

11/14/2006

NOTICE OF ERROR
REPLY

RECEIVED
DEC 05 2006
IDWR REGIONAL OFFICE
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: 67-14755

JOYCE WINSLOW
1367 WINSLOW RD
WEISER ID 83672
Telephone Number: (208)549-1438

CHARLEY L WINSLOW
1367 WINSLOW RD
WEISER ID 83672
Telephone Number: (208)549-1438

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:

6 I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12-4-06 SIGNATURE: Charley Winslow
Please print your name: Charley Winslow

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

SCANNED
DEC - 8 2006

09/11/2006

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

RIGHT NUMBER: 67-14755

NAME AND ADDRESS: JOYCE WINSLOW
1367 WINSLOW RD
WEISER ID 83672

CHARLEY L WINSLOW
1367 WINSLOW RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.110 CFS
16.700 AFY

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

PRIORITY DATE: 11/15/1940

POINT OF DIVERSION:

T10N R05W S8 SENWSE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	03/01 11/15	0.110 CFS 16.70 AFY

PLACE OF USE: IRRIGATION Within WASHINGTON County

T10N R05W S08 NWSE 3.70

DOMESTIC Within WASHINGTON County

T10N R05W S08 NWSE

3.7 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 67-4518.



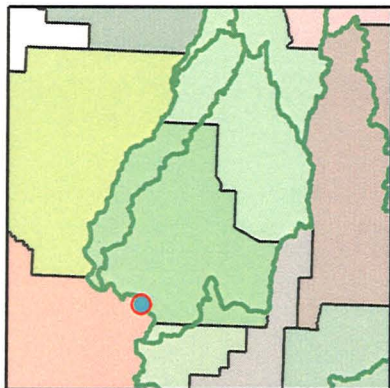
Idaho Department of Water Resources

SRBA Recommendation:

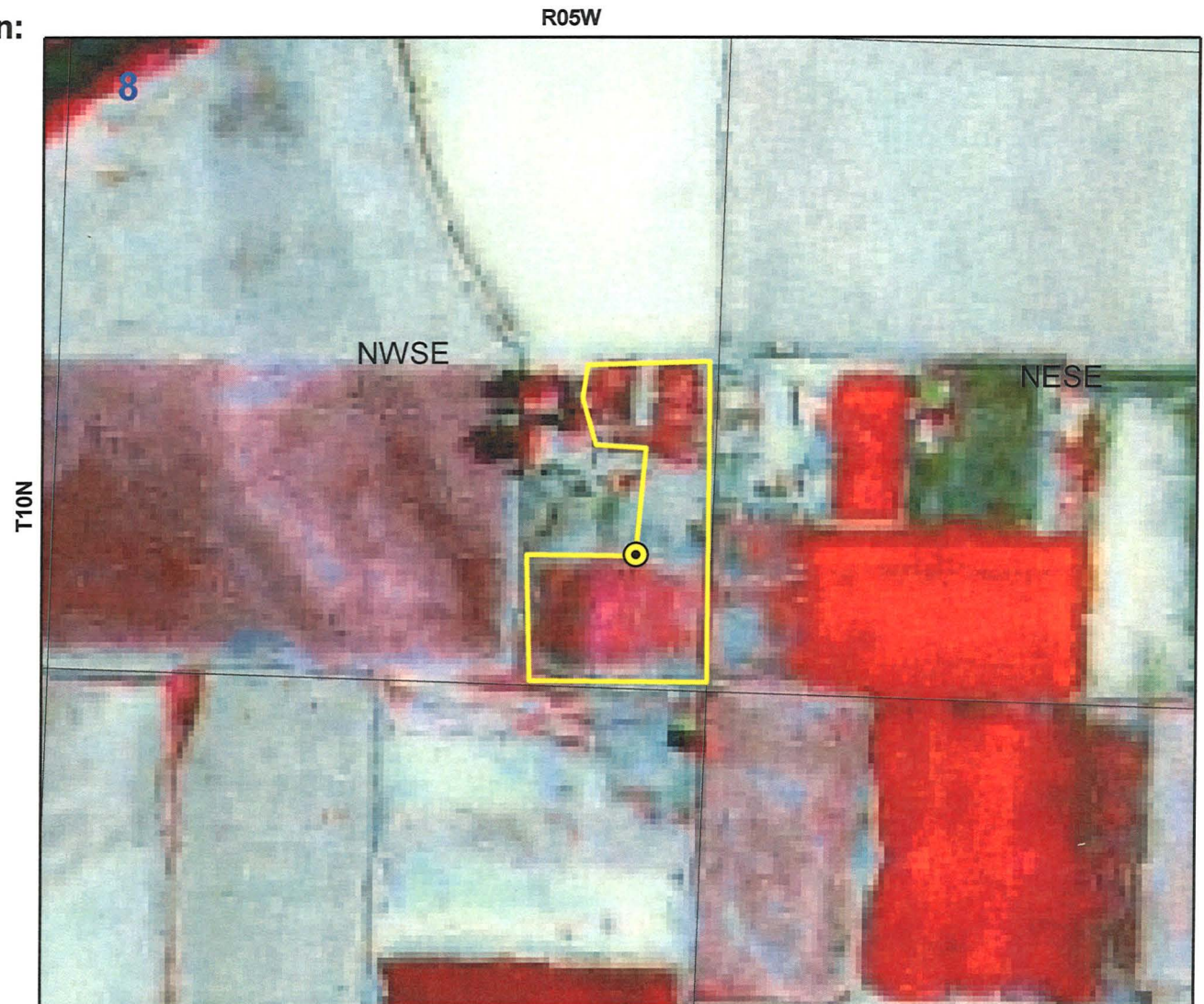
67-14755

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles



Prepared by J. Dean
On Monday, September 11, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14755 V1

WATER RIGHT NUMBER: 67-14755 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOYCE WINSLOW 1367 WINSLOW RD WEISER, ID 83672 (208)549-1438
Current Owner	CHARLEY L WINSLOW 1367 WINSLOW RD WEISER, ID 83672 (208)549-1438

Priority Date: 11/15/1940

Basis: Beneficial Use

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>
DOMESTIC	01/01 to 12/31	0.040 CFS	
IRRIGATION	03/01 to 11/15	0.110 CFS	16.70 AF
	<u>Total Diversion:</u>	0.110 CFS	16.70 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SE1/4	Sec. 8, Twp 10N, Rge 05W, B.M.
WASHINGTON County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10N	05W	8																	X

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	
10N	05W	8															3.7		3.7

Total Acres: 3.7

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-14755 V1

Conditions of Approval:

1. 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.
2. This right is a split from former right 67-4518.
3. N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
4. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

Remarks:Comments:

1. jdean 9/11/2006 POD

Comment: The POD was not verified in the field exam so additional information on the POD may be required during the NOE period.

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: AND
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	9/11/2006 3:54:45 PM	jdean			Active
Priority Date	9/11/2006 3:56:34 PM	jdean			Active
POD	9/11/2006 4:02:26 PM	jdean			Active
Source	9/11/2006 4:05:02 PM	jdean			Active
POU	9/11/2006 4:08:12 PM	jdean			Active
Use	9/11/2006 4:11:43 PM	jdean			Active
Season	9/11/2006 4:12:59 PM	jdean			Active
Quantity	9/11/2006 4:16:53 PM	jdean			Active
Summary			09/11/2006	jdean	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-14755 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	9/11/2006 3:54:45 PM	jdean	(No) 1. Do you want to schedule an appointment? Comment for 1: Exam completed for other portion of split right.
Contacts	9/11/2006 3:54:46 PM	jdean	(No) 1. Do you want to schedule an appointment? Comment for 1: Exam completed for other portion of split right.
POD	9/11/2006 4:02:01 PM	jdean	Updated PLS
Source	9/11/2006 4:05:02 PM	jdean	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Source was verified as per field exam on parent claim.
POU	9/11/2006 4:06:19 PM	jdean	Updated shape for Active POU
POU	9/11/2006 4:06:30 PM	jdean	Updated PLS for Active POU
Season	9/11/2006 4:12:59 PM	jdean	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14755 V1

Quantity	9/11/2006 4:16:53 PM	jdean	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - The total diversion is less than 0.2 cfs so no measurement is required. Description for Question 10 - 4.5 afy/acre * 3.7 acres = 16.7 afy
General	9/11/2006 3:56:35 PM	jdean	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavit of Lynn Anderson describes irrigation and domestic use for this property back to 1940.
POD	9/11/2006 4:01:37 PM	jdean	Updated shape
POU	9/11/2006 4:06:59 PM	jdean	Updated shape for Active POU
POU	9/11/2006 4:08:13 PM	jdean	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - POU was verified as per aerial photography.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14755 V1

Use	9/11/2006 4:11:44 PM	jdean	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Purpose of use was verified by areial photography showing irrigation and field exam that indicated domestic use at the house.
Summary	9/11/2006 4:19:08 PM	jdean	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 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	9/11/2006 4:07:07 PM	jdean	Updated PLS for Active POU
POD	9/11/2006 4:02:27 PM	jdean	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (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?

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 67-14755
Date Received: 1/19/2005
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JOYCE WINSLOW Phone: (208)549-1438

1367 WINSLOW RD
WEISER ID USA 83672

CHARLEY L WINSLOW Phone: (208)549-1438

1367 WINSLOW RD
WEISER ID USA 83672

2. Date of Priority: 07/01/1910

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10N	05W	8	SE NW SE	WASHINGTON	
10N	05W	8	NW SE SE	WASHINGTON	

5. Description of diverting works:

2 WELLS, HAND DUG, APPROX. 45' DEEP, 3 HP & 7 HP CENT. PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.11	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.11 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
10N	05W	8	NW	SE		DOMESTIC	
			NW	SE		IRRIGATION	5.72
						Section Acres	5.72
						Total Acres	5.72

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:

14. Remarks:

This right is a split from former right 67-4518.

15. Basis of Claim: Beneficial Use



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

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 2, 2006

CHARLEY AND JOYCE WINSLOW
1367 WINSLOW RD
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #67-4518

Dear Claimants:

As a result of selling a portion of your property and water right, the identification number to your water right has been changed as follows:

From
67-4518

To
67-14755

Please use the new number in future inquiries or correspondence you may have with our Department. Enclosed is a copy of your water right. Please retain this copy 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 claim.

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

Enclosure:

Notice of Claim to a Water Right

SCANNED

AUG 2 2006