

09/29/2006

NOTICE OF ERROR
REPLY

RECEIVED
NOV 02 2006
WATER RESOURCES
WESTERN REGION

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: October 31, 2006

Water right number: 63-31205

MIKE HURLEY
14339 CHANNEL RD
CALDWELL, ID 83607
Telephone Number: (208)455-6290

TERRI HURLEY
14339 CHANNEL RD
CALDWELL, ID 83607
Telephone Number: (208)455-6290

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:

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

DATE: 10/30/06

SIGNATURE: [Signature]

Please print your name: Mike Hurley Terri Hurley

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

08/25/2006

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

RIGHT NUMBER: 63-31205

NAME AND ADDRESS: MIKE HURLEY
14339 CHANNEL RD
CALDWELL ID 83607

TERRI HURLEY
14339 CHANNEL RD
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 03/01/1939

POINT OF DIVERSION:

T04N R03W S10 SWNE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC Within CANYON County

T04N R03W S10 SWNE

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

REAL PROPERTY INQUIRY

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01 6R34662-000- -0 032-00 SCH134+ 12 41,500 2.27
+++++
                                     34 55,800
HURLEY MICHAEL +
HURLEY TERRI +
+
+
+
14339 CHANNEL RD +
CALDWELL ID 83605 +
+++++
10-4N-3W NE + TOTAL 97,300
TX 04153 SWNE ++++++
+ SURVEY INST 200418771
+ DRAIN 2 DR VALUE 75.23 APPR TAM
+ CLASS 2 REAP 04 MAN 03 UNIT 1
14339 CHANNEL RD, CA + PARCEL 6R04N03W101646 H/O Y C/B N
+ PRIOR ACCOUNT 5R34662-000- -0
+ 02 MH on Property NO

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MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R34662000 0 UNIT 001 TOTAL UNITS 1

SITE 14339 CHANNEL RD CA SEC/TWN/RNG 10-4N-3W

ASSESSED VALUE 97,300 ACREAGE .00

SUB/PARK NAME YEAR/MAKE

CLASS 2 OWNER / OCCUPIED HOUSE CLASS ' 2' SPACE LOT BLOCK

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+++++
YR BUILT 1926 AIR COND AIR - NONE CARPORT N
STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT
FIRST SQ FT 1348 EXTERIOR WOOD SIDING DECK/PATIO? N
SECOND SQ FT ROOF COMP POOL? N
BEDS 2 BSMT SQ FT SPA? N
BATHS 1.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT

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COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

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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 63-31205
Date Received: 4/9/01
Receipt No: W027532
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s): MIKE HURLEY Phone: (208) 455-6290
14339 CHANNEL RD
CALDWELL ID USA 83607

TERRI HURLEY Phone: (208) 455-6290
14339 CHANNEL RD
CALDWELL ID USA 83607

2. Date of Priority: 03/01/1939

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	03W	10	SW NE	CANYON	

5. Description of diverting works:

WELL, PUMP, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	03W	10	SW NE		DOMESTIC	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Receipt number: W027532

15. Basis of Claim: Beneficial Use

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. ALB-31205Date Received 4-9-01Receipt Number W027532NOTICE OF CLAIM
TO A
WATER RIGHTACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

RECEIVED

APR 09 2001

WATER RESOURCES
WESTERN REGION

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) MIKE +OR TERRI HURLEY Phone (208) 455-6290Mailing Address 14339 CHANNEL RD CALDWELL Zip 836072. Date of Priority (Only one per claim) 3/1/1939 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source4. Location of point of diversion is: Township 4N Range 3WSection 10, 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, BM.,County of CANYON

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. PUMP, PIPE

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Dom purposes from 1/1 Month/Day to 12/31 Month/Day amount .04 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____7. Total quantity claimed .04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 HOME

10. Place of use is: Township: 4N Range 3W
Section 10, SW 1/4 of NE 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
() None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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.

X Signature of Claimant (s) [Signature] Date 3-21-01
[Signature] Date 3-21-01

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

of _____, Title
Organization _____, that I have signed the foregoing

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 _____ Date _____

Title and Organization _____

State of Idaho/or IDAHO)

County of Canyon) SS. _____

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn to (or affirmed) before me this 21st day of March 192001



Notary Public [Signature]

Residing at Barren rd

My Commission Expires 8/12/02/05

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant