

REC'D NRPB

NOV 21 2006

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED

DEC 05 2006

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: 67-14713

STATE OF IDAHO

DEPT OF FISH & GAME

PO BOX 25

BOISE ID 83707

Telephone Number: (208)334-3700

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: 1 Dec 2006

SIGNATURE: Cynth Roluh

Please print your name: Cynthia Robertson

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

SCANNED

DEC - 6 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14713 V1

WATER RIGHT NUMBER: 67-14713 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 BOISE, ID 83707 (208)334-3700

Priority Date: 06/01/1969
Basis: Beneficial Use
Status: Active

<u>Source</u>	<u>Tributary</u>
PINE CREEK	WEISER RIVER
POLE CREEK	PINE CREEK
UNNAMED STREAM	PINE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.230 CFS	
	<u>Total Diversion:</u>	0.230 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM WASHINGTON County	SE1/4SE1/4SE1/4	Sec. 18, Twp 16N, Rge 04W, B.M.
POLE CREEK WASHINGTON County	SE1/4SE1/4NW1/4	Sec. 19, Twp 16N, Rge 04W, B.M.
PINE CREEK WASHINGTON County	NW1/4SW1/4NE1/4	Sec. 20, Twp 16N, Rge 04W, B.M.

Place of Use

STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N 04W 18																X	
16N 04W 19							X										
16N 04W 20			X														

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14713 V1

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.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. Fees/receipt covered by claim 69-10084, receipt# C012395
4. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
5. P21 This right is a split from claim 69-10084. This portion of the claim is in Basin 67.

Remarks:Comments: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:
 Owner Name Connector:
 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>
Contacts	6/2/2006 12:44:05 PM	mciscell			Active
POD	6/2/2006 12:44:35 PM	mciscell			Active
POU	6/2/2006 12:45:04 PM	mciscell			Active
Use	6/2/2006 12:45:27 PM	mciscell			Active
Season	6/2/2006 12:46:06 PM	mciscell			Active
Summary			06/02/2006	mciscell	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	6/2/2006 12:39:35 PM	mciscell	Updated shape
POD	6/2/2006 12:41:08 PM	mciscell	Updated shape
Contacts	6/2/2006 12:44:03 PM	mciscell	(No) 1. Do you want to schedule an appointment?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14713 V1

POD	6/2/2006 12:44:33 PM	mciscell	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (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? (No) 10. Is a POD remark and/or condition required?
POU	6/2/2006 12:45:02 PM	mciscell	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required?
Use	6/2/2006 12:45:25 PM	mciscell	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?
POD	6/2/2006 12:41:46 PM	mciscell	Updated shape
POU	6/2/2006 12:42:29 PM	mciscell	Updated shape from PLS
Season	6/2/2006 12:46:04 PM	mciscell	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14713 V1

Summary	6/2/2006 12:46:56 PM	mciscell	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (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? (Yes) 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?
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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 67-14713
Date Received: 4/26/2006
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

STATE OF IDAHO Phone: (208)334-3700

DEPT OF FISH & GAME
PO BOX 25
BOISE ID USA 83707

2. Date of Priority: 06/01/1969

3. Source: UNNAMED STREAM, POLE CREEK, PINE CREEK Trib. to: PINE CREEK, PINE
CREEK, WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
16N	04W	18	SE SE SE	WASHINGTON	
16N	04W	19	SE SE NW	WASHINGTON	
16N	04W	20	NW SW NE	WASHINGTON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
STOCKWATER	01/01 12/31	0.23	

7. Total Quantity Appropriated is:
0.23 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
16N	04W	18	SE SE	STOCKWATER	
16N	04W	19	SE NW	STOCKWATER	

16N

04W 20

SW NE

STOCKWATER

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:

14. Remarks:

This right is a split from claim 69-10084. This portion of the claim is in Basin 67.

15. Basis of Claim: Beneficial Use

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 Organizations:

I do solemnly swear or affirm that I am Director of _____ Title

ID Dept. of Fish & Game, that I have signed the foregoing Organization

document in the space below as Director of Title

ID Dept. of Fish & Game and that the statements contained in the Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Dir. ID Dept. of Fish & Game
Title and Organization

05-24-06
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of May 2006 Marilyn L. Whitney
Notary Public

Residing at Boise

My commission Expires 05/24/2010

