

SKIDK
RECEIVED
APR 26 2005
DEPARTMENT OF
WATER RESOURCES

04/12/2005

**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: June 3, 2005

Water right number: 37-287A

CAROL G DIETRICH
800 S EVERETT ST
LAKEWOOD CO 80226
Telephone Number: (303)985-3768

LOREN J DIETRICH
800 S EVERETT ST
LAKEWOOD CO 80226
Telephone Number: (303)985-3768

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

To Whom It May Concern:

We sold this property in 1993. Please remove our names from your mailing list.

Sincerely,

Loren J. Dietrich / Carol G. Dietrich

11/10/2003

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

RIGHT NUMBER: 37-287A
NAME AND ADDRESS: CAROL G DIETRICH
800 S EVERETT ST
LAKEWOOD CO 80226
LOREN J DIETRICH
800 S EVERETT ST
LAKEWOOD CO 80226

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 2.510 CFS
PRIORITY DATE: 06/01/1884
POINT OF DIVERSION:

T05S R14E S36 SENE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	2.510 CFS

PLACE OF USE: IRRIGATION Within GOODING County

T05S R14E S36	NENE	40.0	T05S R14E S36	SENE	31.0
T05S R15E S31	NENW	36.0	T05S R15E S31 Lot 1	NWNW	39.0
T05S R15E S31 Lot 2	SWNW	10.0	T05S R15E S31	SENW	6.4

162.4 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.

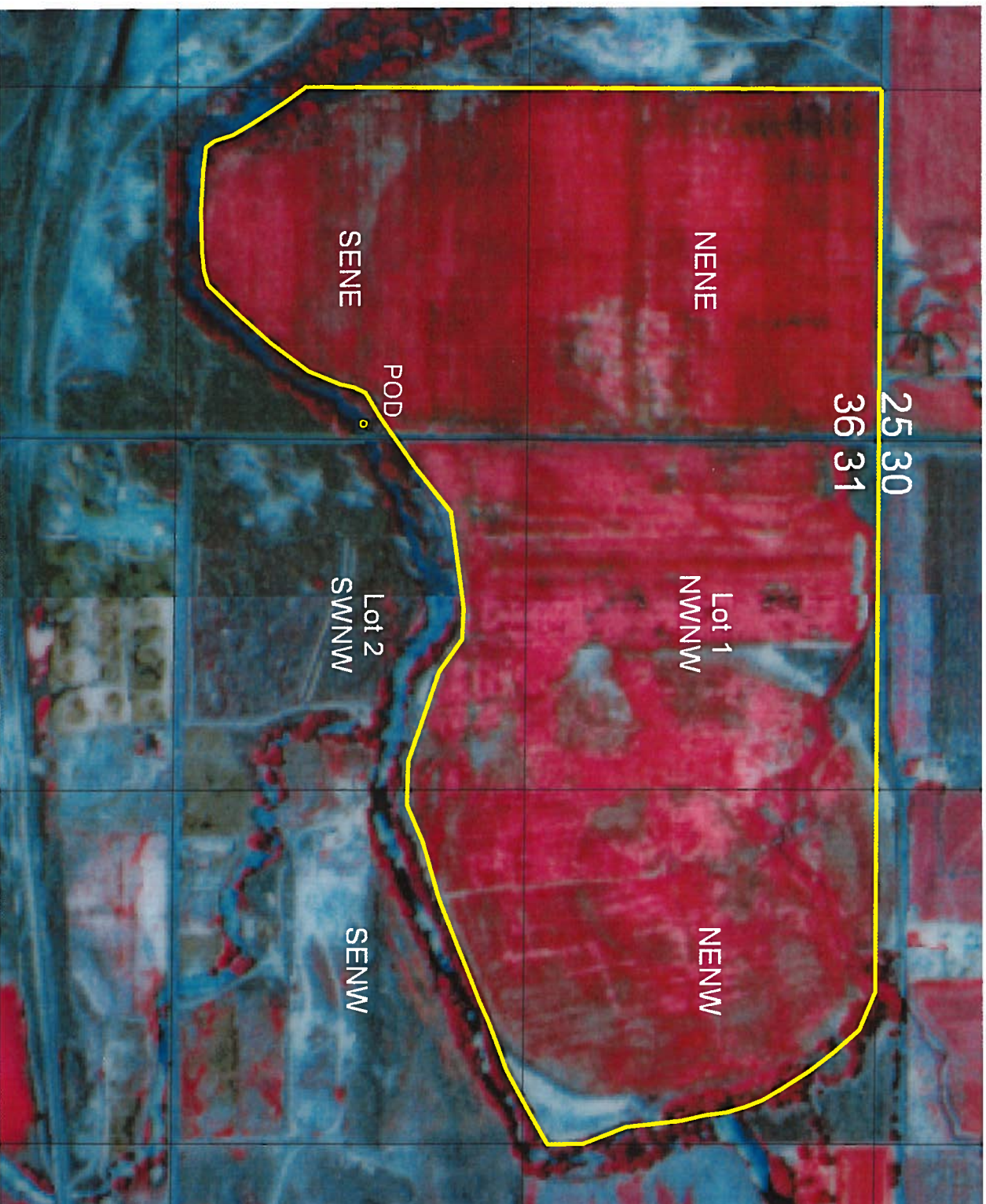
EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH THE DIETRICH PUMP, DIVERSION NUMBER 33-P.

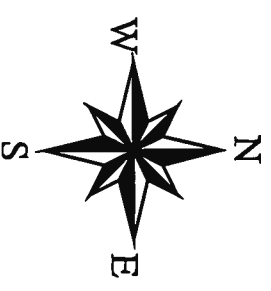
USE OF THIS RIGHT IS COMBINED WITH WATER FROM AMERICAN FALLS RESERVOIR DIST. NO. 2.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL CO.

37-287A



**T05S R14E
S36
T05S R15E
S31**

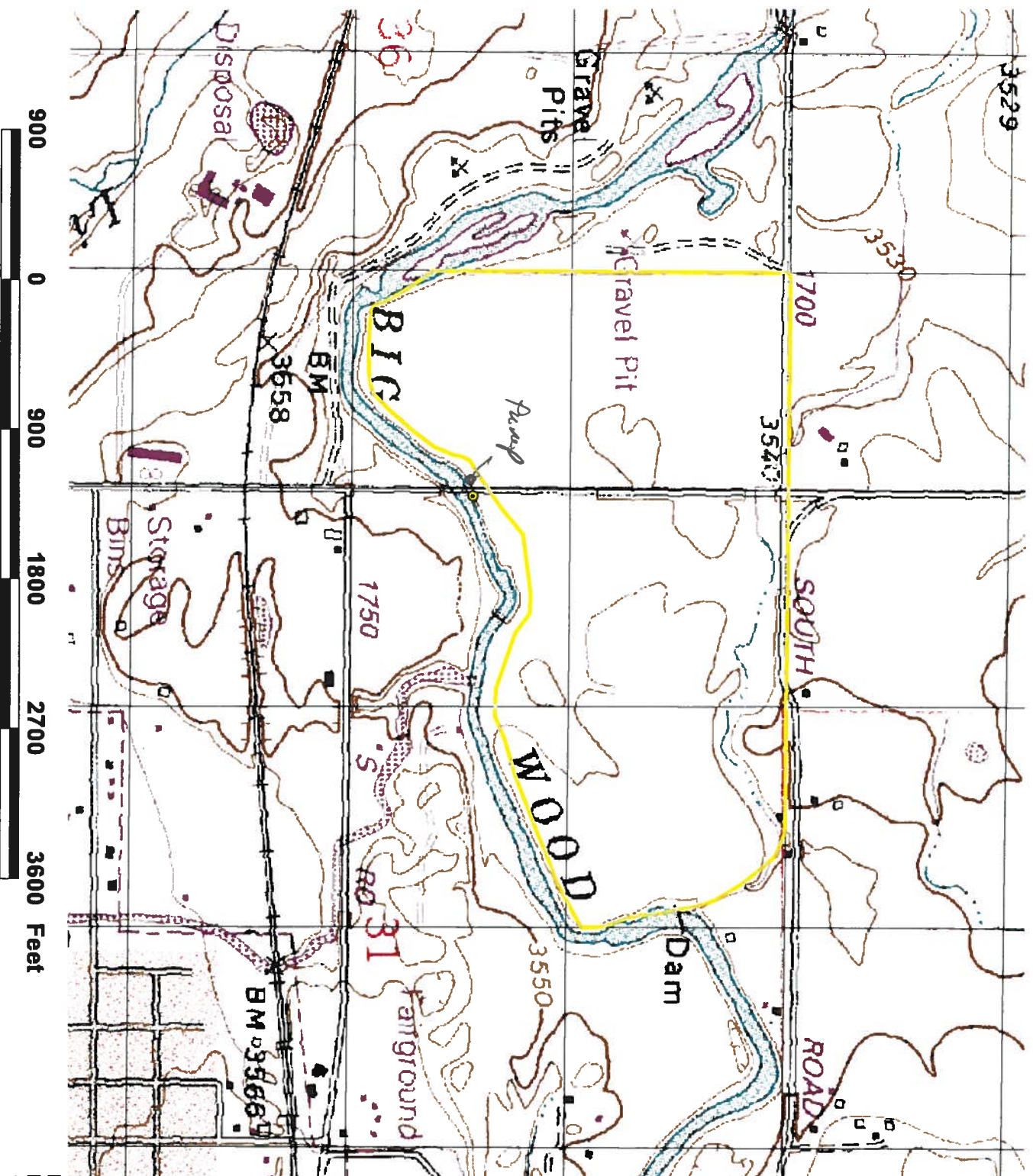
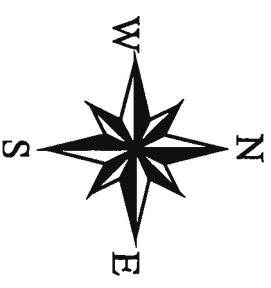


Map prepared by: Carter Fritschle
Date prepared: 11/10/03
1987-1988 NAPP photography
Idaho Department of Water Resources

37-287A

**T05S R14E
S36
T05S R15E
S31**

*location
checked
11-6-03
CF*



Map prepared by: Carter Fritschle
Date prepared: 10/15/03
1987-1988 NAPP photography
Idaho Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00287A
Date Received: 8/31/1988
Receipt No: S002261-*RLS*
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOREN J. DIETRICH 303-985-3768
Address: 800 S. EVERETT ST.
LAKEWOOD, CO 80226

Name: CAROL G. DIETRICH 303-985-3768
Address: 800 S. EVERETT ST.
LAKEWOOD, CO 80226

2. Date of Priority: JUN 01, 1884

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	14E	36	SE	NE			GOODING

5. Description of diverting works:
60 HP PUMP DIRECTLY FROM BIG WOOD RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.510		

7. Total Quantity Appropriated is:
2.510 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 525.0 Acre Feet Per Annum.

9. Non-irrigation uses:

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FEB 22 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	14E	36	NE	NE		IRR	40.0
			SE	NE		IRR	30.0
						Section Acres	70.0
	15E	31	NE	NW		IRR	39.0
NW			NW	1	IRR	40.0	
SW			NW	2	IRR	14.0	
SE			NW		IRR	12.0	
						Section Acres	105.0
						Total Acres	175.0

11. Place of use in counties: GOODING

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
32 SHARES, BIG WOOD CANAL CO.

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

S. C. FROST, ET. AL.
Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356

Ident. Number A37-00287ADate Received 8-31-88Receipt Number 500226

RECEIVED

AUG 31 1988

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Loren J. or Carol G. Dietrich Phone (303) 985 3768
Mailing Address 800 S. Everett St., Lakewood, CO Zip 80226

2. Date of Priority (Only one (1) per claim) June 1, 1884

3. Source of water supply (a) Big Wood River
which is tributary to (b) Malad River

4. a. Location of existing point of diversion is: Township 5 S Range 14 E Section 36,
SE 1/4 of NE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Gooding

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 60 HP pump directly from
Big Wood River

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 15 Mar to 15 Nov amount 2.51 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.51 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 525 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>5S</u>	<u>15E</u>	<u>31</u>					<u>39</u>	<u>40</u>	<u>14</u>	<u>12</u>									<u>105</u>
<u>5S</u>	<u>14E</u>	<u>36</u>	<u>40</u>			<u>30</u>													<u>70</u>

Total number of acres irrigated

175

11. In which county (ies) are lands listed above as place of use located? Gooding

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

32 shares Big Wood Canal

or None ()

14. Remarks:

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FEB 22 1993

Last Name Dietrich Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number 37-0287

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Brian J. Dietrich Date 29 Aug 88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Colorado)

County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 29th day of August 19 88

SEAL

Notary Public Kimberly Sue Nye

Residing at _____

My Commission Expires Nov. 10, 1990

My Commission Expires 550 S. Wadsworth

Lakewood, CO 80226

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

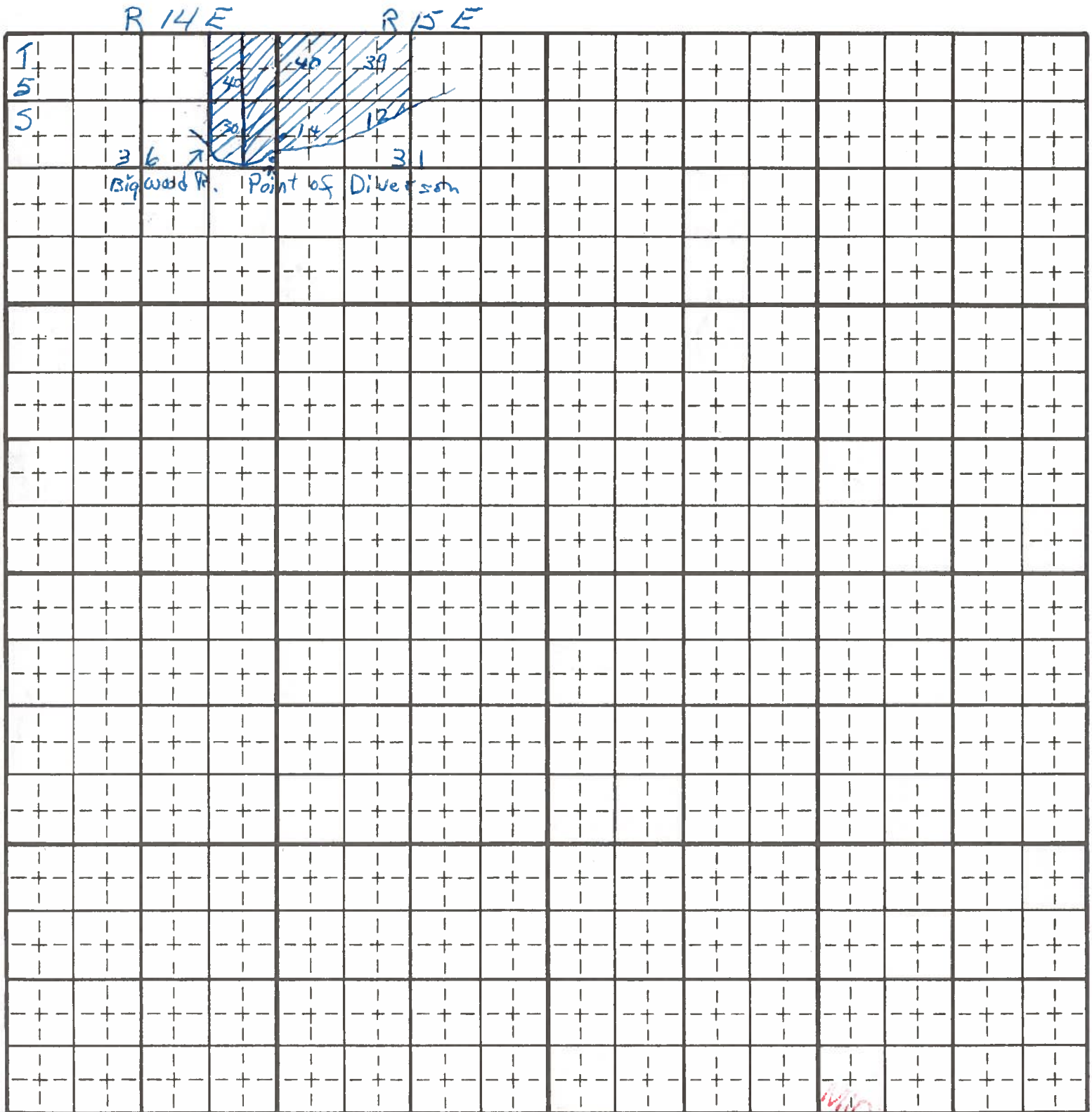
Last Name Dietrich Ident. Number _____

Copies White-State, Yellow-Claimant

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FEB 22 1993

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name

Dietrich

Ident No.

Copies: White-State, Yellow-Claimant

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FEB 22 1993

9/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Dietrich

CLAIM IDENT. NO.

A37-00287A

DATE RECEIVED

8-31-88

CK #

5002261

AMOUNT \$

YES

NO

1. Is the name and address complete with zip code?

X

2. Is a priority date entered?

X

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

X

3. (a) Is a source entered?

X

(b) Is a tributary to entered? (if required) N/A

X

4. Is the legal description of the p.d. sufficient?

X

5. Is there a description of the diverting works?

X

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.

X

Is the period of use included?

X

Is a quantity claimed for each use?

X

7. Is a total quantity claimed entered?

X

8. If required is a consumptive use entered? N/A

X

Is the consumptive use correct? N/A

X

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim. See Adjudication Memo # 4.

X

10. Is (are) the place(s) of use entered?

X

11. Is (are) the county(ies) entered?

X

12. Is the ownership of p.u. checked?

X

13. Are other water rights listed or "none" checked?

X

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A

X

15. Is the basis of the claim checked?

X

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)

X

Has the claim been signed, sealed, and dated by a notary?

X

Is the fee enclosed correct?

X

If this claim is based on an existing water right, has the identification number been entered? N/A

X

Should this claim be receipted and data entered?

XClaim checked by: JohnMICROFILMED
FEB 22 1993

Comments: _____