

RECEIVED  
11/29/2006  
DEC 18 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: 12/15/2006**

Water right number: 37-21961

HELEN DE MOSS  
PO BOX 61  
BLISS ID 83314  
Telephone Number: (208)352-4385

GARY A DE MOSS  
PO BOX 61  
BLISS ID 83314  
Telephone Number: (208)352-4385

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: 12/15/06 SIGNATURE: Gary A DeMoss Helen DeMoss  
Please print your name: GARY A DeMoss Helen DeMoss

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

Added combined acre  
limits

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

RIGHT NUMBER: 37-21961

NAME AND ADDRESS: HELEN DE MOSS  
PO BOX 61  
BLISS ID 83314

GARY A DE MOSS  
PO BOX 61  
BLISS ID 83314

SOURCE: DRY CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 1.880 CFS

The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/17/1932

POINT OF DIVERSION:

T04S R14E S6 NESE Within GOODING County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/15 11/15          | 1.860 CFS       |
| STOCKWATER            | 01/01 12/31          | 0.020 CFS       |

PLACE OF USE: IRRIGATION in GOODING County

|                          |       |                          |      |       |
|--------------------------|-------|--------------------------|------|-------|
| T05S R13E S03 Lot 4 NWNW | 28.00 | T05S R13E S03            | SWNW | 32.00 |
| T05S R13E S03 NWSW       | 36.00 | T05S R13E S04 Lot 1 NENE |      | 25.00 |
| T05S R13E S04 Lot 2 NWNE | 1.00  | T05S R13E S04            | SWNE | 11.00 |
| T05S R13E S04 SENE       | 40.00 | T05S R13E S04            | NESW | 27.00 |
| T05S R13E S04 SESW       | 40.00 | T05S R13E S04            | NESE | 38.00 |
| T05S R13E S04 NWSE       | 34.00 | T05S R13E S04            | SWSE | 39.00 |
| T05S R13E S04 SESE       | 21.00 | T05S R13E S09            | NWNE | 32.00 |
| T05S R13E S09 SWNE       | 38.00 | T05S R13E S09            | SENE | 19.00 |
| T05S R13E S09 NENW       | 34.00 | T05S R13E S09            | NWNW | 18.00 |
| T05S R13E S09 SENW       | 40.00 | T05S R13E S09            | NESW | 40.00 |
| T05S R13E S09 SESW       | 40.00 | T05S R13E S09            | NWSE | 25.00 |
| T05S R13E S09 SWSE       | 18.00 | T05S R13E S16            | NWNE | 13.00 |
| T05S R13E S16 NENW       | 40.00 | T05S R13E S16            | NWNW | 39.00 |
| T05S R13E S16 SWNW       | 30.00 | T05S R13E S16            | SENW | 10.00 |

STOCKWATER same as IRRIGATION

808 ACRES TOTAL

This right is limited to the irrigation of 93 acres within the place of use described above in a single irrigation season.

The direct flow irrigation use described by rights 37-2778, 37-7385B, 37-7754, 37-21961 and 37-21962 when combined shall not exceed a total of 679 acres in a single irrigation season.

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

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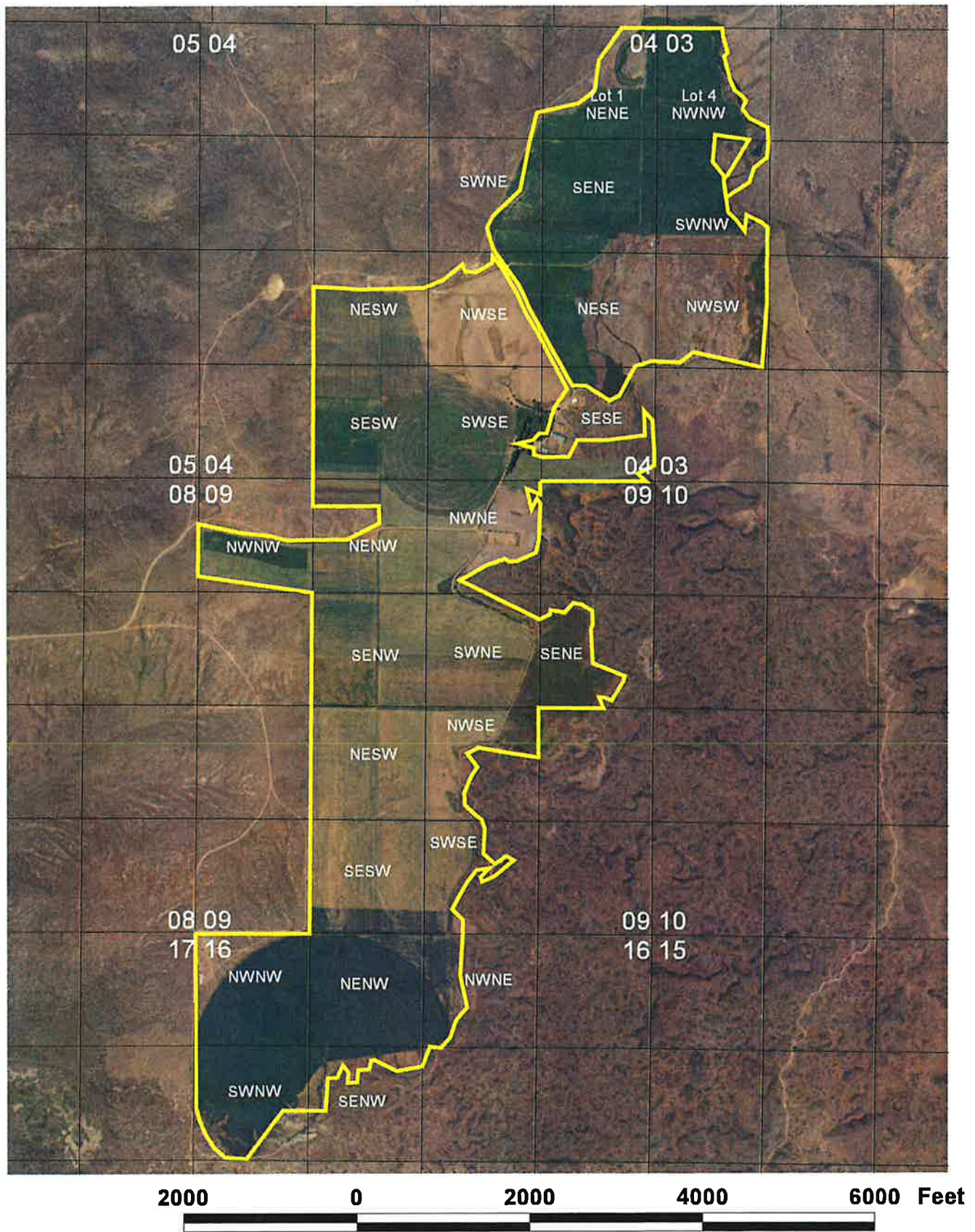
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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 - Beneficial Use

**37-856 37-2778 37-2780 37-7754 37-21961 & 37-21962**



**T05S R13E S03**  
**S04 S09 & S16**

Map prepared by: Carter Fritschle  
Date prepared: 10/09/03 - revised 11/25/06  
2004 NAIP photography  
Idaho Department of Water Resources



11/25/2006

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

RIGHT NUMBER: 37-21961

NAME AND ADDRESS: GARY A DE MOSS  
PO BOX 61  
BLISS ID 83314

HELEN DE MOSS  
PO BOX 61  
BLISS ID 83314

SOURCE: DRY CREEK

TRIBUTARY: BIG WOOD RIVER

QUANTITY: 1.880 CFS

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PRIORITY DATE: 01/17/1932

POINT OF DIVERSION:

T04S R14E S6 NESE Within GOODING County

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| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use