

09/29/2006

**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: October 31, 2006

Water right number: 63-31180

IVAN L PICKREL
4619 S MONTANA AVE
CALDWELL ID 83607
Telephone Number: (208)459-1843

**RECEIVED
OCT 19 2006
WATER RESOURCES
WESTERN REGION**

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:

10-13-06

SIGNATURE:

Ivan L. Pickrel

Please print your name: _____

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: 63-31180

NAME AND ADDRESS: IVAN L PICKREL
4619 S MONTANA AVE
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: 01/01/1895

POINT OF DIVERSION:

T03N R03W S3 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

T03N R03W S03 SWNE

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

REAL PROPERTY INQUIRY

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+++++
01 6R32559-000- -0 194-00 SCH132+ 12 21,000 .30
+++++
PICKREL IVAN L +
+
+
+
+
4619 S MONTANA AVE +
CALDWELL ID 83607 +
+++++
03-3N-3W NE + TOTAL 28,700
TX 9543 IN SWNE ++++++
+ SURVEY INST 9503317
+ DRAIN DR VALUE APPR TAM
+ CLASS G2 REAP 04 MAN 03 UNIT 0
4619 S MONTANA AVE, CA + PARCEL 6R03N03W031400 H/O Y C/B N
+ PRIOR ACCOUNT 5R32559-000- -0
+ 02 MH on Property YES
MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK402
+++++
MANUFACTURED HOUSING INQUIRY +
+++++
+ 01 6T70792-000- -0 194-00 FIRE- FLOOD- APPR TAM CLASS +2 REAP 04 DECL N +
+++++
+ NAMES AND MAILING ADDRESS + DESCRIPTION +
+ PICKREL IVAN + R32559-000- -0 SECTION 03-3N-3W NE +
+
+ SPACE LOT BLOCK +
+ NASHUA (24 X 51) ( X )+
+ N21DBNCN50243TCK226359 +
+ 4619 S MONTANA AVE + NASHU-84-24-M2P TITLE 92330458 +
+ CALDWELL ID 83607 ++++++
+++++ VALUES +
+ SITE 4619 S MONTANA AVE CA +
+++++ 46 37,800 +
+ STATUS- COMB N TRAN N DEL N PPD N + 47 1,900 +
+ PRIOR ACCOUNT 5T70792-000- -0 +
+ PARCEL 6T3N3W03R70792 +
+ H/O Y C/B R SCH 132 +
+ 02 TRAITS INQUIRY + TOTAL 39,700 +

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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 63-31180
Date Received: 2/28/01
Receipt No: W027411
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

IVAN L PICKREL Phone: (208)459-1843

4619 S MONTANA AVE
CALDWELL ID USA 83607

2. Date of Priority: 01/01/1895

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	03W	3	SW NE	CANYON	

5. Description of diverting works:

125' well, 6" casing.

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
03N	03W	3	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:

This use is based on the oldest domestic use from the well.

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 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

AL-3-31180

Date Received

2-28-01

Receipt Number

W027411 46

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Please type or print clearly

1. Name of Claimant (s) IVAN L. PICKREL Phone (208) 459-1843Mailing Address 4619 S. MONTANA AVE, CALDWELL, ID Zip 836072. Date of Priority (Only one (1) per claim) 1-1-18953. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. Location of point of diversion is: Township 3-NORTH Range 3-WESTSection 3, _____ 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, B.M.,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. 6" CASING 125' DEPTH

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

(Both dates are inclusive)

(cfs)

* For DOMESTIC purposes from 1-1 to 12-31 amount .04 *

* 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; Stockwater: Type and number of
livestock) one home *

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
3N	3W	3			D													

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 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.
or None ()

14. Remarks: This use is based on the oldest domestic use from the well.

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

If applicable provide IDWR Water Right Number _____
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) [Signature] Date 2-28-2001
_____ 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 _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28th day of February 2001

SEAL

Notary Public

Residing at

My Commission Expires

Last Name _____ Ident No. _____

Copies White-State, Yellow-Claimant

WARRANTY DEED

FOR VALUE RECEIVED Jeanette L. Engel, Trustee of the Jeanette L. Engel Trust

the Grantor, does hereby grant, bargain, sell and convey unto Ivan L. Pickrel, an unmarried man

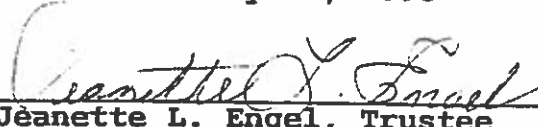
the Grantee, whose address is 4619 S. Montana Ave., Caldwell, ID, 83605

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1995 and subsequent years, covenants, conditions, restrictions and easements of record; and that she will warrant and defend the same from all lawful claims whatsoever.

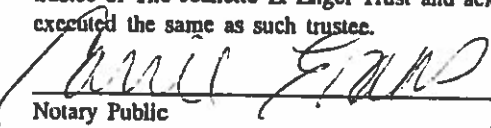
DATED: January 25, 1995

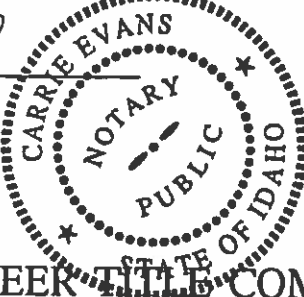

Jeanette L. Engel, Trustee

STATE OF IDAHO

COUNTY OF CANYON

On this 27th day of January in the year 1995, before me, a Notary Public, in and for the said State, personally appeared Jeanette L. Engel known to me to be the person whose name is subscribed to the within instrument as trustee of The Jeanette L. Engel Trust and acknowledged to me that she executed the same as such trustee.


Notary Public
Residing at Parma
My commission expires 8/17/96



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

Exhibit "A"

This parcel is situated in the Southwest Quarter of the Northeast Quarter of Section 3, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

COMMENCING at the Southwest corner of said Southwest Quarter of the Northeast Quarter; thence

North 0° 10' 30" West along the West boundary of said Southwest Quarter of the Northeast Quarter a distance of 663.26 feet to the Northwest corner of KINNEY SUBDIVISION, according to the plat filed in Book 6 of Plats, Page 28, records of Canyon County, Idaho, which point is also the TRUE POINT OF BEGINNING; thence continuing

North 0° 10' 30" West along the West boundary of said Southwest Quarter of the Northeast Quarter a distance of 171 feet; thence leaving the West boundary of the Southwest Quarter of the Northeast Quarter and running

North 89° 15' 00" East a distance of 186 feet; thence

South 0° 10' 30" East parallel with the West boundary of said Southwest Quarter of the Northeast Quarter a distance of 171 feet to a point on the North boundary of said KINNEY SUBDIVISION; thence

South 89° 15' 00" West along the North boundary of said KINNEY SUBDIVISION a distance of 186 feet to the TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM the South 100 feet of the above-described real property.

9503317

RECORDED

95 FEB 8 PM 4 08

CANYON COUNTY RECORDER

PIONEER — CALDWELL

REQUEST

TYPE Deed FEE 6.00REQUEST
TYPE Deed FEE 6.00

PIONEER — CALDWELL

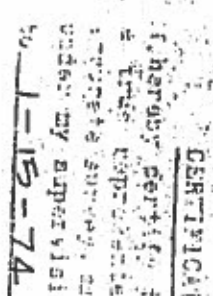
CANYON COUNTY RECORDER
U. Chas

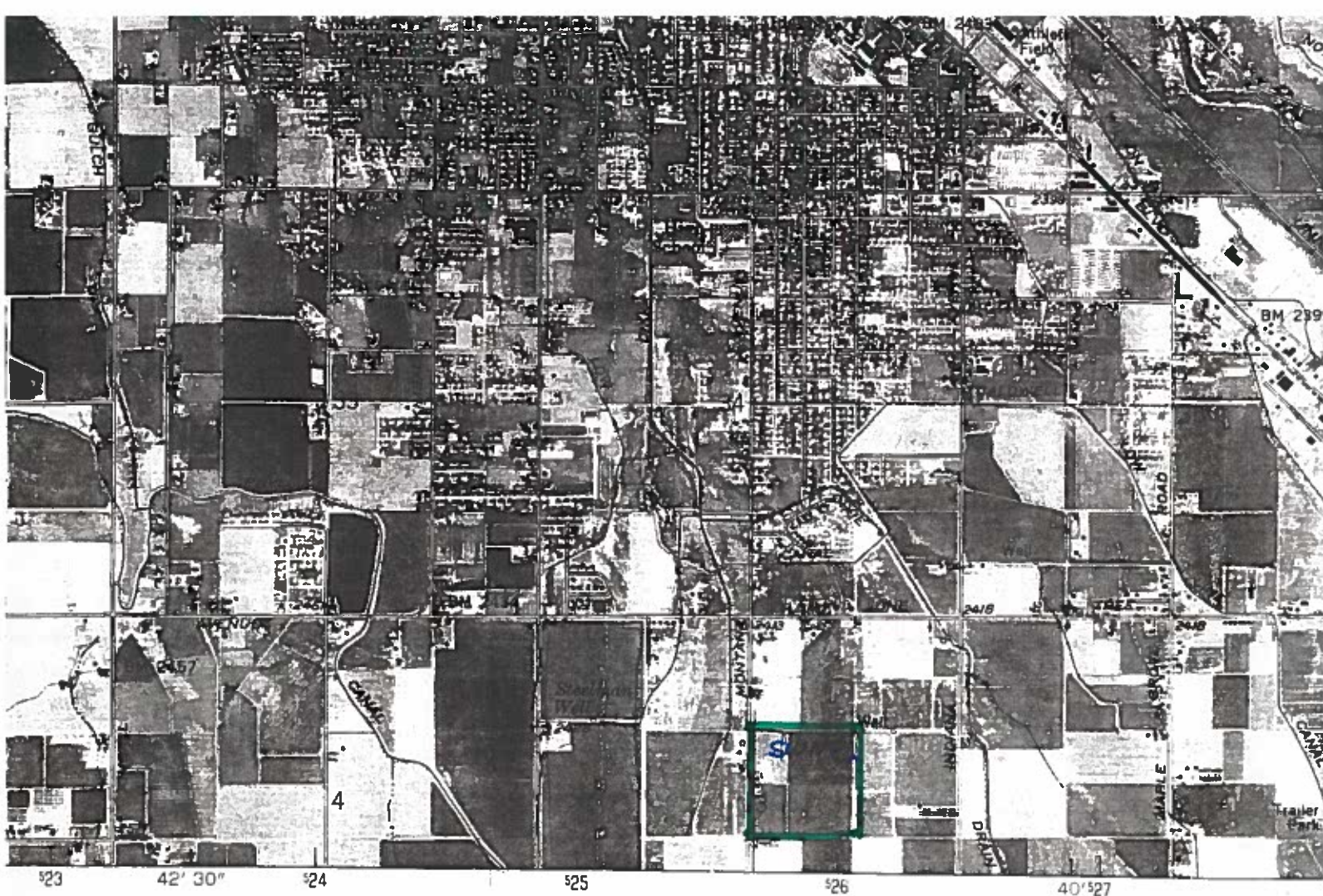
95 JAN 27 PM 4 40

RECORDED

9502377

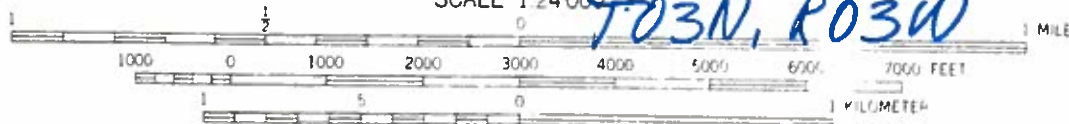
KEG 141 700 FHC E





SCALE 1:24,000

T03N, R03W



Copies Of These Maps Can Be Obtained
At Bonneville Blue Print, Boise Idaho

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, MENLO PARK, CALIF. 94025

CALDWELL, ID 7821-0