

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: 67-702

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

FRANK V 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:

☒ 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

09/15/2006

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

RIGHT NUMBER: 67-702
NAME AND ADDRESS: NANCY E CHANDLER
1227 US HWY 95
WEISER ID 83672

FRANK V CHANDLER
1227 US HWY 95
WEISER ID 83672

SOURCE: MONROE CREEK
SHEEP CREEK
TRIBUTARY: WEISER RIVER
TRIBUTARY: MONROE CREEK

QUANTITY: 1.380 CFS
310.500 AFY

PRIORITY DATE: 04/01/1957

POINT OF DIVERSION:

T12N R05W S33 NESE Within WASHINGTON County
T12N R05W S34 NESW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.380 CFS 310.50 AFY

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.

PLACE OF USE: IRRIGATION Within WASHINGTON County

T11N R05W S04 Lot 1 NENE	16.00	T12N R05W S33	NESE	8.00	
T12N R05W S33	NWSE	12.00	T12N R05W S33	SWSE	6.00
T12N R05W S33	SESE	22.00			

64 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: BASIS OF CLAIM - Decreed



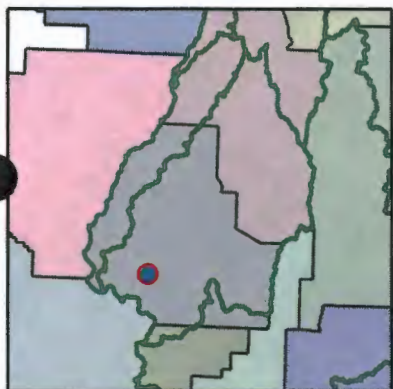
Idaho Department of Water Resources

SRBA Recommendation:

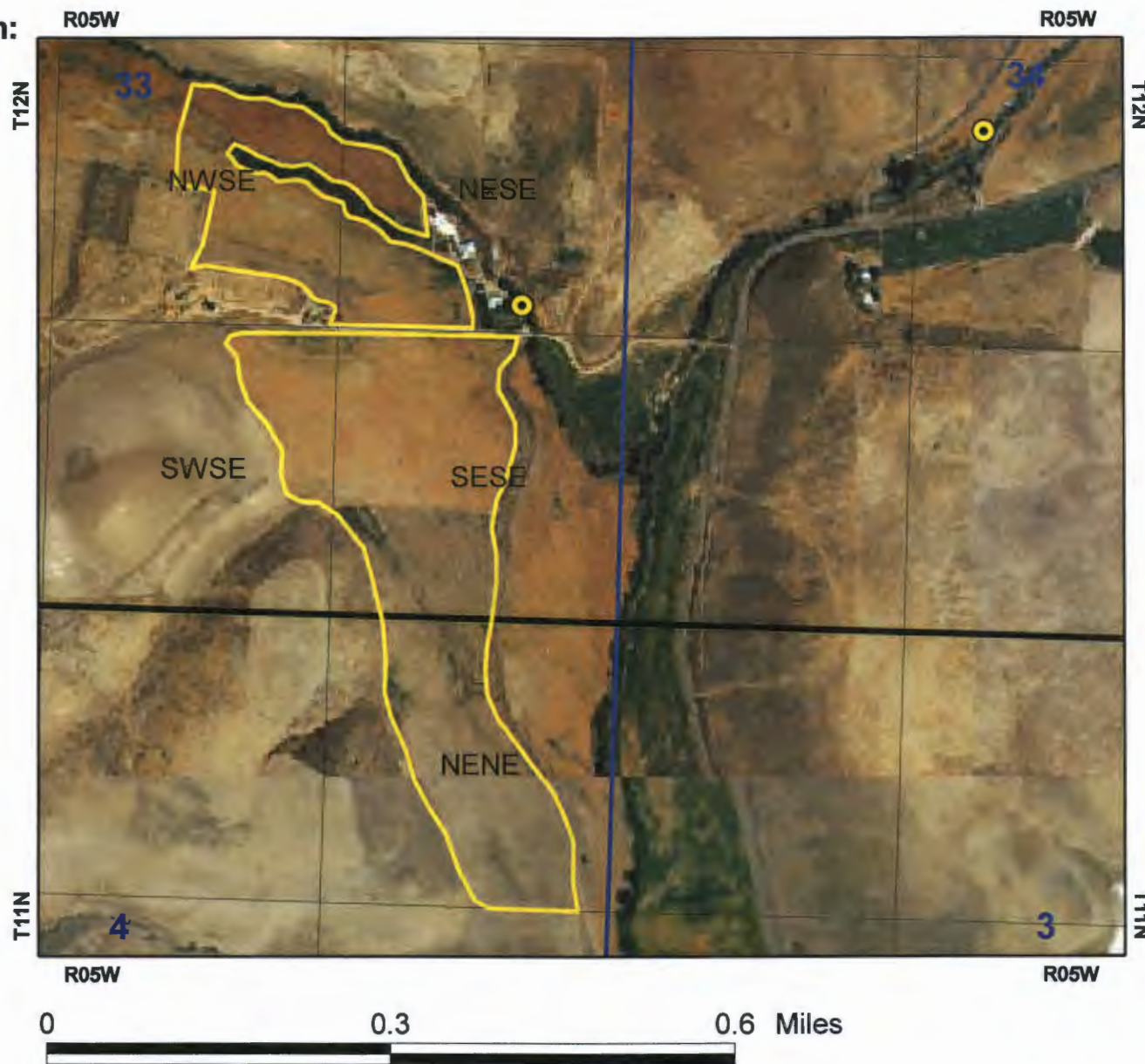
67-702

Legend

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



Washington County
IDWR Basin 67



Prepared by J. Dean
On Friday, September 15, 2006
1987/88 Aerial Photography

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: A67-00702
Date Received: 9/19/1989
Receipt No: WOS 6000 (138)
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

OR
Name: NANCEY E. CHANDLER 208-549-0939
Address: 1227 U S HWY 95
WEISER, ID 83672

2. Date of Priority: APR 01, 1957

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
12N	05W	33	NE	SE			WASHINGTON
		34	NE	SW			WASHINGTON

5. Description of diverting works:
SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.760		396.00

7. Total Quantity Appropriated is:
1.760 C.F.S. (and/or) 396.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATERING.

A67-00702

Original Maps
in 67-00700

Date: 09/19/89

MICROFILMED
OCT 01 1992

APR 07 2004
SCANNED

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	05W	4	NE	NE	1	IRR	24.0
						Section Acres	24.0
12N	05W	33	NE	SE		IRR	14.0
			NW	SE		IRR	12.0
			SW	SE		IRR	8.0
			SE	SE		IRR	30.0
						Section Acres	64.0
						Total Acres	88.0

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:
A67-00700.

14. Remarks:

DESC. OF DIVERTING WORKS - SMALL ROCK DIV. DAM IN MONROE CREEK WITH GRAVITY FLOW EITHER TO SHEEP CREEK OR DOWN THE DITCH FOR FLOOD IRRIGATION. THEN THERE IS A PUMP IN SHEEP CREEK TO PICK UP SHEEP CREEK AND THE MONROE CREEK WATER DISCHARGED INTO SHEEP CK. FOR SPRINKLER IRRIGATION.

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 A67-00700*

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):

Frank V. Chandler
Nancy E. Chandler

Date:

9/19/89

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

Seal

Residing at

Meridian ID

My Commission Expires

9-14-94

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-702 V1

WATER RIGHT NUMBER: 67-702 V1

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

Priority Date: 04/01/1957

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.380 CFS	310.50 AF
	<u>Total Diversion:</u>	1.380 CFS	310.50 AF

Location of Point(s) of Diversion

SHEEP CREEK	NE1/4SE1/4	Sec. 33, Twp 12N, Rge 05W, B.M.
WASHINGTON County		
MONROE CREEK	NE1/4SW1/4	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	4	16.0																16.0
			L 1																
12N	05W	33													7.0	18.0	6.0	22.0	53.0

Total Acres: 69

Conditions of Approval:

1. 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-702 V1

2. 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.

Remarks:Comments:

1. mcase 6/16/2004 POD
Comment: POD shapes not created. Not on map in claim file.
2. mcase 6/16/2004 POU
Comment: Updated Shape
3. mcase 6/16/2004 Period of Use
Comment: Decreed period of use shorter than standard season of use. Shoulder remark needed.
4. mcase 6/16/2004 POU
Comment: POU shape created using claim map. Could not determine which irrigated acres were supposed to be included from NWSE QQ in Section 33.

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 9:48:42 AM	mcase			Active
POD	6/16/2004 9:49:01 AM	mcase			Active
Source	6/16/2004 9:49:46 AM	mcase			Active
POU	6/16/2004 10:27:03 AM	mcase			Active
Use	6/16/2004 10:37:20 AM	mcase			Active
Season	6/16/2004 10:38:34 AM	mcase			Active
Quantity	6/16/2004 10:41:13 AM	mcase			Active
Priority Date	5/18/2006 3:01:09 PM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-702 V1

POD	5/18/2006 3:01:51 PM	dnarsavage	Active
Source	5/18/2006 3:07:30 PM	dnarsavage	Active
POU	5/18/2006 3:07:40 PM	dnarsavage	Active
Use	5/18/2006 3:09:35 PM	dnarsavage	Active
Season	5/18/2006 3:11:11 PM	dnarsavage	Active
Quantity	5/18/2006 3:12:20 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>
POU	5/18/2006 3:08:38 PM	dnarsavage	Updated shape for Active POU
Season	5/18/2006 3:11:11 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?
POD	6/16/2004 9:49:02 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?
Use	6/16/2004 10:37:20 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?
Season	6/16/2004 10:38:35 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-702 V1

Quantity	6/16/2004 10:41:13 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 396 AF.
POD	5/18/2006 3:07:03 PM	dnarsavage	Updated shape
Source	5/18/2006 3:07:30 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 3:07:40 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?
POD	5/18/2006 3:04:01 PM	dnarsavage	Updated shape
General	5/18/2006 3:01:09 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?
POD	5/18/2006 3:01:51 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-702 V1

Quantity	5/18/2006 3:12:21 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 are equal to current standards
Summary	5/18/2006 3:14:01 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 3:08:56 PM	dnarsavage	Updated PLS for Active POU
Use	5/18/2006 3:09:35 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?
Priority Date	6/16/2004 9:48:42 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 9:49:47 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-702 V1

POU

6/16/2004 10:27:04 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?

Water Supply Bank:



Idaho Department of Water Resources

SRBA Recommendation:

67-702

Legend

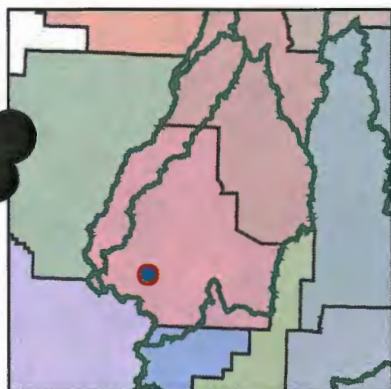
● Point of Diversion

□ Place of Use

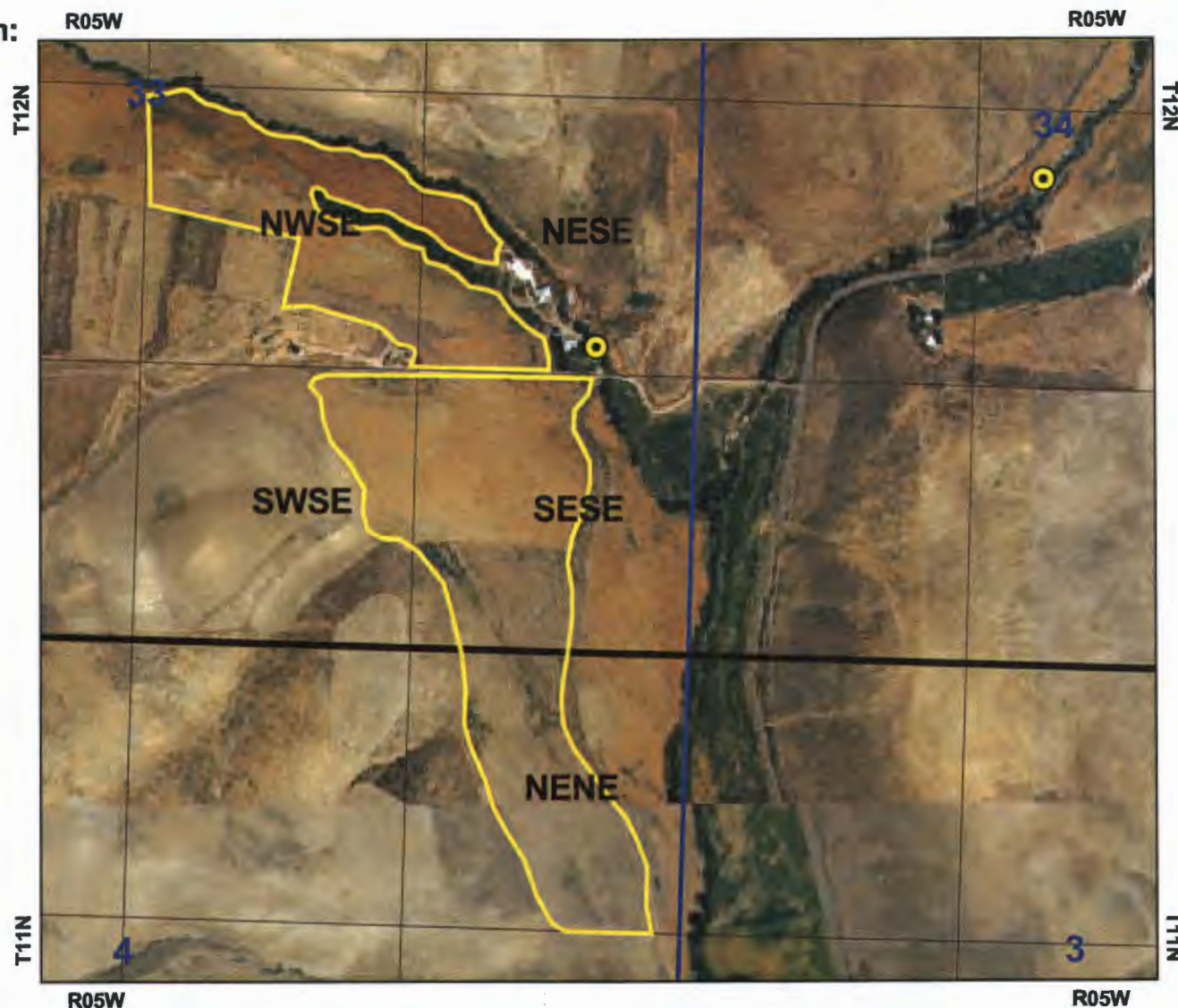
□ Townships

□ PLS Sections

□ Quarter Quarters



Washington County
IDWR Basin 67



0 0.3 0.6 Miles

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