

11/14/2006

NOTICE OF ERROR
REPLY

DEC 07 2006
DEPARTMENT OF
WATER RESOURCES

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: 67-7257

KIRT M AMBROSE
2066 HWY 95
COUNCIL ID 83612
Telephone Number: (208)253-6860

SANDRA K AMBROSE
2066 HWY 95
COUNCIL ID 83612
Telephone Number: (208)253-6860

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:

12-5-06

SIGNATURE:

Sandra K. Ambrose

Please print your name:

Sandra K. Ambrose

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

SCANNED

DEC 08 2006

09/28/2006

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

RIGHT NUMBER: 67-7257
NAME AND ADDRESS: KIRT M AMBROSE
2066 HWY 95
COUNCIL ID 83612

SANDRA K AMBROSE
2066 HWY 95
COUNCIL ID 83612

SOURCE: SPRING TRIBUTARY: SINKS
QUANTITY: 0.110 CFS
16.200 AFY
PRIORITY DATE: 08/15/1975
POINT OF DIVERSION:

T16N R01W S11 SWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS 0.20 AFY
IRRIGATION	03/15 11/15	0.090 CFS 16.00 AFY

PLACE OF USE: IRRIGATION Within ADAMS County
T16N R01W S11 SWNW 4.00
STOCKWATER same as IRRIGATION
4 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 - License



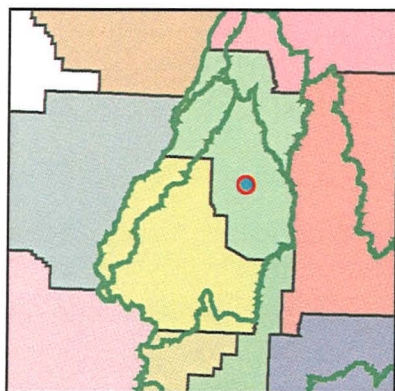
Idaho Department of Water Resources

SRBA Recommendation:

67-7257

Legend

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



Adams County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by M. Mount
On Thursday, September 28, 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: **A67-07257**
Date Received: 1/ 8/1990
Receipt No: W007448
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: KIRT M AMBROSE 208-253-6860
Address: HC 62 BOX 1565
COUNCIL ID 83612
OR
Name: SANDRA K AMBROSE 208-253-6860
Address: HC 62 BOX 1565
COUNCIL ID 83612

2. Date of Priority: AUG 15, 1975

3. Source: SPRING Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	01W	11	SW	NW			ADAMS

5. Description of diverting works:
SPRING FEEDS INTO SUMP, WATER PUMPED TO LANDS & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.090		16.00
STOCKWATER	01/01	12/31	0.020		0.20

7. Total Quantity Appropriated is:
0.110 C.F.S. (and/or) 16.20 A.F.A.

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 10 HEAD CATTLE & PIGS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	01W	11	SW	NW		IRR	5.0
Section Acres							5.0
Total Acres							5.0

11. Place of use in counties: ADAMS

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A67-07170

14. Remarks:

15. Basis of Claim: LICENSE

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

H67-07257

Date Received

1-8-90

Receipt Number

W0007448

RECEIVED
JAN 08 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) AMBROSE, KIRT M. & SANDRA K. Phone (208) 253-6860

Mailing Address HC 62, Box 1365, Council, ID Zip 83612

2. Date of Priority (Only one (1) per claim) 08/15/1975

3. Source of water supply (a) SPRING
which is tributary to (b) SINKS

4. a. Location of existing point of diversion is: Township 16N Range 1W Section 11,
1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of ADAMS

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

SPRING FEEDS INTO SUMP, WATER PUMPED TO LANDS & SPRINKLER SYSTEM.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 04/01 to 10/31 amount 0.09 or _____

For STOCKWATER purposes from 01/01 to 12/31 amount 0.02 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.11 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 15.0 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) STOCKWATER FOR UP TO 10 HEAD CATTLE & PIGS.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
16N	1W	11							5.0										5.0

Total number of acres irrigated 5.0

11. In which county (ies) are lands listed above as place of use located? ADAMS

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
A67-07170. or None ()

14. Remarks:

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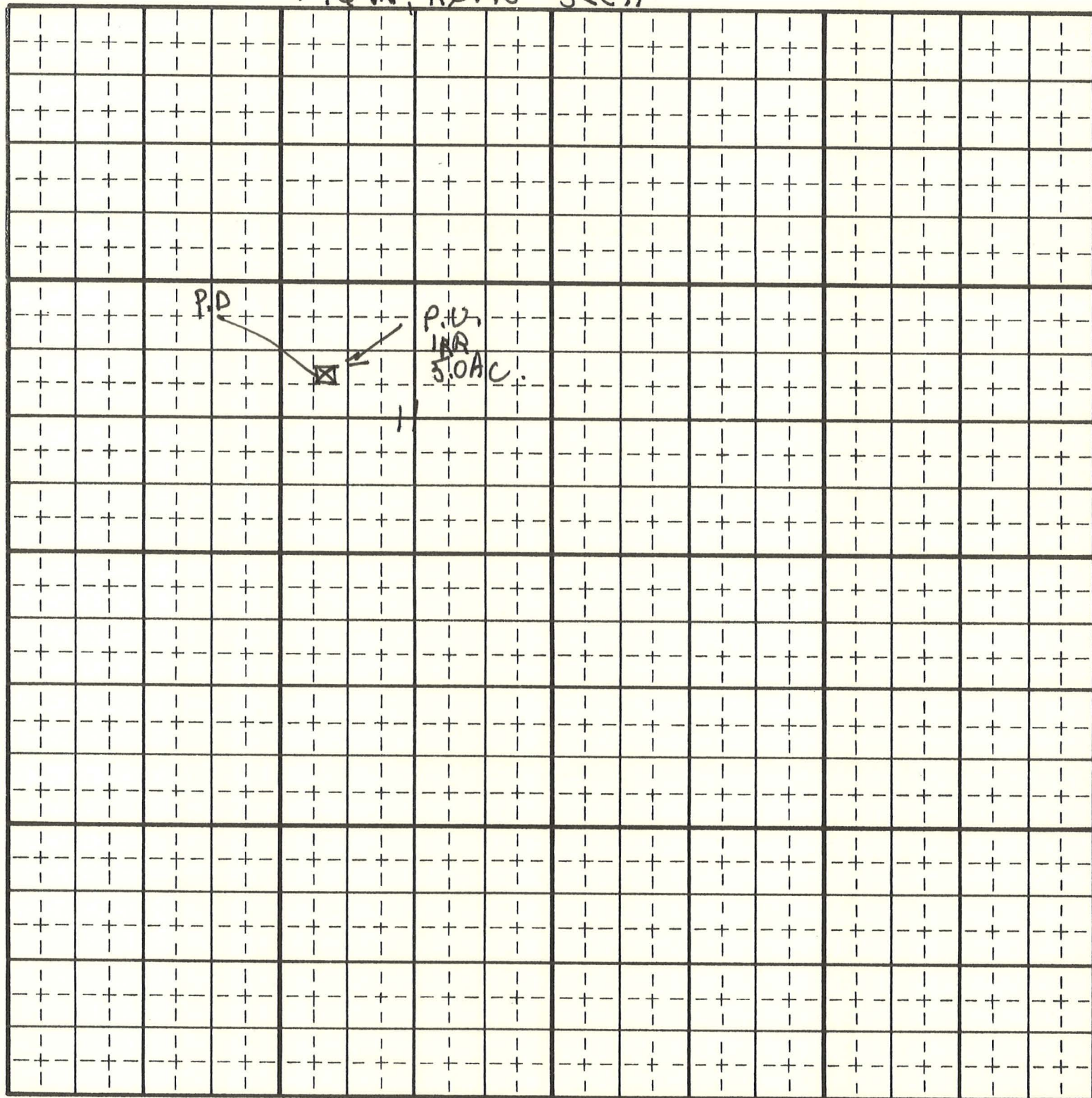
Last Name AMBROSE Ident No. A67-07257

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T16N, R01W Sec 11



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Last Name AMBROSE

Ident No.

A67-07257

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit X

Decree _____

If applicable provide IDWR Water Right Number 67-02257

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X Sandra K. Ambrose Date 12/4/89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]

Title and Organization _____ Date _____

State of Idaho/or _____)
County of ADAMS) SS.

Subscribed and sworn (or affirmed) before me this 4th day of DECEMBER 19 89

SEAL

Notary Public [Signature]

Residing at BOISE, ID

My Commission Expires 11/08/1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

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OCT 23 1996

Copies White-State, Yellow-Claimant

KIRT'S REPAIR
HC 62 BOX 1565
COUNCIL, IDAHO 83612

POOR ORIGINAL



Water Resources
2135 Airport way
Boise, ID 83705

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OCT 23 1996

Water Right Number - 67-07257

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

AMBROSE

KIRT M.

1 - HC 62 BOX 1565

2 -

3 -

City- COUNCIL

State- ID Zip- 83612

Phone -

*** O - ORIGINAL OWNER ***

COTTON

JOHN C.

1 -

2 -

3 -

City-

State- Zip-

Phone -

COTTON

ELAINE M.

1 -

2 -

3 -

City-

State- Zip-

Phone -

+ - - Priority Date - - +

08/15/1975

+ - - Region - - - +

14 WESTERN

+ - - Stage - - - +

L - LICENSE

+ - - Status - - - +

+ - - - - Source - - - - - +

SPRING

+ - - - - Tributary - - - - - +

SINKS

+ - - - - - - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.

16N 01W 11 SW NW (3) ADAMS

+ - - - - - - - - - Water Use - - - - - +

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 0.090 16.00

04 - STOCKWATER 01/01 12/31 0.020 0.20

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +

0.110

16.20

0.320

+ - - - - - - - - - Place of Use - - - - - +

Twn Rng Sec Tract Lot Acres Code Description County

16N 01W 11 SW NW 4.0 01 IRRIGATION (3) ADAMS

Total Acres: 4.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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Water right number - 67-07257

Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - -
No Remarks found.

+ - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - 01/14/87 05/01/88 CONVERT 03/28/89 JOHNSON 04/21/89 CURTIS 05/08/89 CURTIS
06/21/89 CURTIS 02/21/90 CURTIS

+ - - - - Water Rights Dates and Flags Area - - - - -

| | | |
|-------------------------------|------------------------------|---------------------|
| Proof Due Date - 09/01/1983 | Field Exam Made - 10/02/1985 | Field Exam Fee - |
| Approved/Denied - 09/19/1975 | Protested Date - 00/00/0000 | Swan Falls - |
| Proof Made Date - 07/06/1983 | Hearing Date - 00/00/0000 | Temporary Right - P |
| Exam to S.O. Date- 00/00/0000 | Verified Date - 00/00/0000 | DLE/Carey Act - |
| Order Show Cause - 00/00/0000 | Receipt Number - | Water District - |
| Licensed Date - 02/15/1990 | Appl Received - 08/15/1975 | Transfer/Amended - |
| Decree Date - 00/00/0000 | Presumption Flag - | |

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OCT 23 1996

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME Ambrose, Kirt or SandraCLAIM IDENT. NO. AB7-07257DATE RECEIVED 1-8-90 RECEIPT # 0007448 FEE PAID \$ 55.00 FEE REQ'D \$ 55.00

| | YES | NO | Require Info? |
|---|-------------------------------------|--------------------------|---------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | | | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? | ☒ | ☐ | * |
| The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim. | | | |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? N/A | ☒ | ☐ | |
| Is the consumptive use correct? N/A | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed showing # of homes, hd. of stock? | ☒ | ☐ | * |
| If multiple domestic, is single ownership indicated? | ☐ | ☐ | |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A | ☒ | ☐ | |
| If yes, compare claim w/existing right and attach proof report noting any differences in comments. | | | |
| If no, was water right no. found? | ☐ | ☐ | * |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A | ☒ | ☐ | |
| (If yes, attach a proof report & complete number change) | | | |
| NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed. | | | |
| 18. If the claimant requested a monthly docket sheet, was the fee paid? N/A | ☒ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate? | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time? | ☒ | ☐ | * |
| (Check ML3 for date mailed-not all were mailed on the planned date) | | | |
| If no, was an extension of time filed & approved? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? Exempt | ☒ | ☐ | * |

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OCT 23 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07257

Priority: August 15, 1975

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.11 CFS
16.2 AF

This is to certify, that KIRT M. AMBROSE
HC 62 BOX 1565

COUNCIL, ID 83612 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated August 15, 1975; and
has submitted Proof of Beneficial Use on July 6, 1983. An examination indicates
that the works have a diversion capacity of .320 cfs of water from:

SPRING tributary to SINKS

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 11/15 | 0.09 CFS | 16.0 AF |
| STOCKWATER | 01/01 to 12/31 | 0.02 CFS | 0.2 AF |
| | Totals | 0.11 CFS | 16.2 AF |

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 11, Township 16N, Range 01W
ADAMS 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> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 16N | 01W | 11 | SWNW | 4 | | 4 |

Total number of acres irrigated: 4

PLACE OF USE: STOCKWATER, same as IRRIGATION use

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 reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
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.

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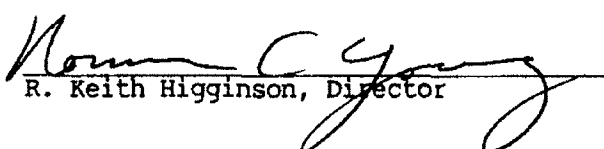
FEB 26 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 67-07257

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 15TH
day of FEBRUARY, 1990.

Acting for  R. Keith Higginson, Director

RECORDED

FEB 28 1990