

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: 67-2357

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:

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

09/15/2006

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

RIGHT NUMBER: 67-2357

NAME AND ADDRESS: NANCY E CHANDLER
1227 US HWY 95
WEISER ID 83672

FRANK V CHANDLER
1227 US HWY 95
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.226 CFS
111.000 AFY

Right Nos. 67-700 and 67-2357 are limited to a total combined diversion rate of 1.21 cfs.

PRIORITY DATE: 10/09/1964

POINT OF DIVERSION:

T12N R05W S32 SESENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4/15 10/01

QUANTITY
0.226 CFS
111.00 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

T12N R05W S33	SENE	5.00	T12N R05W S33	NESW	30.70
T12N R05W S33	NWSE	14.00			

49.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 60.5 acres in a single irrigation season. Combined Right Nos.: 67-700, 67-2357, & 67-7446.

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 - License



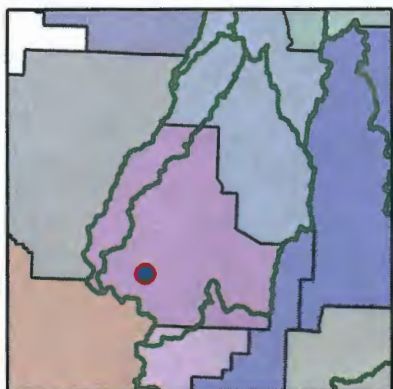
Idaho Department of Water Resources

SRBA Recommendation:

67-2357

Legend

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



Washington County
IDWR Basin 67



0 0.2 0.4 Miles

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2357 V1

WATER RIGHT NUMBER: 67-2357 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: 10/09/1964

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/01	0.226 CFS	111.00 AF
	<u>Total Diversion:</u>	0.226 CFS	111.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4NE1/4	Sec. 32, 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	
12N 05W 33								5.0				30.7					49.7

Total Acres: 49.7

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 60.5 acres in a single irrigation season. Combined Right Nos.: 67-700, 67-2357, & 67-7446.
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.
3. E51 Right Nos. 67-700 and 67-2357 are limited to a total combined diversion rate of 1.21 cfs.
4. 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 67-2357 V1

Remarks:Comments:

1. mcase 4/15/2004 POU
Comment: Overlaps with 67_7446 and 67_700.
2. mcase 6/1/2004 Period of Use
Comment: Licensed Period of Use shorter than standard Season of Use. Shoulder remark needed.

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:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.21	272.25	

Combined Water Rights: 67-2357 , 67-700

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		60.5

Combined Water Rights: 67-2357 , 67-7446 , 67-700

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	4/15/2004 8:19:13 AM	mcase			Active
POD	4/15/2004 8:28:54 AM	mcase			Active
Source	4/15/2004 8:29:05 AM	mcase			Active
POU	4/15/2004 9:28:09 AM	mcase			Active
Use	4/15/2004 9:34:28 AM	mcase			Active
Season	4/15/2004 9:35:02 AM	mcase			Active
Quantity	4/15/2004 9:45:08 AM	mcase			Active
Season	6/1/2004 3:59:07 PM	mcase			Active
Summary			09/15/2006	jdean	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2357 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	4/15/2004 8:27:49 AM	mcase	Edited point location
POU	4/15/2004 9:28:11 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?
POD	4/15/2004 8:28:55 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD?
Source	4/15/2004 8:29:06 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?
Use	4/15/2004 9:34:29 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	4/15/2004 9:35:03 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? (No) 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?
Quantity	4/15/2004 9:45:09 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 - Diversion licensed for 111 AF.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2357 V1

Priority Date	4/15/2004 8:19:14 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?
POD	4/15/2004 8:28:25 AM	mcase	Edited PLS
POU	4/15/2004 9:23:40 AM	mcase	Edited shape boundary
Season	6/1/2004 3:59:08 PM	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?
Summary	9/15/2006 1:38:38 PM	jdean	(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? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 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?
POD	9/15/2006 2:50:51 PM	jdean	Updated shape
POD	9/15/2006 2:51:13 PM	jdean	Updated PLS
POU	1/29/2004 11:38:24 AM	awarntje	Edited shape boundary

Water Supply Bank:

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: A67-02357
Date Received: 9/19/1989
Receipt No: W026000(50)
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: NANCY E. CHANDLER 208-549-0939
Address: 1227 U S HWY 95
WEISER, ID 83672
2. Date of Priority: OCT 09, 1964
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 12N | 05W | 32 | SE | NE | | | 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 | 04/15 | 10/01 | 0.226 | | 111.00 |
7. Total Quantity Appropriated is:
0.226 C.F.S. (and/or) 111.00 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NONE.

SCANNED
MAY 10 2004

Original map
in 67-00700

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
12N	05W	33	SE	NW		IRR	5.0
			NE	SW		IRR	31.0
			NW	SE		IRR	14.0
						Section Acres	50.0
						Total Acres	50.0

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:
A67-07446, A67-00700.

14. Remarks:

DESC. OF DIVERTING WORKS: 113' DEEP WELL, W/20 HP PUMP AND PIPE TO RESERVOIR(FILED ON UNDER A67-07446) WHICH IS THEN PUMPED FOR SPRINKLER IRRIGATION. NOTE: POINT OF DIVERSION HAS NOT CHANGED, HOWEVER, LEGAL DESC. CORRECTED TO SHOW ACCURATE 1/41/4.

15. Basis of Claim: LICENSE
Water Right Number: 32098

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 E. Chandler Date: 9/19/89
Nancy 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 Shurtz
Notary Public

Residing at Meridian ID
My Commission Expires 9-14-94



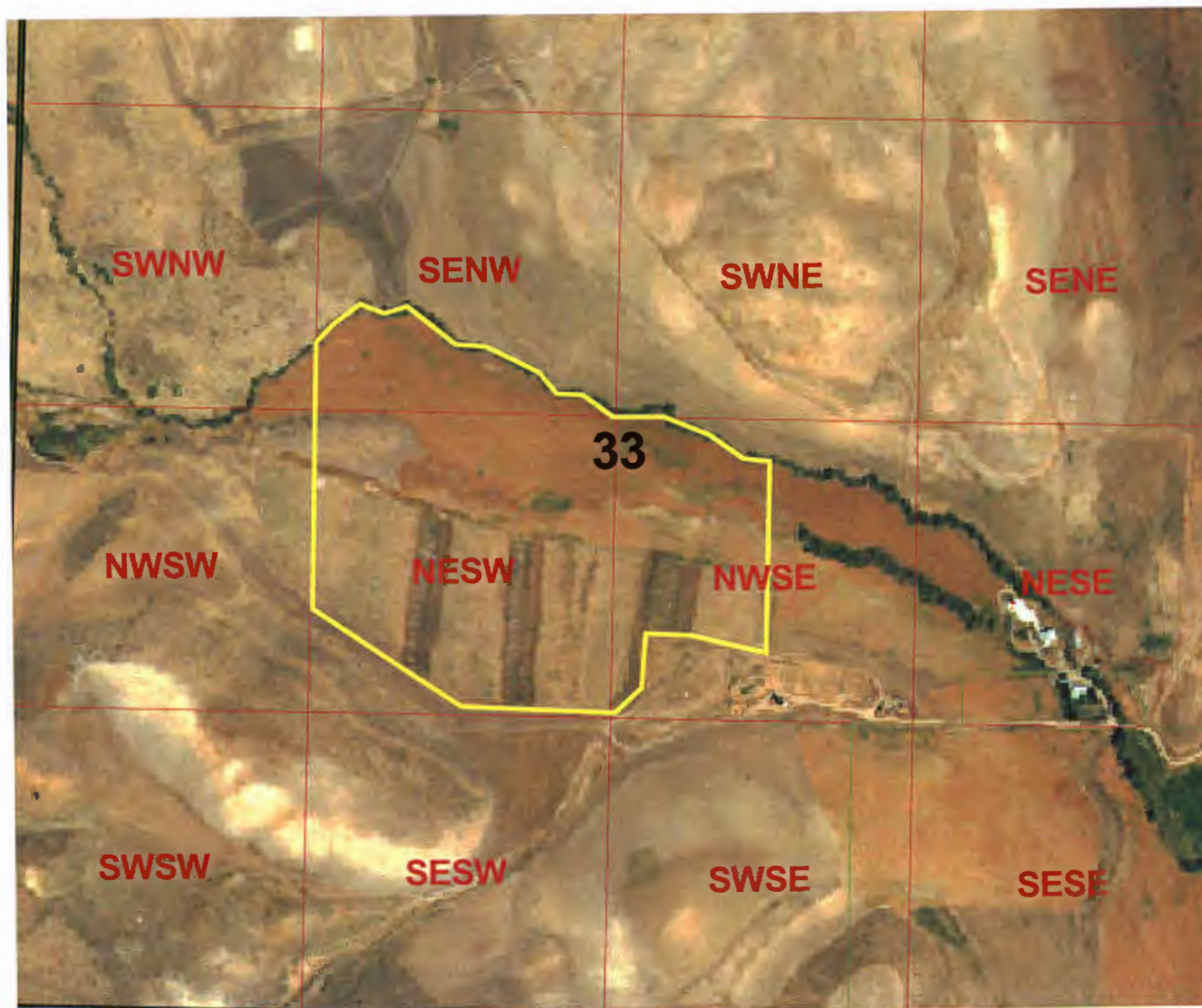
Idaho Department of Water Resources

67 - 7357

Legend

-  Claim 67-7357 POU
-  Washington taxlots
-  Sections
-  Quarter Quarter

T 12N, R 05W, Section 33



Prepared by Morgan Case
April 15, 2004
1987 True Color Aerial Photo

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2357 V1

WATER RIGHT NUMBER: 67-2357 V1

Owner Type Name and Address
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: 10/09/1964

Basis:

Status:

Source Tributary
GROUND WATER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	4/15 to 10/01	0.226 CFS	111.00 AF
	<u>Total Diversion:</u>	0.226 CFS	111.00 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NW1/4SW1/4 Sec. 33, Twp 12N, Rge 05W, B.M.
WASHINGTON County

Place of Use
IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
12N	05W	33	5.0	31.0	14.0	50.0	

Total Acres: 50

Conditions of Approval:Remarks:Comments:

1. mcase 4/15/2004 POU
Comment: Overlaps with 67_7446.

Period of Use - Licensed shorter than standard. Shoulder remark needed.
Dates and Other Information:

DRAFT

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2357 V1

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:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	4/15/2004 8:19:13 AM	mcase			
POD	4/15/2004 8:28:54 AM	mcase			
Source	4/15/2004 8:29:05 AM	mcase			
POU	4/15/2004 9:28:09 AM	mcase			
Use	4/15/2004 9:34:28 AM	mcase			
Season	4/15/2004 9:35:02 AM	mcase			
Quantity	4/15/2004 9:45:08 AM	mcase			

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2357 V1

Source	4/15/2004 8:29:06 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?
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Priority Date	4/15/2004 8:19:14 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?
POD	4/15/2004 8:28:25 AM	mcase	Edited PLS
POU	4/15/2004 9:23:40 AM	mcase	Edited shape boundary
POU	1/29/2004 11:38:24 AM	awamtje	Edited shape boundary

WATER LICENSE

Water License No. G-32098/67-2357 Priority October 9, 1964 Amount 0.226 c.f.s.

THIS IS TO CERTIFY, that FRANK CHANDLER
of Weiser, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated October 9, 1964; that Permit G-32098/67-2357 was issued pursuant
to said application; that the proposed works were completed on or about October 7, 1969
with a storage/or carrying capacity of 0.226 c.f.s., said works consisting of
well, pump, pond, and sprinklers; and that on October 8, 1969,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 111
acre feet per season, with a maximum rate of diversion of 0.226 cubic feet per second of the waters
of ground water, tributary of _____,
for the purpose of Irrigation from April 15 to October 1;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 33, T. 12 N, R. 5 W, B.M., and
other additional points _____, in the County of
Washington; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 111 acre feet per year.

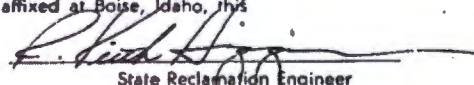
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>12 N</u>	<u>5 W</u>	<u>33</u>								<u>5</u>	<u>30.7</u>					<u>14</u>			<u>49.7</u>

Total number of acres irrigated 49.7

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

7th day of July, 19 70.

State Reclamation Engineer

67 2357

32098
17-2357

D913
FRANK CHANDLER

088
11/17



30.7
5.0
14.0
49.7

3.0
Priority 10/10/64
9.1964

Q 226 C.F.S.
III African 10.12.64 1964

