw and John E. McGraw (65-17068)
Douglas W. Burnett and Jean R. Burnett (65-17767)
USDA Forest Service (65-22204)
William T. Acord (65-22425)

CURRENT OWNER (IF DIFFERENT): _____

TODAY'S DATE: March 30, 2015

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:**

The county listed should be corrected to PAYETTE County for right 65-22425.
The county listed should be corrected to VALLEY County for right 65-22204.

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

Should be: _____

Request for Correction of Error

7. ☐ **Purpose(s) of Use:**

Should be: _____

8. ☐ **Period of Year:**

Should be: _____

9. ☒ **Place of Use:**

The county listed should be corrected to VALLEY County for rights 65-17068, 65-17767 and 65-22204.

10. ☐ **Other Provisions:**

Should be: _____

Additional explanation or supporting documentation of the error:

IDWR has discovered errors in the county designation listed under the Point of Diversion (POD) and Place of Use (POU) elements as shown in the water rights listed above. The database errors occurred in the recommendation of these rights, which then carried over into the partial decrees. The errors were only recently discovered.

IDWR is requesting correction of the county listed under the POD be corrected to PAYETTE County for right 65-22425 and VALLEY County for right 65-22204. In addition, IDWR is requesting correction of the county listed under the POU be corrected to VALLEY County for rights 65-17068, 65-17767 and 65-22204. The legal descriptions of the rights remain unchanged.

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

CONTACT PERSON: Craig Saxton

TELEPHONE NUMBER: 208-287-4916

E-MAIL ADDRESS: craig.saxton@idwr.idaho.gov

MAILING ADDRESS: IDWR, P.O. 83720, Boise, ID 83720-0098

Proposed corrections to the partial decrees of these water rights are attached.

CERTIFICATE OF SERVICE

I certify that on MARCH 31, 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

USDA Forest Service
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

John E. Mc Graw
Lois L. Mc Graw
3595 Castlewood
Meridian, ID 83642

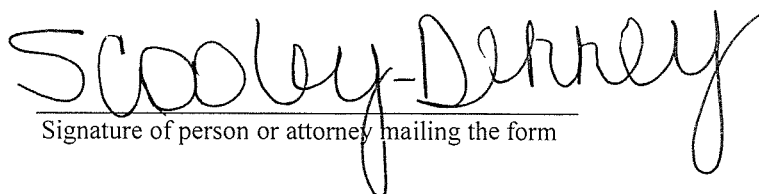
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Douglas W. Burnett
Jean R. Burnett
PO Box 179
Donnelly, ID 83615

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

William T. Acord
1021 W. 4800 S.
Murray, UT 84123

☐ Overnight Mail
☒ Regular Mail
☐ Hand Delivered
☐ Facsimile



Signature of person or attorney mailing the form

03/12/2015

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

RIGHT NUMBER: 65-17068

NAME AND ADDRESS: JOHN E MC GRAW
4595 CASTLEWOOD DR
MERIDIAN ID 83642

LOIS L MC GRAW
4595 CASTLEWOOD DR
MERIDIAN ID 83642

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 07/30/1988

POINT OF DIVERSION:

T15N R03E S19 NENW Within VALLEY County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

1/01 12/31

0.020 CFS

Domestic use is for 1 home.

PLACE OF USE: DOMESTIC in ~~IDAHO~~ VALLEY County

T15N R03E S19 NENW

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

03/12/2015

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

RIGHT NUMBER: 65-17767

NAME AND ADDRESS: JEAN R BURNETT
PO BOX 179
DONNELLY ID 83615

DOUGLAS W BURNETT
PO BOX 179
DONNELLY ID 83615

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.110 CFS

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

PRIORITY DATE: 12/31/1978

POINT OF DIVERSION:

T16N R03E S21 NWNE Within VALLEY County

**PURPOSE AND
PERIOD OF USE:**

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	1/01 12/31	0.110 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in ~~TWIN FALLS~~ VALLEY County

T16N R03E S21 NWNE

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

03/05/2015

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

RIGHT NUMBER: 65-22204

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.060 CFS

PRIORITY DATE: 07/25/1994

POINT OF
DIVERSION: T10N R03E S7 NESW Lot 3 Within ~~ADAMS~~ VALLEY County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	05/01 10/31	0.060 CFS

PLACE OF USE: DOMESTIC in ~~ADAMS~~ VALLEY County
T10N R03E S07 Lot 3 NESW

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 - Beneficial Use
FOREST SERVICE ID = 04 02 17050122 65 0025

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

RIGHT NUMBER: 65-22425

NAME AND ADDRESS: WILLIAM T ACORD
PO BOX 571856
MURRAY UT 84157-1856

SOURCE: PAYETTE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.230 CFS

Use of this right with Right No. 65-5758 is limited to a total combined diversion rate of 6.85 cfs.

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

PRIORITY DATE: 08/29/1889

POINT OF
DIVERSION: T07N R03W S8 NWSE Lot 2 Within ~~OWYHEE~~ PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.230 CFS

PLACE OF USE: STOCKWATER in PAYETTE County

T07N R03W S07	NENE	T07N R03W S07	NWNE
T07N R03W S07	SWNE	T07N R03W S07	SENE
T07N R03W S07 Lot 1	NESE	T07N R03W S08	NWNW
T07N R03W S08	SWNW	T07N R03W S08 Lot 3	NESW
T07N R03W S08 Lot 4	NWSW		

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 - Decreed

Stockwater use is for 1000 range cattle.

ASSOCIATED WITH 65-5758