

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: 63-31222

GARY R CHILDRESS
4222 E RAILROAD ST
NAMPA ID 83687
Telephone Number: (208)465-8011

KATHLEEN CHILDRESS
4222 E RAILROAD ST
NAMPA ID 83687
Telephone Number: (208)465-8011

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: 10/16/06 SIGNATURE: Kathleen Childress
Please print your name: KATHLEEN CHILDRESS

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: 63-31222

NAME AND ADDRESS: GARY R CHILDRESS
4222 E RAILROAD ST
NAMPA ID 83687

KATHLEEN CHILDRESS
4222 E RAILROAD ST
NAMPA ID 83687

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: 03/15/1915

POINT OF DIVERSION:

T03N R02W S36 NWSE 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 R02W S36 NWSE

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

System User- IDWRR Date 08/25/2006 Time 11:04

REAL PROPERTY INQUIRY

+++++

01 6R32394-000- -0 144-00 N SCH131+ 12 37,800 1.54

+++++ 34 64,900

CHILDRESS GARY R +

CHILDRESS KATHLEEN L H/W +

+

+

+

4222 E RAILROAD ST +

NAMPA ID 83687 +

+++++

36-3N-2W SE + TOTAL 102,700

TAX 24-A IN NWSE ++++++

+ SURVEY INST 9815995

+ DRAIN DR VALUE APPR MKB

+ CLASS 2 REAP 00 MAN 99 UNIT 1

4222 E RAILROAD ST, NA + PARCEL 6R03N02W360505 H/O Y C/B N

+ PRIOR ACCOUNT 5R32394-000- -0

+ 02 MH on Property NO

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R32394000 0 UNIT 001 TOTAL UNITS 1

SITE 4222 E RAILROAD ST NA SEC/TWN/RNG 36-3N-2W

ASSESSED VALUE 102,700 ACREAGE .00

SUB/PARK NAME YEAR/MAKE

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

+++++

YR BUILT 1915 AIR COND AIR - NONE CARPORT N

STORY 1 STORY HEATING OIL CARPORT SQ FT

FIRST SQ FT 1515 EXTERIOR WOOD SIDING DECK/PATIO? N

SECOND SQ FT ROOF COMP POOL? N

BEDS 3 BSMT SQ FT 720 SPA? N

BATHS 1.00 % BSMT FIN LOT SIZE

FRPLC 0 GARAGE N NEIGHBORHOOD 0

GARAGE SQ FT

+++++

COMMENTS MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

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 63-31222
Date Received: 5/7/01
Receipt No: W027713
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GARY R CHILDRESS Phone: (208)465-8011

4222 E RAILROAD ST
NAMPA ID USA 83687

KATHLEEN CHILDRESS Phone: (208)465-8011

4222 E RAILROAD ST
NAMPA ID USA 83687

2. Date of Priority: 03/15/1915

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	02W	36	NW SE	CANYON	

5. Description of diverting works:

Artesian well w/8" 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	02W	36	NW	SE	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: Irrigation ditch.

14. Remarks:

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

Identification No. 63-31222Date Received 7 May 01Receipt Number W027713

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) GARY R. CHILDRESS and/or HATHLEEN CHILDRESS Phone (208) 465-8011Mailing Address 4222 E. Railroad St. Nampa Zip 836872. Date of Priority (Only one per claim) MARCH 15, 1915 Month/Day/Year3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____which is tributary to (b) N/A Name or kind of source4. Location of point of diversion is: Township 3N Range 2WSection 36 1/4 of NW 1/4 of SE 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. ARTESIAN WELL 8" CASING

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

For DOM purposes from 1-1 to 12-31 amount .04 (cfs)

For _____ purposes from _____ to _____ amount _____ (Both dates are inclusive)

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) Dom 1 home

10. Place of use is: Township: 3N Range 2W
Section 36, NW 1/4 of SE 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? Can

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 Irrigation Ditch

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.

Signature of Claimant (s) Kathleen Childress Date 5/7/01
_____ Date _____

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 _____)

County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 5 SEVENTH day of MAY 2001

SEAL



Notary Public Ron Howerton

Residing at Ron Howerton

My Commission Expires Residing at Boise, Idaho

My Commission Expires December 3, 2006

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant