

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: 67-7315A

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: 67-7315A

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.220 CFS
99.200 AFY

PRIORITY DATE: 06/22/1977

POINT OF DIVERSION:

T11N R04W S27 SWSESW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.220 CFS 99.20 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 October 31 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.

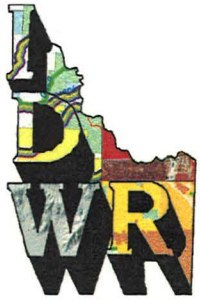
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

The right holder shall maintain the measuring device, access port, or other device as part of the diverting works.

Right No. 67-7315B is also diverted through point of diversion described above.



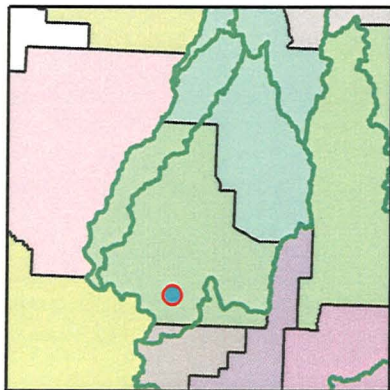
Idaho Department of Water Resources

SRBA Recommendation:

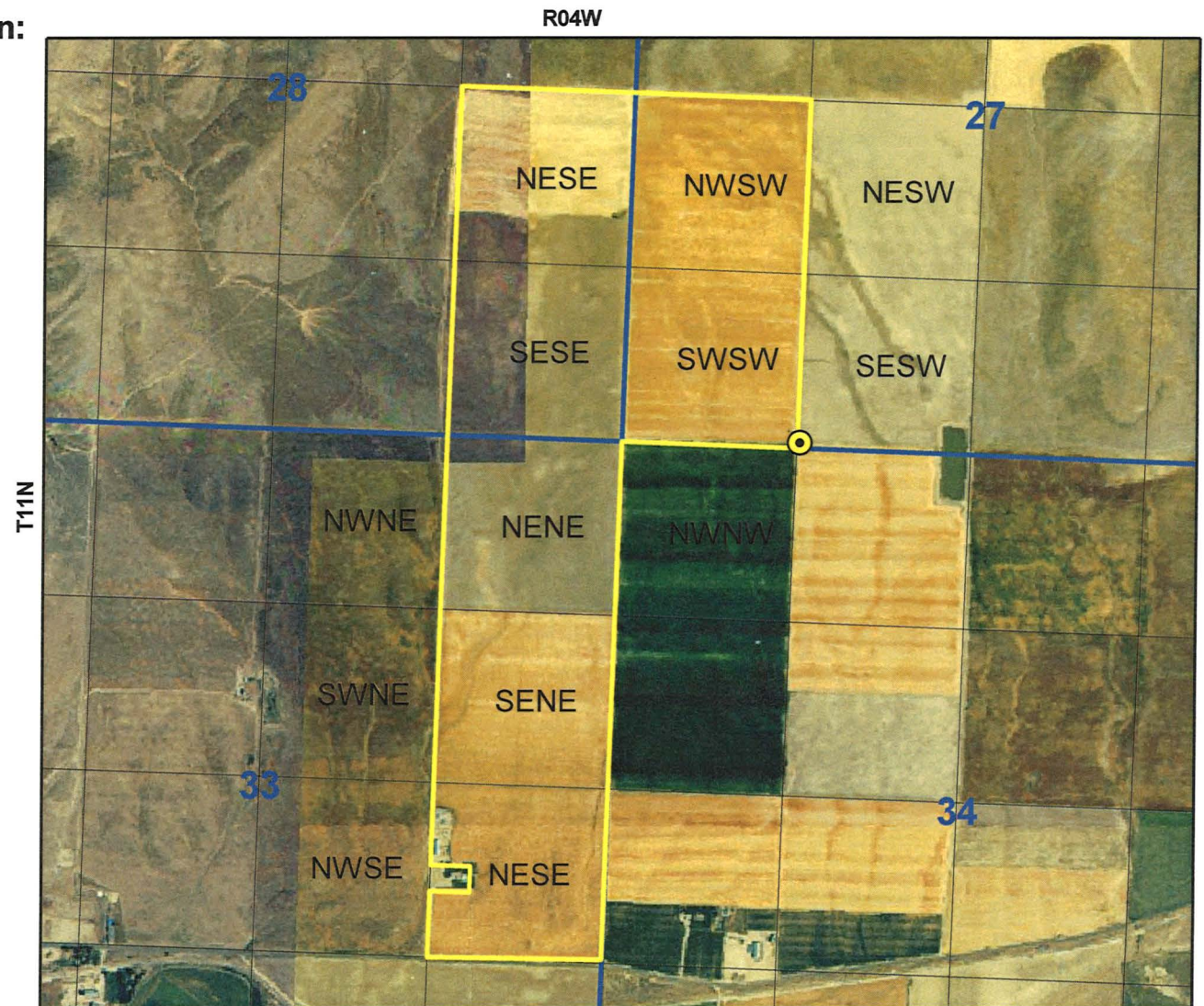
67-7315A

Legend

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



Washington County
IDWR Basin 67



0 0.5 1 Miles

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7315A V1

WATER RIGHT NUMBER: 67-7315A V1

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

Priority Date: 06/22/1977

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.220 CFS	99.20 AF
	<u>Total Diversion:</u>	0.220 CFS	99.20 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4SW1/4	Sec. 27, 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. R36 The right holder shall maintain the measuring device, access port, or other device as part of the diverting works.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7315A V1

2. 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.
3. F05 Right No. 67-7315B is also diverted through point of diversion described above.
4. 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 October 31 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.
5. 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.

Remarks:Comments:

1. mcase 4/9/2004 Priority Date

Comment: Basis of claim was miscoded.

2. mcase 4/9/2004 POU

Comment: Total Irrigated acreage for split WR is greater than the total acreage for the parent right. It looks like they claimed areas around the domestic site that were not originally licensed. I created the POU shapes to match the original license.

3. mcase 4/9/2004 Quantity

Comment: The parent right is only licensed for an annual diversion of 209.9 AF, yet the total annual diversion claimed is 980 AF. The parent right is licensed for a diversion rate of .46 cfs, yet the claimed diversion rate is 5.6 cfs.

4. mcase 4/9/2004 POU

Comment: Overlaps with Claim 67-7154-A

5. mcase 5/12/2004 Period of Use

Comment: Licensed Period of Use shorter than Standard Season of Use. Recommend shoulder remark.

6. jdean 9/26/2006 Amended Claim

Comment: This claim was amended to match the license. The recommendation is based on the claim/license.

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:

Adjudication Recommendation Report 67-7315A V1

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
		276
Combined Water Rights: 67-7154A , 67-7315A		

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	4/9/2004 11:42:53 AM	mcase			Active
POD	4/9/2004 11:47:01 AM	mcase			Active
Source	4/9/2004 11:47:17 AM	mcase			Active
POU	4/9/2004 11:51:44 AM	mcase			Active
Use	4/9/2004 11:53:57 AM	mcase			Active
Season	4/9/2004 11:54:32 AM	mcase			Active
Quantity	4/9/2004 11:56:43 AM	mcase			Active
Season	5/12/2004 3:25:44 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>
Season	5/12/2004 3:25:45 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?
Priority Date	4/9/2004 11:42:53 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 ? (No) 15. Is the basis of claim coded correctly?
POD	4/9/2004 11:47:01 AM	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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7315A V1

Source	4/9/2004 11:47:18 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?
POU	4/9/2004 11:50:03 AM	mcase	Edited shape boundary
POU	4/9/2004 11:51:45 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	4/9/2004 11:46:30 AM	mcase	Edited point location
Use	4/9/2004 11:53:57 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?
Quantity	4/9/2004 11:56:43 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? (No) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
POU	4/9/2004 12:25:41 PM	mcase	Edited shape boundary
POU	4/9/2004 12:27:08 PM	mcase	Edited shape boundary
POU	4/9/2004 12:27:40 PM	mcase	Edited shape boundary
Season	4/9/2004 11:54:32 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-7315A V1

Summary	9/26/2006 4:49:23 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?
POU	2/27/2004 9:33:40 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: A67-07315A
Date Received: 9/28/1989
Receipt No: CO 11846
Received By: nat

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C. ROBERT WOODS 208-549-0493
Address: 2076 WEISER RIVER ROAD
WEISER, ID 83672
2. Date of Priority: JUN 22, 1977
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 11N | 04W | 27 | SW | SE | SW | | WASHINGTON |
5. Description of diverting works:
WELL, 450' DEEP, 20 HP PUMP, PUMP SET AT 147', 12" CASING
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 10/31 | 5.600 | | |
7. Total Quantity Appropriated is:
5.600 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 of	Lot	Use	Acres
11N	04W	27	NW	SW		IRR	40.0
			SW	SW		IRR	40.0
Section Acres							80.0

A67-07315A

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:
CRANE CRK. & WEISER R. FLOOD WTR.

14. Remarks:

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): C 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 Harrington
Notary Public

Seal

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

Idaho Department of Water Resources

67 - 7315A

Legend

-  Claim 67-7315A POU
-  Washington taxlots
-  Sections
-  Quarter Quarter

T 11N, R 04W, Sections 27, 28, 33



0.2 0 0.2 0.4 0.6 Miles

Prepared by Morgan Case
April 13, 2004
1987 True Color Aerial Photo

Permit No. 163-7327

- ## B. OVERLAP REVIEW

1. Other water rights with same place of use: 67-2362 2nd 4th 5th 6th 7th 8th 9th 10th
Same place 2nd 4th 5th 6th 7th 8th 9th 10th ☐ Copies Attached
2. Other water rights with same point of diversion: 67-2362 2nd 4th 5th 6th 7th 8th 9th 10th
Same place 2nd 4th 5th 6th 7th 8th 9th 10th ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

Scale: 1" = 10' to 500'

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).