

NOTICE OF ERROR
REPLY

11/14/2006
RECEIVED

DEC 11 2006

WATER RESOURCES
WESTERN REGION

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: 67-14582

GEORGE D MC CREADY

PO BOX 582

COUNCIL ID 83612

Telephone Number: (208)253-4755

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: 12/11/06

SIGNATURE: George D Mc Cready

Please print your name: GEORGE D. MC CREADY

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

SCANNED

DEC 11 2006

08/07/2006

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

RIGHT NUMBER: 67-14582

NAME AND ADDRESS: GEORGE D MC CREADY
PO BOX 582
COUNCIL ID 83612

SOURCE: HORNET CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.160 CFS

PRIORITY DATE: 06/01/1886

POINT OF DIVERSION:

T17N R01W S30 SENW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.160 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T17N R01W S30

NESW

3.70

T17N R01W S30

NWSE

9.20

12.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 12.9 acres in a single irrigation season. Combined Right Nos.: 67-14582, & 67-14584

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 - Decreed



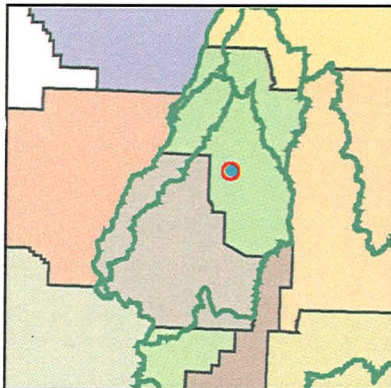
Idaho Department of Water Resources

SRBA Recommendation:

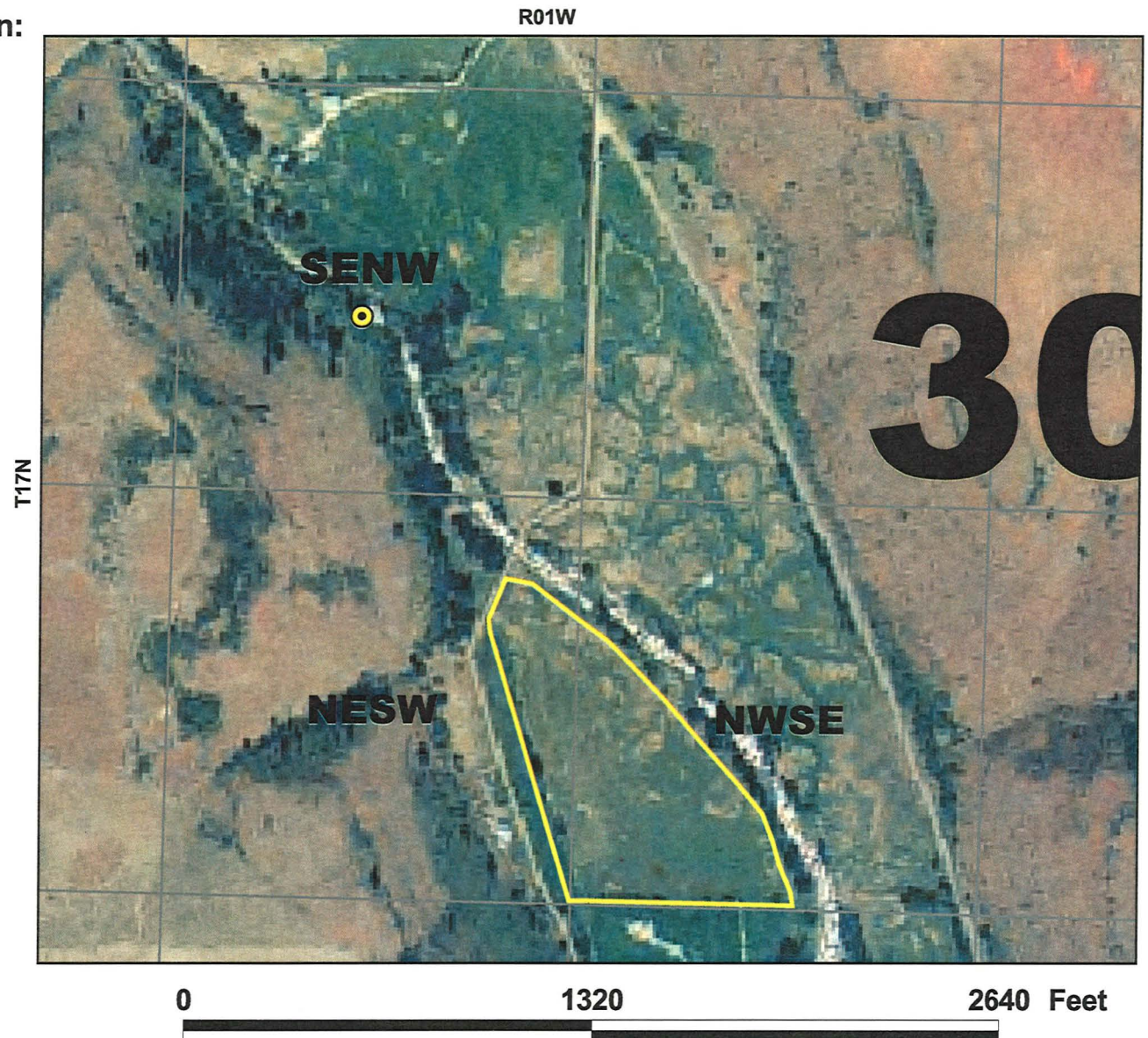
67-14582

Legend

-  Point of Diversion
-  Place of Use
-  B67 sections.shp
-  T17n01w.shp



Adams County
IDWR Basin 67



Prepared by C. Saxton
On Monday, August 7, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14582 V1

WATER RIGHT NUMBER: 67-14582 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	F FRED GLEMSER PO BOX M COUNCIL, ID 83612 (208)253-6475
Original Owner	EARL WALSTON , ID
Original Owner	SHIRLEY A GLEMSER PO BOX M COUNCIL, ID 83612 (208)253-6475
Current Owner	GEORGE D MC CREADY PO BOX 582 COUNCIL, ID 83612 (208)253-4755
Original Owner	HENRY E WARNER , ID

Priority Date: 06/01/1886

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
HORNET CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.160 CFS	
	<u>Total Diversion:</u>	0.160 CFS	

Location of Point(s) of Diversion

HORNET CREEK	SE1/4NW1/4	Sec. 30, Twp 17N, Rge 01W, B.M.
ADAMS 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	
17N	01W	30									3.7							9.2	12.9

Total Acres: 12.9

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14582 V1

1. E56 The rights listed below are limited to the irrigation of a combined total of 12.9 acres in a single irrigation season. Combined Right Nos.: 67-14582, & 67-14584
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.

Remarks:Comments:

1. csaxton 8/7/2006 Copied From Claim (1)
Comment: This right is a split from former right 67-389.

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>
Contacts	8/7/2006 2:31:03 PM	csaxton			Active
Priority Date	8/7/2006 2:31:22 PM	csaxton			Active
POD	8/7/2006 2:36:19 PM	csaxton			Active
Source	8/7/2006 2:37:18 PM	csaxton			Active
POU	8/7/2006 2:38:03 PM	csaxton			Active
Use	8/7/2006 2:38:14 PM	csaxton			Active
Season	8/7/2006 2:39:30 PM	csaxton			Active
Quantity	8/7/2006 2:39:38 PM	csaxton			Active
Summary			08/07/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	8/7/2006 2:37:41 PM	csaxton	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14582 V1

Season	8/7/2006 2:39:28 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (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?
Quantity	8/7/2006 2:39:36 PM	csaxton	(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? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	8/7/2006 2:45:27 PM	csaxton	(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?
POD	8/7/2006 2:36:45 PM	csaxton	Updated shape
Contacts	8/7/2006 2:31:02 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
POD	8/7/2006 2:36:55 PM	csaxton	Updated PLS
POU	8/7/2006 2:37:33 PM	csaxton	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14582 V1

General	8/7/2006 2:31:21 PM	csaxton	(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 ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	8/7/2006 2:36:17 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (No) 4. Does the Decree or License have a POD? (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?
Source	8/7/2006 2:37:16 PM	csaxton	(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? (No) 11. Is a Source remark and/or condition required?
POU	8/7/2006 2:38:00 PM	csaxton	(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? (No) 14. Is a POU remark and/or condition required?
Use	8/7/2006 2:38:12 PM	csaxton	(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? (No) 13. Is a Purpose of Use remark and/or condition required?

Water Supply Bank:

Split history for Decreed Right 67-389 & 4120

WR History

67-389	Walston
0.75	cfs
60	ac
0	af
0.0125	

Acreage calc at 5/8 " per acre

Claim History

67-389	Glemser	67-14581	Glemser
0.75		0.59	
76		54	
		67-14582	McCready
		0.16	
		22	

Sum CFS =	0.75
Sum Acre=	76
Sum AF =	n/a

Extra CFS =	0
Extra Acre =	-16
Extra AFA =	n/a

Recommended

Recommended

67-14581	Glemser
0.59	
47.1	

67-14582	McCready
0.16	
12.9	

Sum CFS =	0.75
Sum Acre=	60
Sum AF =	n/a

Extra CFS =	0.00
Extra Acre =	0
Extra AFA =	n/a

Ditch Loss calculation = 0.52 cfs

3/8 inches per ac

67-4120	Glemser	67-14583	Glemser
2.77	cfs	1.72	
87	ac	54	
	af	67-14584	McCready
		0.7	
		22	

Sum CFS =	2.42
Sum Acre=	76
Sum AF =	n/a

Extra CFS =	0.35
Extra Acre =	11
Extra AFA =	n/a

67-14581	Glemser
0.52	
47.1	

Sum CFS =	0.52
Sum Acre=	47.1
Sum AF =	

Total CFS @ 3/8 " = 0.35
3/8 " per acre = 0.0075

67-14583	Glemser
0.35	
47.1	

67-14583	Glemser
0.87	
47.1	

@ 3/8 " + ditch loss

67-14584	McCready
0.10	
12.9	

Sum CFS =	0.97
Sum Acre=	60
Sum AF =	n/a

Extra CFS =	1.80
Extra Acre =	27
Extra AFA =	n/a

*Last updated 7-31-06 (csaxton)

For digital copy of Excel spreadsheet file: See Craig L. Saxton

Use these notes for
b.u. claim
67-14584 also

IDWR Field Exam Form

06/29/2005

Priority Date Data Entry Form

Claim Number 67-14582

Claimed Priority Date: 6/1/1886

Claimed Basis: Decreed

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date:

Water Right Basis:

Recommended Priority Date

Recommended Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

decreed - split from 67-1120
b.u. claim 14584 lies on same POA, uses same
Source + POD as 14582, so no evidence of priority needed -
however, may want to send claimant a letter
explaining why 1886 priority date for b.u. is not
valid.
split from 67-389

Reviewer:

mv

Date:

6/30/05

Point of Diversion and Source Data Entry Form

Claim Number 67-14582

Claimed Point of Diversion and Source

T17N R01W S30 NWNW Lot 1 Within ADAMS County Source: HORNET CREEK WEISER RIVER

T17N R01W S30 SENW Within ADAMS County Source: HORNET CREEK WEISER RIVER

T17N R02W S23 NENWNE Within ADAMS County Source: HORNET CREEK WEISER RIVER

☐ Use Claimed POD and Source as Recommended POD and Source

Water Right Point of Diversion and Source

Recommended Point of Diversion and Source

Source Information

Source

Tributary To

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source

Other rights from this POD? _____

Document how the POD and Source were verified:

→ Bosco Bosler GPSd - #A0014047 → this is a split off of 67-389, which listed 3 PODs (see 389 file map). However, this portion of split only uses the above-mentioned POD (see map, attached). I was shown this POD by another water user, Jack Rubelt, early June, 2005.

Reviewer: MVDate: 6/30/05

Place Of Use Data Entry Form

Claim Number 67-14582

Claimed Place Of Use

T17N R01W S30 NESW 10.0 T17N R01W S30 NWSE 12.0
Total Acres 22

☒ Use Claimed POU as Recommended POU

Water Right Place Of Use

Recommended Place of Use

____ See corrections to claimed POU above

Twsp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres ____

Document how the POU was verified:

map in 67-389, aerial photos

Reviewer: mvDate: 6/30/05

Purpose of Use Data Entry Form

Claim Number 67-14582

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

Document how the Purpose of Use was verified:

aerial photos show irrigation, tip to area
w/ another local water user verifies irrigated land

Reviewer: mvDate: 6/30/05

Period of Use and Quantity Data Entry Form

Claim Number 67-14582

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	03/15	11/15	0.22	

Overall Diversion Rate 0.22 Overall Diversion Volume

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
-----------	-------	-----	------	--------

Overall Diversion Rate Overall Diversion Volume

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate Overall Diversion Volume

Document how the Period of Use and/or Diversion Rate were verified:

period of use - IDWR reviewer, please verify

Quantity - per Bosco Bosler, water master, this ditch has large carrying capacity and can accommodate all water users.

Reviewer: MMVDate: 6/30/05

Contacts Data Entry Form**Claim Number: 67-14582**

Owner Type	Full Name	Address	City	State	Zip	Phone
Original Owner	HENRY E WARNER			ID		
Original Owner	F FRED GLEMSER	PO BOX M	COUNCIL	ID	83612	(208)253-6475
Original Owner	EARL WALSTON			ID		
Original Owner	SHIRLEY A GLEMSER	PO BOX M	COUNCIL	ID	83612	(208)253-6475
Current Owner	GEORGE D MC CREADY	PO BOX 582	COUNCIL	ID	83612	(208)253-4755

Date of Field Exam: n/a Time: _____

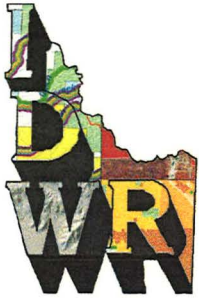
Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

NO field exam conducted. Good map in 67-389,
and via trip w/ another local water user I already
knew the location of the POD.

Reviewer: MVDate: 6/30/05



Idaho Department of Water Resources

Adjudication Claim Number: **67-14582**

*see Arc View
Shape*

T17N R01W
T17N R02W

Legend

- PLSS Section LinesGcdb_sections.shp
- GCDB17N02W GCDB
- GCDB17N01W GCDB
- B-67 streams.shp



Adams County
IDWR Basin 67



0 0.4 0.8 Miles

Prepared by M. Van Bussum
On Wednesday, June 29, 2005
1987 Aerial Photography



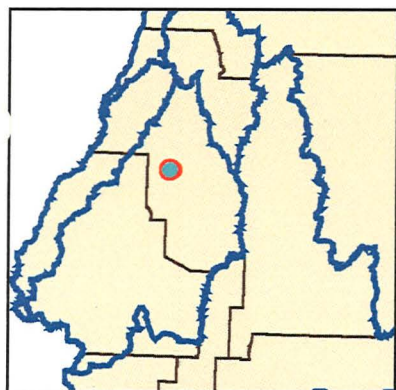
Idaho Department of Water Resources

Adjudication Claim Number: **67-14582**

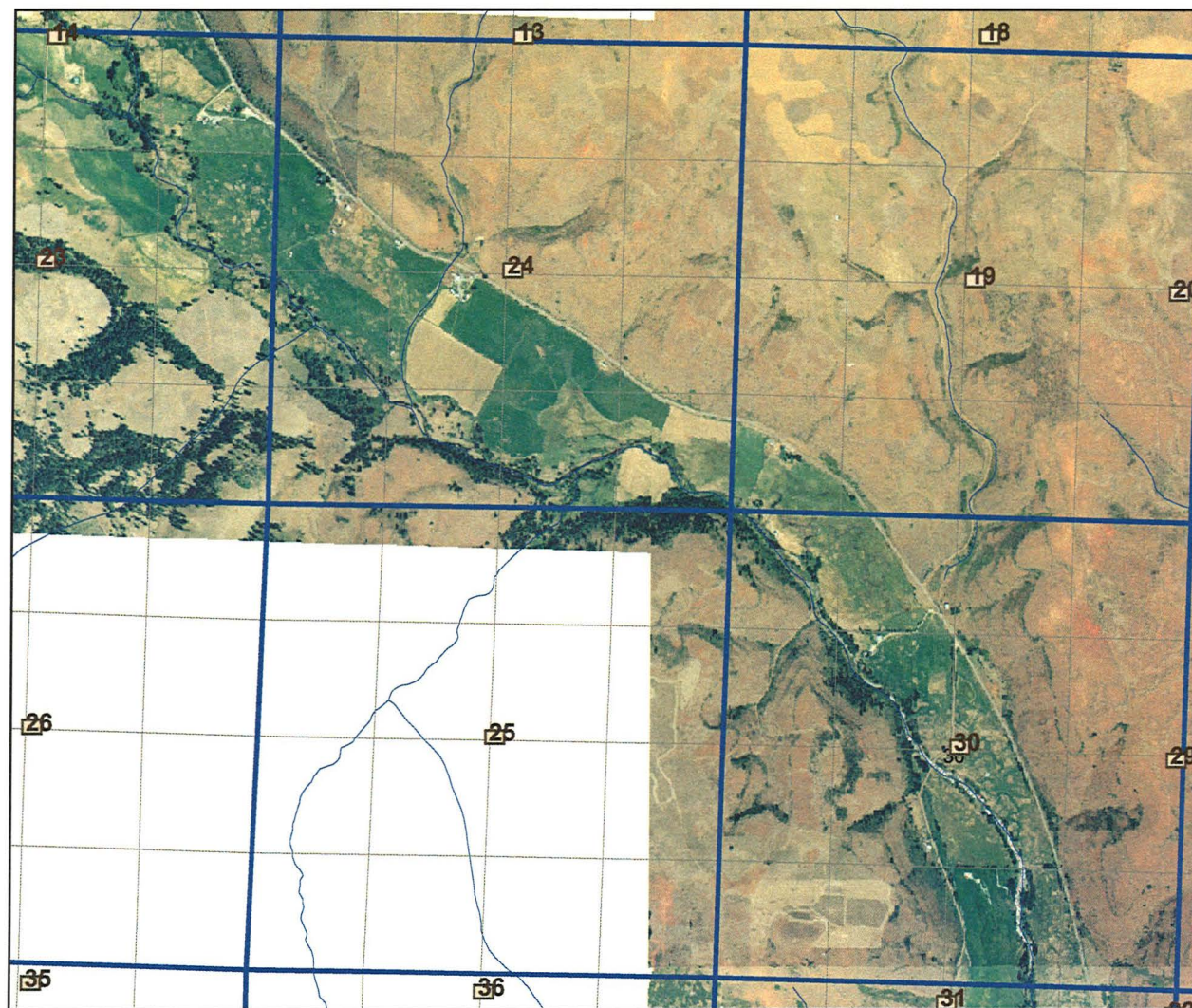
T17N R01W
T17N R02W

Legend

- PLSS Section LinesGcdb_sections.shp
- GCDB17N02W GCDB
- GCDB17N01W GCDB
- B-67 streams.shp



Adams County
IDWR Basin 67



0 1 2 Miles

Prepared by M. Van Bussum
On Wednesday, June 29, 2005
1987 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 67-14582
Date Received: 6/17/2005
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GEORGE D MC CREADY Phone: (208)253-4755

PO BOX 582
COUNCIL ID USA 83612

2. Date of Priority: 06/01/1886

3. Source: HORNET CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
17N	01W	30	SE NW	ADAMS	
17N	01W	30	NW NW 1	ADAMS	
17N	02W	23	NE NW NE	ADAMS	

5. Description of diverting works:

3 PTS OF DIVERSION; GRAVITY FLOW, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.16	

7. Total Quantity Appropriated is:
0.16 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
17N	01W	30	NE	SW	IRRIGATION	10
			NW	SE	IRRIGATION	12
					Section Acres	22
					Total Acres	22

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:

14. Remarks:

This right is a split from former right 67-389 .

15. Basis of Claim: Decreed

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: _____

Memorandum

Date: August 1, 2006

To: 67-14581 and 67-14582

From: Craig L. Saxton

Re: Division of diversion rate when splitting 67-389 thru change of ownership.

Change of ownership was filed by McCreedy in April of 2005. We split 67-389 proportionately based on the amount of claimed irrigated ground owned.

During review for recommendation, it was discovered that while the proportionate split did represent an equal split of the claim, the claim did not accurately represent the irrigated ground. Thus, the irrigated ground was not split proportionately based on ownership.

In other words, 67-389 was decreed for 60 acres but claimed for 76. When 76 acres was split, it gave more claimed water to McCreedy than what was actually irrigated and less claimed water to Glemser than what was actually irrigated.

As I cannot recommend more than was claimed, and based on what was actually determined to be irrigated, I am amending claims 67-14581 and 67-14582 to more accurately represent the water use for each parcel. This will allow making an accurate recommendation for both rights.

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 67-14582
Date Received: 6/17/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

GEORGE D MC CREADY Phone: (208)253-4755

PO BOX 582
COUNCIL ID USA 83612

2. Date of Priority: 06/01/1886

3. Source: HORNET CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
17N	01W	30	SE	NW		ADAMS	
17N	01W	30	NW	NW	1	ADAMS	
17N	02W	23	NE	NW	NE	ADAMS	

5. Description of diverting works:

3 PTS OF DIVERSION; GRAVITY FLOW, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.22	

7. Total Quantity Appropriated is:
0.22 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
17N	01W	30	NE	SW	IRRIGATION	10
			NW	SE	IRRIGATION	12
					Section Acres	22
					Total Acres	22

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:

14. Remarks:

This right is a split from former right 67-389.

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 20, 2005

GEORGE D MC CREADY
PO BOX 582
COUNCIL ID 83612

RE: Snake River Basin Adjudication (SRBA)
Notices of Claim to a Water Right #67-14582 and 67-14584

Dear Claimant:

As a result of buying a portion of the property and water right from Fred and Shirley Glemser, the identification numbers to your water rights have been changed as follows:

<u>From</u>	<u>To</u>
67-389	67-14582
67-4120	67-14584

Please use the new numbers in future inquiries or correspondence you may have with our Department.

Enclosed are copies of your water right claims. Please retain these copies for your file.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claims.

Thank you for your patience and cooperation. We have had several water right changes to process. Please call me at 1/800-451-4129 if you have any questions or concerns.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosures:

Copies of Notices of Claim Referenced Above

SCANNED

JUN 20 2005