

RECEIVED

NOV 29 2006

DEPARTMENT OF
WATER RESOURCES

11/14/2006

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: 67-7154A

C ROBERT WOODS
2076 WEISER RIVER RD
WEISER ID 83672
Telephone Number: (208)549-0493

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: 11/28/06 SIGNATURE: C Robert Woods
Please print your name: C Robert Woods

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

SCANNED
NOV 30 2006

09/26/2006

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

RIGHT NUMBER: 67-7154A

NAME AND ADDRESS: C ROBERT WOODS
2076 WEISER RIVER RD
WEISER ID 83672

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.540 CFS
765.600 AFY

PRIORITY DATE: 07/20/1973

POINT OF DIVERSION:

T11N R04W S35 SWNE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 07/01	3.540 CFS 765.60 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 and after July 1 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 R04W S27	NWSW	40.00	T11N R04W S27	SWSW	40.00
T11N R04W S28	NESE	40.00	T11N R04W S28	SESE	40.00
T11N R04W S33	NENE	40.00	T11N R04W S33	SENE	40.00
T11N R04W S33	NESE	36.00			

276 ACRES TOTAL

Right Nos. 67-7154A and 67-7315A are limited to the irrigation of a combined total of 276 acres in a single irrigation season.

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

Right No. 67-7154B is also diverted through point of diversion described above.



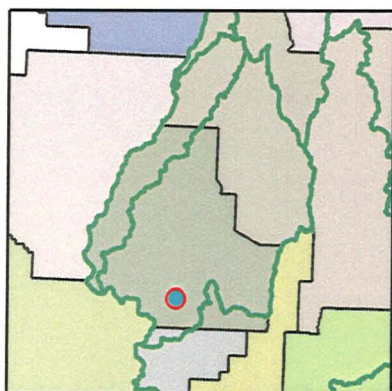
Idaho Department of Water Resources

SRBA Recommendation:

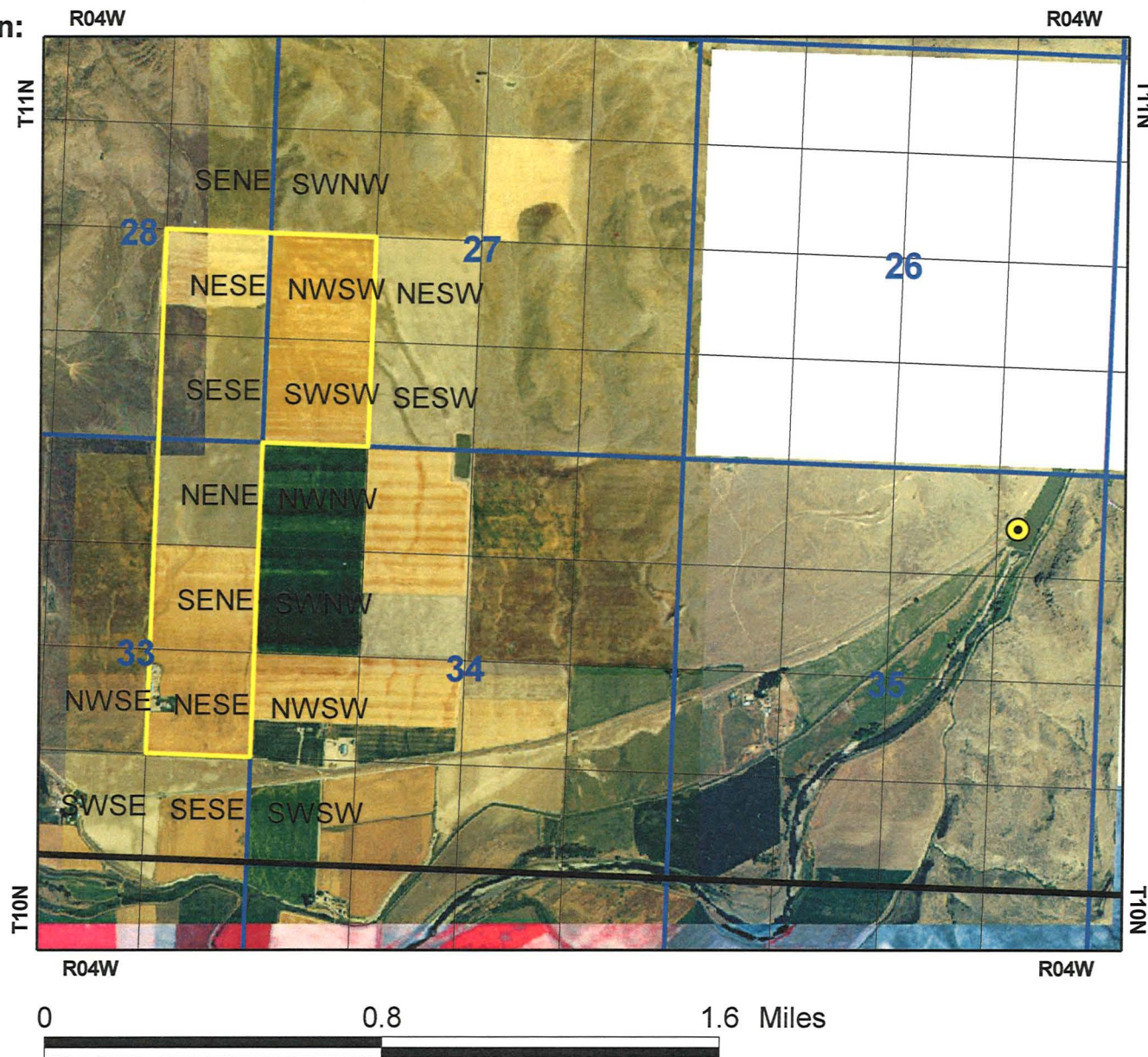
67-7154A

Legend

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



Washington County
IDWR Basin 67



Prepared by J. Dean
On Tuesday, September 26, 2006
1987/88 Aerial Photography

67-7154A



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7154A V1

WATER RIGHT NUMBER: 67-7154A V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	RODNEY C PANIKE 2112 WEISER RIVER RD WEISER, ID 83672 (208)549-1899
Current Owner	C ROBERT WOODS 2076 WEISER RIVER RD WEISER, ID 83672 (208)549-0493

Priority Date: 07/20/1973

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
WEISER RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 07/01	3.540 CFS	765.60 AF
	<u>Total Diversion:</u>	3.540 CFS	765.60 AF

Location of Point(s) of Diversion

WEISER RIVER	SW1/4NE1/4NE1/4	Sec. 35, Twp 11N, Rge 04W, 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 04W 27											40.0	40.0					80.0
11N 04W 28													40.0			40.0	80.0
11N 04W 33	40.0			40.0									36.0				116.0

Total Acres: 276

Conditions of Approval:

1. E55 Right Nos. 67-7154A and 67-7315A are limited to the irrigation of a combined total of 276 acres in a single irrigation season.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7154A 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 and after July 1 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. F05 Right No. 67-7154B is also diverted through point of diversion described above.
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.

Remarks:Comments:

1. mcase 4/7/2004 Priority Date
Comment: Basis not properly coded.
2. mcase 4/7/2004 Quantity
Comment: The water right was split. I was not able to find documentation to verify the separate quantities.
3. mcase 4/9/2004 POU
Comment: Overlaps with Claim 67-7315-A
4. mcase 5/12/2004 Period of Use
Comment: Licensed Period of Use shorter than Standard Season of Use. Recommend shoulder remark.
5. jdean 9/26/2006 Amended Claim
Comment: The claim was amended to match what was licensed. Recommended as claimed/licensed.

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:
 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	4/7/2004 3:42:45 PM	mcase			Active
Priority Date	4/7/2004 3:46:24 PM	mcase			Active
POD	4/7/2004 3:58:08 PM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7154A V1

Source	4/7/2004 3:58:21 PM	mcase	Active
POU	4/7/2004 3:59:27 PM	mcase	Active
Use	4/7/2004 3:59:47 PM	mcase	Active
Season	4/7/2004 4:01:06 PM	mcase	Active
Quantity	4/7/2004 4:03:33 PM	mcase	Active
Season	5/12/2004 2:14:04 PM	mcase	Active
Summary		09/26/2006 jdean	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	2/18/2004 3:52:20 PM	awarntje	Edited shape boundary
Summary	9/26/2006 4:25:06 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? (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?
Season	5/12/2004 2:14:05 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?
POD	4/7/2004 3:57:18 PM	mcase	Edited point location
Quantity	4/7/2004 4:03:33 PM	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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7154A V1

Priority Date	4/7/2004 3:42:45 PM	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 ?
Priority Date	4/7/2004 3:46:25 PM	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 ? (No) 15. Is the basis of claim coded correctly?
POD	4/7/2004 3:58:08 PM	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?
Source	4/7/2004 3:58:21 PM	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	4/7/2004 3:59:27 PM	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	4/7/2004 3:59:47 PM	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	4/7/2004 4:01:07 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? (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?

Water Supply Bank:

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
IN AND FOR THE COUNTY OF TWIN

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

According to licensing FE,
this POD is not the same as
the Galloway Canal POD.

MVB 12-20-05

NOTICE OF CLAIM TO A WATER
ACQUIRED UNDER STATE LAW

1. Name: C. ROBERT WOODS 208-549-0493
Address: 2076 WEISER RIVER ROAD
WEISER, ID 83672

2. Date of Priority: JUL 20, 1973

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	04W	35	SW	NE	NE		WASHINGTON

5. Description of diverting works:
2 PUMPS, 75 HP EACH, 16" MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	07/01	5.970		

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

8. Total consumptive use is 980.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	04W	27	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
Section Acres							80.0

A67-07154A

Page 1

Date: 09/28/89

SCANNED
APR 19 2004

MICROFILMED
OCT 02 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
11N	04W	28	NE		SE		IRR	40.0
			SE		SE		IRR	40.0
							Section Acres	80.0
		33	NE		NE		IRR	40.0
			SE		NE		IRR	40.0
			NE		SE		IRR	40.0
							Section Acres	120.0
							Total Acres	280.0

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:

A67-07315A, STORAGE WATER FROM CRANE CREEK RESERVOIR

14. Remarks:

DIVERSION SYSTEM INCLUDES A HOLDING POND WITH A CAPACITY OF 38 ACRE FEET WHICH IS FILLED AND EMPTIED THROUGH THE IRRIGATION SEASON.

THIS SYSTEM IS USED FOR SEPARATELY OWNED LANDS BELONGING TO RODNEY C. PANIKE IN ADDITION TO THE LANDS IDENTIFIED ON THIS CLAIM.

15. Basis of Claim: PERMIT

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: 1

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): Robert Woods Date: 9/28/89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of September 19 89

Helen
Notary Public

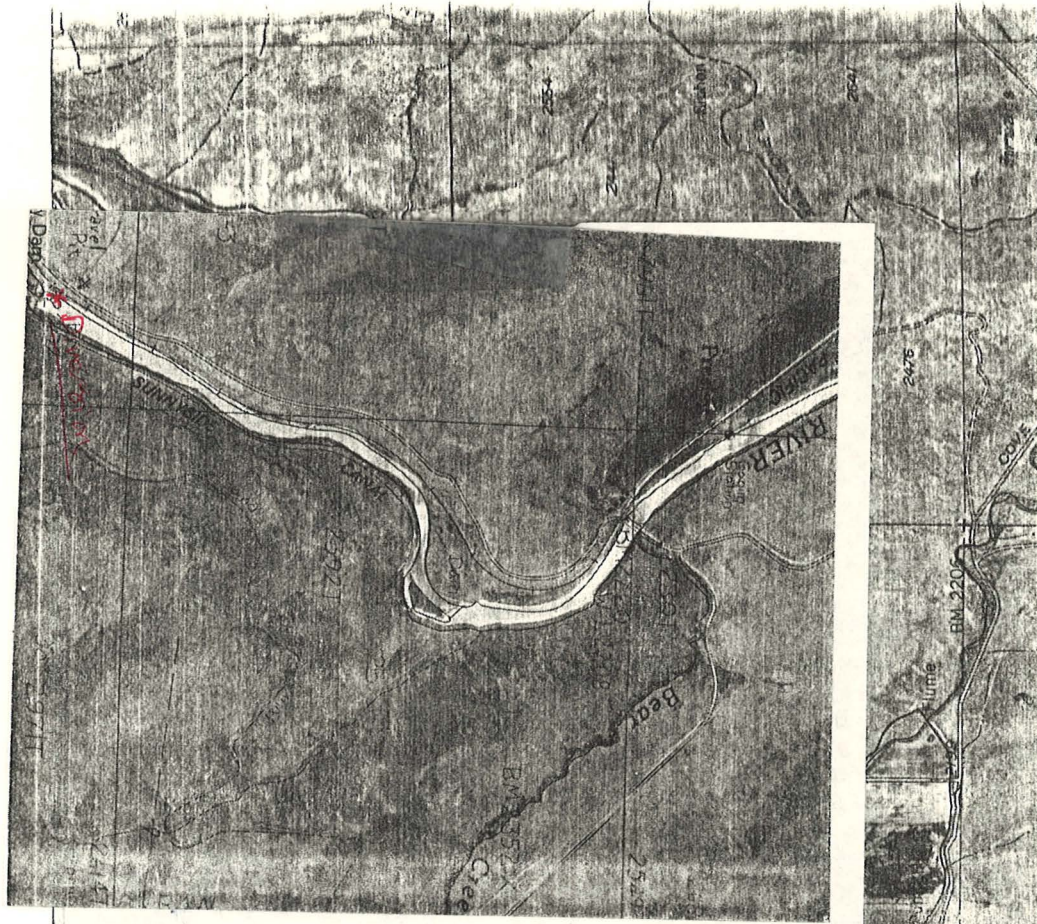
Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

Attachment to
AG7-67154A

MICROFILMED
OCT 02 1992

230 000 000



SOURCES

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07154

Priority: July 20, 1973

Maximum Diversion Rate: 7.48 CFS
Maximum Diversion Volume: 1617.2 AF

This is to certify, that C. ROBERT WOODS
RODNEY C. PANIKE

2112 WEISER RIVER RD.
WEISER, ID 83672

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated July 20, 1973; and
has submitted Proof of Beneficial Use on August 18, 1978. An examination indicates
that the works have a diversion capacity of 7.480 cfs of water from:

WEISER RIVER tributary to SNAKE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 07/01	7.48 CFS	1617.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 35, Township 11N, Range 04W
WASHINGTON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
11N	04W	27	NESW 40	NWSW 40	SWSW 40	158
		28	SESW 38	SESE 40		80
		33	NESE 40	SENE 40	NESE 36	116
		34	NENE 40	NWNW 40	SWNW 40	
			NENW 37	NESW 36	NWSW 35	
			SENW 40			229
			SWSW 1			

Total number of acres irrigated: 583

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.

MICROFILMED

SEP 19 1990

State of Idaho
Department of Water Resources

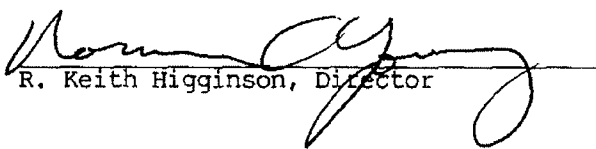
WATER RIGHT LICENSE
WATER RIGHT NO. 67-07154

CONDITIONS/REMARKS:

3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right is subject to control by the watermaster of State Water District No. 67

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 23rd
day of August, 19 90.

Acting for


R. Keith Higginson, Director

MICROFILMED

SEP 10 1990