

11/14/2006

RECEIVED

DEC 22 2006

DEPARTMENT OF
WATER RESOURCES

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: December 8, 2006

Water right number: 67-701

FRANK V CHANDLER
1227 US HWY 95
WEISER ID 83672
Telephone Number: (208)549-0939

NANCY E CHANDLER
1227 US HWY 95
WEISER ID 83672
Telephone Number: (208)549-0939

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: 12-8-2006

SIGNATURE:

Kirk R. Chandler

Please print your name:

Kirk R. Chandler

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

DEC 22 2006

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: A67-00701

Date Received: 9/19/1989

Receipt No: W056000(896)

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FRANK V. CHANDLER 208-549-0939
Address: 1227 US HWY 95
WEISER, ID 83672

OR

Name: NANCY E. CHANDLER 208-549-0939
Address: 1227 US HWY 95
WEISER, ID 83672

2. Date of Priority: APR 01, 1880

3. Source: MONROE CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	05W	3	SW	SW	NW		WASHINGTON
12N	05W	34	NW	NW	SW		WASHINGTON

5. Description of diverting works:
ROCK DIV. DAM W/GRAVITY FLOW THRU DITCHES FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.920		207.00

7. Total Quantity Appropriated is:
0.920 C.F.S. (and/or) 207.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATERING.

SCANNED
APR 07 2004

A67-00701

Original maps
in 67-00700

Date: 09/19/89

MICROFILMED
OCT 01 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	05W	3	NW	NW	4	IRR	7.0
			SW	NW		IRR	16.0
						Section Acres	23.0
		4	NE	NE	1	IRR	4.0
						Section Acres	4.0
12N	05W	33	NE	SE		IRR	1.0
			SE	SE		IRR	7.0
						Section Acres	8.0
		34	NW	SW		IRR	1.0
			SW	SW		IRR	10.0
						Section Acres	11.0
						Total Acres	46.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
A67-00703.

14. Remarks:

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

MONROE CREEK IRRIGATION DISTRI
Decree Plaintiff

vs

DON DICKERSON, 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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0 *Map filed in A6700700*

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):

Paul V. Chandler

Date:

9/19/89

Young E. Chandler

Date:

9/19/89

State of Idaho

County of

ADA

)
) SS.
)

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

of September 19 89

Jan Thurtell
Notary Public

Residing at

Meridian ID

My Commission Expires

9-14-94

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-701 V1

WATER RIGHT NUMBER: 67-701 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK V CHANDLER 1227 US HWY 95 WEISER, ID 83672 (208)549-0939
Current Owner	NANCY E CHANDLER 1227 US HWY 95 WEISER, ID 83672 (208)549-0939

Priority Date: 04/01/1880

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MONROE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.720 CFS	162.00 AF
	<u>Total Diversion:</u>	0.720 CFS	162.00 AF

Location of Point(s) of Diversion

MONROE CREEK	SW1/4NW1/4	Sec. 3, Twp 11N, Rge 05W, B.M.
WASHINGTON County		
MONROE CREEK	NW1/4SW1/4	Sec. 34, Twp 12N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11N	05W	3					7.0	14.0											21.0
							L 4												
11N	05W	4	4.0																4.0
			L 1																
12N	05W	33															7.0		7.0
12N	05W	34									1.0	3.0							4.0

Total Acres: 36

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-701 V1

Conditions of Approval:

1. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. C18 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.

Remarks:Comments:

1. mcase 6/16/2004 POD
Comment: POD shapes not created. Not on maps in claim file.
2. mcase 6/16/2004 POU
Comment: Updated Shape
3. mcase 6/16/2004 POU
Comment: POU shape created from claim map. Needs to be double checked - could not determine one acre of irrigated land in NESE qq of Section 33.
4. mcase 6/16/2004 Period of Use
Comment: Decreed period of use is shorter than standard season of use. Shoulder remark required.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/16/2004 8:47:42 AM	mcase			Active
POD	6/16/2004 8:48:00 AM	mcase			Active
Source	6/16/2004 8:48:44 AM	mcase			Active
POU	6/16/2004 9:23:57 AM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES
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Use	6/16/2004 9:25:25 AM	mcase	Active
Quantity	6/16/2004 9:26:54 AM	mcase	Active
Season	6/16/2004 9:27:03 AM	mcase	Active
Priority Date	5/18/2006 12:41:49 PM	dnarsavage	Active
POD	5/18/2006 12:42:02 PM	dnarsavage	Active
Source	5/18/2006 12:45:35 PM	dnarsavage	Active
POU	5/18/2006 12:45:48 PM	dnarsavage	Active
Use	5/18/2006 12:54:07 PM	dnarsavage	Active
Season	5/18/2006 12:55:30 PM	dnarsavage	Active
Quantity	5/18/2006 12:57:14 PM	dnarsavage	Active
Summary		05/18/2006 dnarsavage	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	6/16/2004 8:47:43 AM	mcase	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Source	6/16/2004 8:48:45 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	6/16/2004 9:00:31 AM	mcase	Created polygon from PLS
POD	6/16/2004 8:48:01 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
POU	6/16/2004 9:23:58 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
Use	6/16/2004 9:25:25 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-701 V1

Quantity	6/16/2004 9:26:55 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? Description for Question 10 - Decreed diversion of 207 AF.
Season	6/16/2004 9:27:04 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?
POD	5/18/2006 12:44:42 PM	dnarsavage	Updated shape
POD	5/18/2006 12:45:20 PM	dnarsavage	Updated shape
Source	5/18/2006 12:45:36 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	5/18/2006 12:45:49 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
General	5/18/2006 12:41:50 PM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

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Adjudication Recommendation Report 67-701 V1

POD	5/18/2006 12:42:03 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Use	5/18/2006 12:54:07 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	5/18/2006 12:55:31 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	5/18/2006 12:57:14 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Decreed amounts equal to current stanards

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-701 V1

Summary	5/18/2006 12:59:46 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	5/18/2006 12:46:48 PM	dnarsavage	Updated shape for Active POU
POU	5/18/2006 12:47:00 PM	dnarsavage	Updated PLS for Active POU

Water Supply Bank:



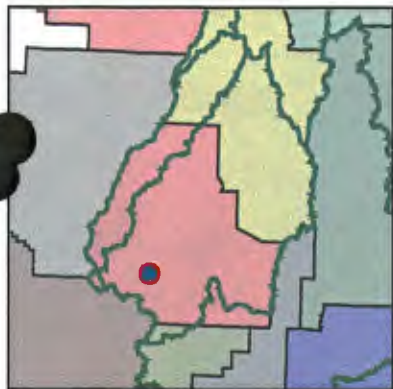
Idaho Department of Water Resources

SRBA Recommendation:

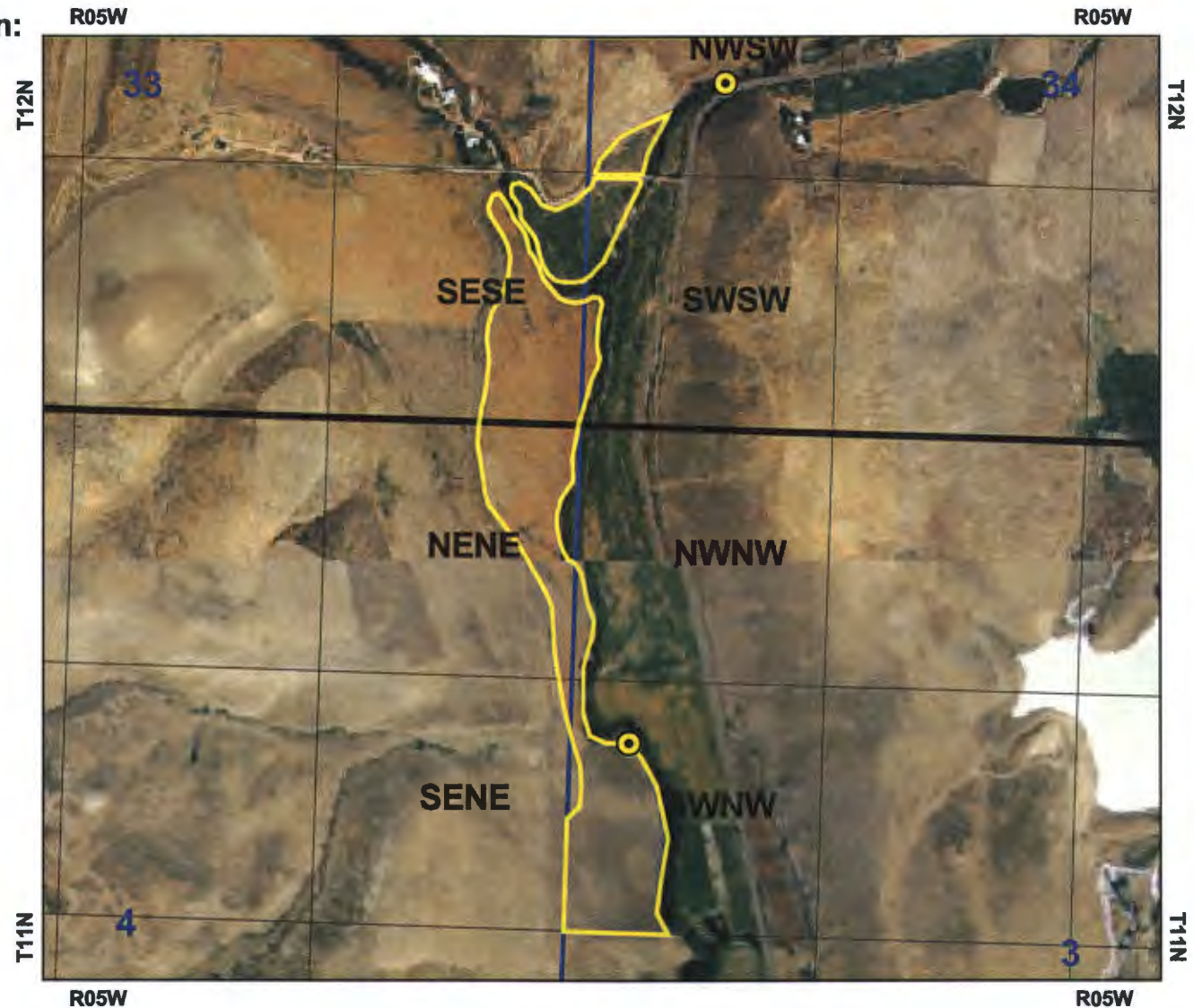
67-701

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



0 0.4 0.8 Miles

Prepared by D. Narsavage
On Thursday, May 18, 2006
1987/88 Aerial Photography