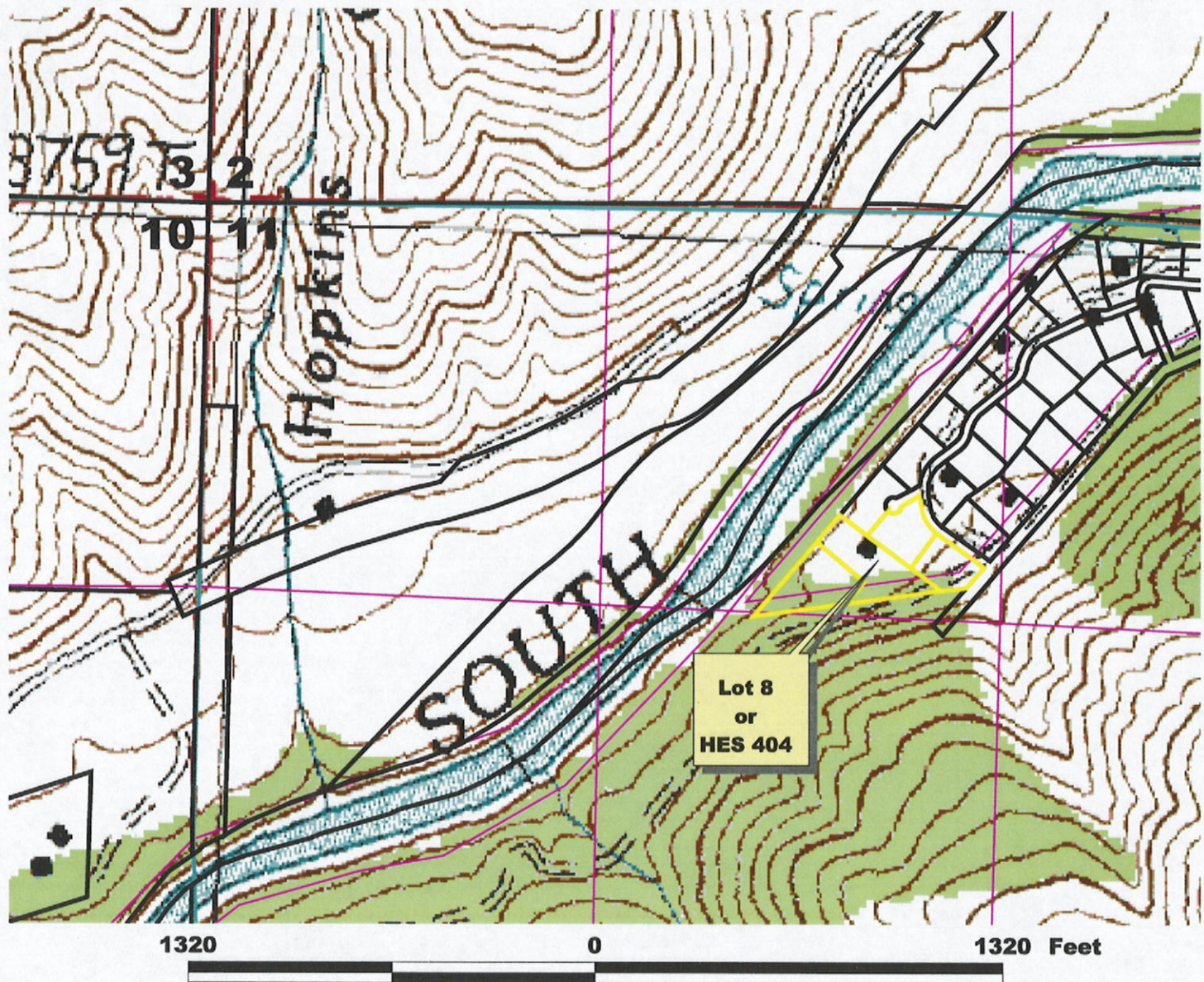


Goetsch - Objection

65-22486 and 65-22487

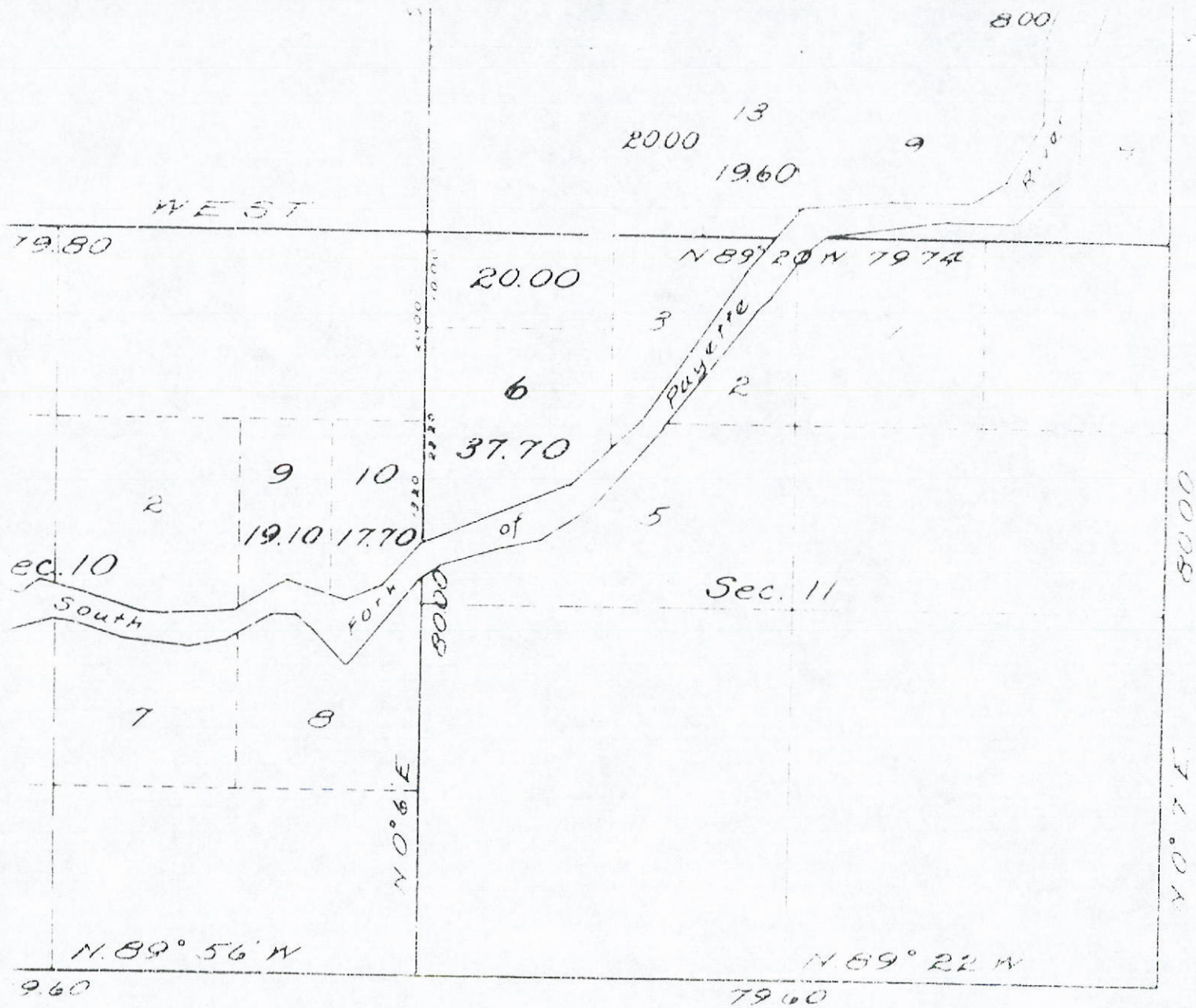


-  Goetsch Property
-  Boise-parcels.shp
-  S08n05e.shp
-  T08n05e.shp



Prepared By: Craig Saxton
Date: March 2002

[illegible]



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 65-22487
Date Received: 5/24/01
Receipt No: X999999
Received By:

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

1. Name of Claimant(s)

RICHARD C GOETSCH Phone: (208)462-3574

634 SOUTH FORK RD
GARDEN VALLEY ID USA 83622

GEORGIANNA L GOETSCH Phone: (208)462-3574

634 SOUTH FORK RD
GARDEN VALLEY ID USA 83622

2. Date of Priority: 08/01/1953

3. Source: PAYETTE RIVER SOUTH FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
08N	05E	11	NE NW 8	BOISE	

5. Description of diverting works:

Submersible pump with pipeline.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 2 Horses

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	05E	11	NE NW	8	STOCKWATER	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

This claim is based on right no. 65-2629.

15. Basis of Claim: Decreed

1

Saxton, Craig

From: Saxton, Craig
Sent: Wednesday, March 27, 2002 11:45 AM
To: Baxter, Garrick
Subject: Geotsch Objections 65-22486 and 65-22487

Hello Garrick,

I did some research on BLM objections to the Geotsch rights 65-22486 and 65-22487.

Boise County parcel Data and old survey plats indicate that the Geotsch property is located in Lot 8 or HES 404. Available data indicates that the recommendation made for the above mentioned rights is on private land owned by Geotsch.

Attached is a JPG. Note that Boise Parcel Data, USGS Quad Section lines, and BLM GCDB do not match perfectly.

I thought I would send you a copy of what I found, but I will document my research in my files.

Editorial Comment: I think the BLM probably ran some sort of selection file and objected to this just because BLM has land in the NENW also. From my limited knowledge of how BLM handle these situations, I would think that once it is explained to them that the right wasn't recommended on BLM land, they would be willing to withdraw the objection. Keep in mind that irrigation rights 65-02629 and 65-07207 were both *partially decreed on 11/03/2000* and are applicable to the same piece of property.

Please let me know if you have any questions, and I will continue to send you any information I find regarding the Objections we discussed yesterday.

Craig



goetsch.jpg

SRBA

SUBCASE SUMMARY REPORT 65-02629

[Return to SRBA Home Page](#)

SRBA
03-26-2002

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 65-02629 FILE#: 00000
CLAIMANT: GOETSCH, RICHARD C
634 SOUTH FORK RD

GARDEN VALLEY ID 83622
STATUS: PD ISSUED
WATER SOURCE: PAYETTE RIVER, SOUTH FORK, PAYETTE RIVER

****** PARTIES INVOLVED ******

RICHARD C GOETSCH	C PRO SE
GEORGIANNA L GOETSCH	C PRO SE

****** ROA ENTRIES ******

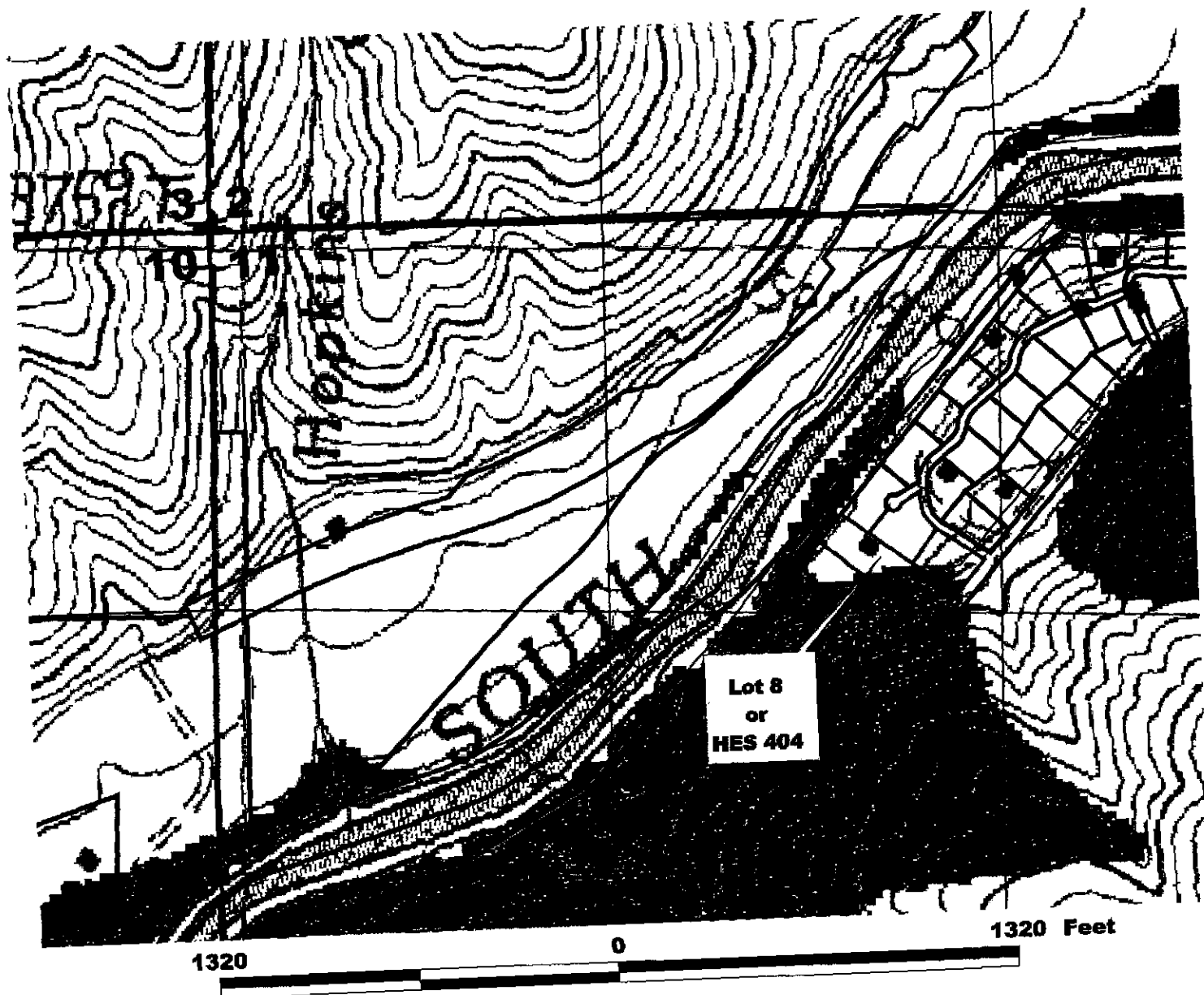
11-03-2000 PARTIAL DECREE FILED

11-03-2000

[Return to SRBA Home Page](#)

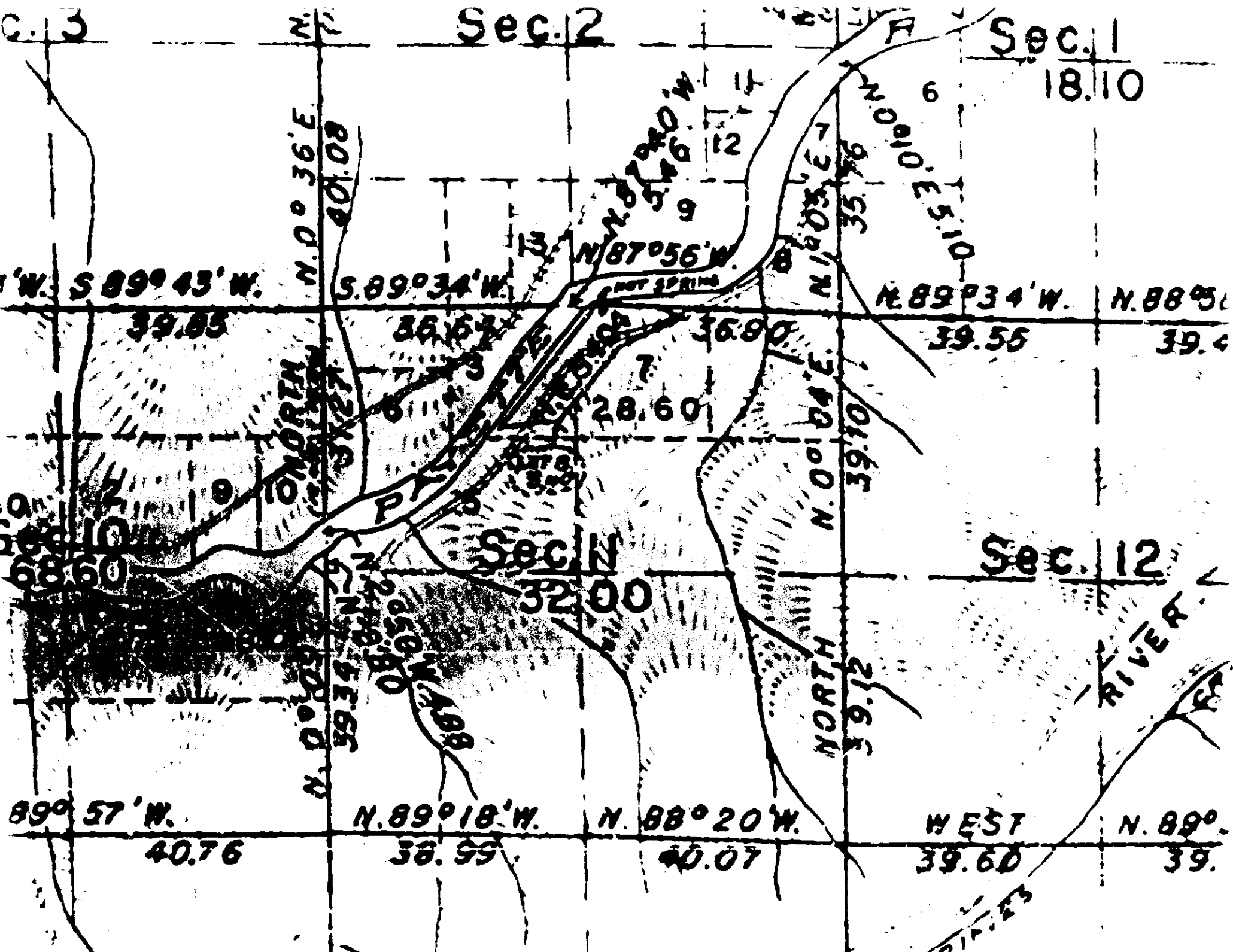
Goetsch - Objection

65-22486 and 65-22487



- ☐ Goetsch Property
- ☐ Boise-parcels.shp
- ☐ S08n05e.shp
- ☐ T08n05e.shp

Prepared By: Craig Saxton
Date: March 2002



C. 3

Sec. 2

Sec. 1
18.10

S. 89° 43' W.

N. 0° 36' E.

S. 89° 34' W.

N. 87° 56' W.

N. 89° 34' W.

N. 89° 34' W.

N. 88° 20' W.

68.60

NORTH

Sec. N
32.00

Sec. 12

RIVER

S. 89° 57' W.

40.76

N. 89° 18' W.

38.99

N. 88° 20' W.

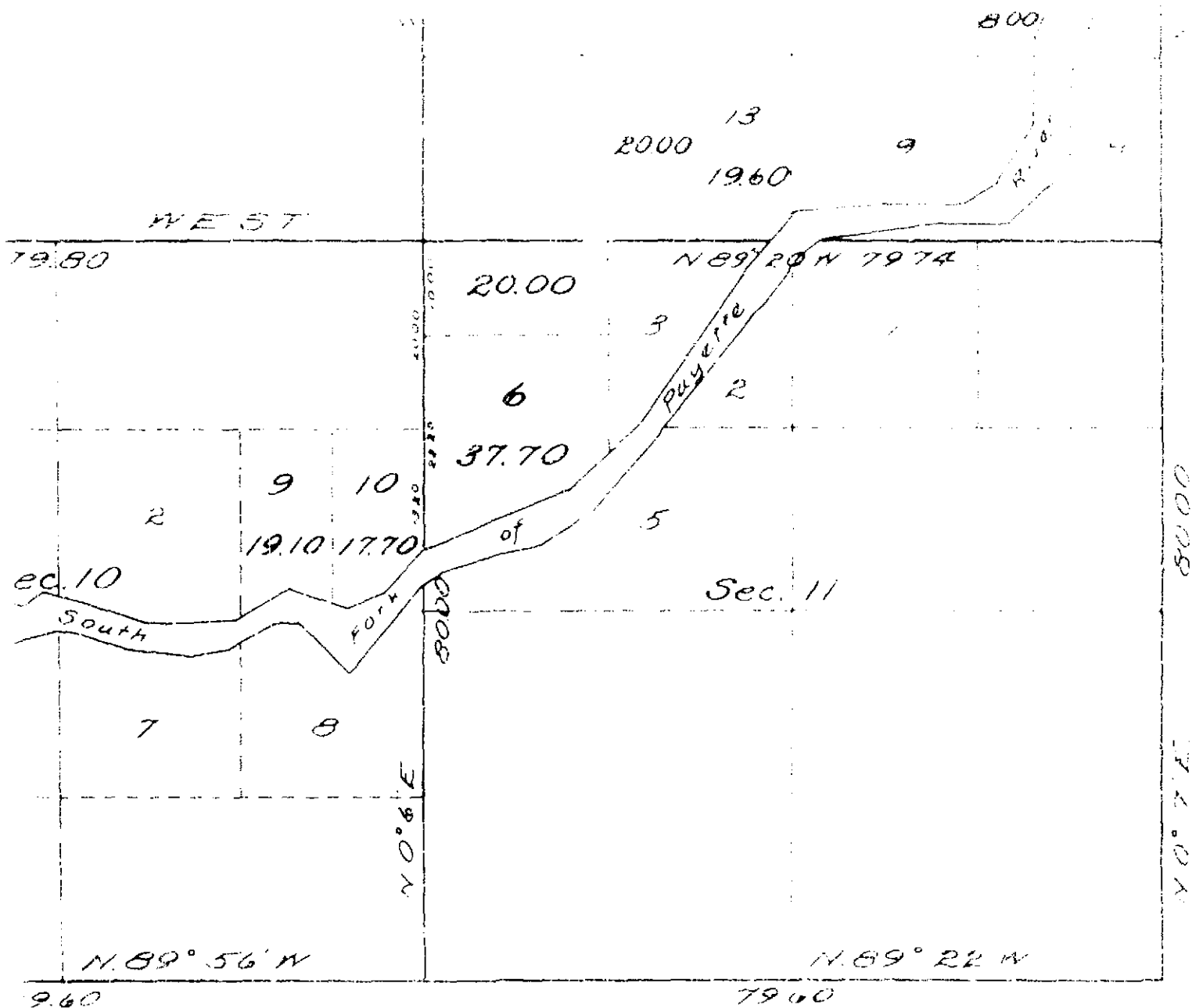
40.07

WEST

39.60

N. 89°

39.



stef
mel

RECEIVED
JAN 24 2002
WATER RESOURCES
WESTERN REGION

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 65-22487

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax

United States Department of Justice; Environment and Natural Resource Division; General Litigation Section
550 West Fort Street, MSC 033; Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Richard C Goetsch

Address: 634 South Fork Rd; Garden Valley ID 83622

Name: Georgianna L Goetsch

Address: 634 South Fork Rd; Garden Valley ID 83622

Name:

Address:;

Name:

Address:;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: See attached
5. ☒ **Point(s) of Diversion**
Should be: See attached
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: See attached

11. I object because:

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant does not have a valid water right with the elements claimed.

F.

VERIFICATION (Must be Completed)

State of Idaho)

) ss.

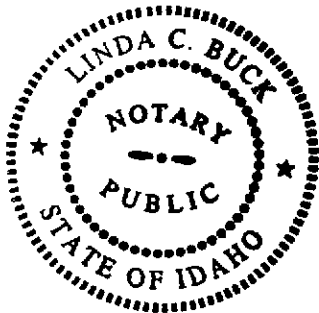
County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)
Lane C. Bowen
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 01-16-2002



Linda C. Buck
Linda C. Buck
Notary Public for Idaho
Residing at: Mountain Home
My Commission Expires: 12-21-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on Jan. 18, 2002, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Richard C Goetsch

Address: 634 South Fork Rd; Garden Valley ID 83622

Name: Georgianna L Goetsch

Address: 634 South Fork Rd; Garden Valley ID 83622

Name:

Address: ;

Name:

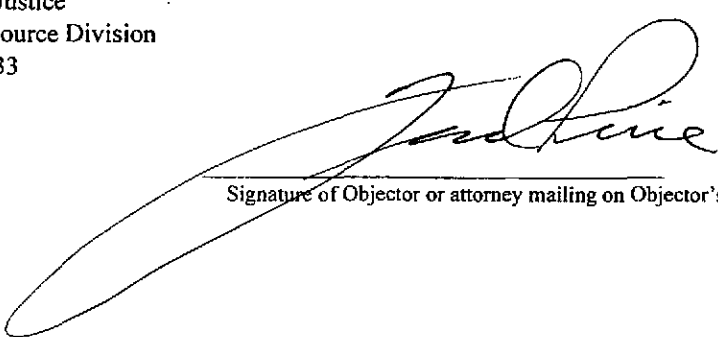
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449



Signature of Objector or attorney mailing on Objector's behalf

08/31/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-22487
NAME AND ADDRESS: RICHARD C GOETSCH
634 SOUTH FORK RD
GARDEN VALLEY ID 83622

GEORGIANNA L GOETSCH
634 SOUTH FORK RD
GARDEN VALLEY ID 83622

SOURCE: SOUTH FORK PAYETTE RIVER TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.020 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.
USE OF THIS RIGHT WITH RIGHT NO. 65-2629 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF .02 CFS.

PRIORITY DATE: 08/01/1953

POINT OF
DIVERSION:

T08N R05E S11 NENW Lot 8 Within BOISE County Blm

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within BOISE County

T08N R05E S11 Lot 8 NENW Blm

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 IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

STOCKWATER, 2 HORSES

ASSOCIATED WITH 65-2629

05/25/2001

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

RIGHT NUMBER: 65-22487

NAME AND ADDRESS: GEORGIANNA L GOETSCH
RICHARD C GOETSCH
634 SOUTH FORK RD
GARDEN VALLEY, ID 83622

SOURCE: SOUTH FORK PAYETTE RIVER TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

USE OF THIS RIGHT WITH RIGHT NO. 65-2629 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF .02 CFS.

PRIORITY DATE: 08/01/1953

POINT OF DIVERSION: T08N R05E S11 LOT 8 NENW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE:

STOCKWATER Within BOISE County
T08N R05E S11 LOT 8 NENW

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 IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

STOCKWATER, 2 HORSES

ASSOCIATED WITH 65-2629

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

WATER RIGHT NO. 65-22487

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GEORGIANNA L GOETSCH
Current Owner	RICHARD C GOETSCH
	634 SOUTH FORK RD
	GARDEN VALLEY, ID 83622
	(208)462-3574

Priority Date: 08/01/1953
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary to</u>
SOUTH FORK PAYETTE RIVER	PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	01/01	12/31	0.02 CFS		
Total Diversion	0.02 CFS				

Location of Point(s) of Diversion:

PAYETTE RIVER	NENW Lt 8	Sec. 11	Township 08N	Range 05E	BOISE County
---------------	-----------	---------	--------------	-----------	--------------

STOCKWATER Use:
Number of other uses: 2 Horses

Place(s) of use:

Place of Use Legal Description: STOCKWATER	BOISE County
--	--------------

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	05E	11	8	NENW										

Remarks:

1. This claim is based on right no. 65-2629.

Dates:

Licensed Date:
Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

C18 + N11 + N18 + E01

Other Information:

Receipt Number(s):
State or Federal:
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommended Right Report

WATER RIGHT NO. 65-2629

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GEORGIANNA L GOETSCH
Current Owner	RICHARD C GOETSCH
	634 SOUTH FORK RD
	GARDEN VALLEY, ID 83622
	(208)462-3574
Original Owner	FRED R LAPPIN
Original Owner	LINDA LAPPIN
	STAR ROUTE
	GARDEN VALLEY, ID 83622

Priority Date: 08/01/1953
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary to</u>
SOUTH FORK PAYETTE RIVER	PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01	11/01	0.02 CFS		
Total Diversion			0.02 CFS		

Location of Point(s) of Diversion:

PAYETTE RIVER	NENW Lt 8	Sec. 11	Township 08N	Range 05E	BOISE County
---------------	-----------	---------	--------------	-----------	--------------

IRRIGATION Use:
Acre Limit: 1

Place(s) of use:

Place of Use Legal Description: IRRIGATION	BOISE County
--	--------------

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	05E	11	8	NENW	1									

Total Acres: 1

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.

Remarks:

1. Explanatory RIGHT NO. 65-07207 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Comments:

Author	Date	Subject	Comment
MSCHULTE	11/22/99	COPIED FROM REMARKS	NOTE: NO LATE FEE IS BEING CHARGED SINCE THE CLAIMANTS MOVED IN 1988 FROM THE GARDEN VALLEY ADDRESS TO WHICH THE COMMENCEMENT NOTICE WAS MAILED IN 1989. ALSO THE NOTICES THAT WERE MAILED TO THE ORIGINAL OWNER, FRED LAPPIN, WERE MAILED TO AN OLD GARDEN VALLEY ADDRESS FOR MR. LAPPIN WHO MOVED FROM GARDEN VALLEY IN 1984. CLAIMANTS DID NOT RECEIVE A NOTICE IN 2/1989 AT THEIR CALIFORNIA ADDRESS NOW SHOWN ON THIS CLAIM. THEY WERE IN THIS OFFICE TO FILE PROOF OF B/U FOR ANOTHER RIGHT AND CHECKED ON THESE RIGHTS ALSO AND FOUND AN ADJ. CLAIM WAS REQUIRED. JS 9/18/90. ADDRESS CHANGED BY DB PER CLAIMANT REQUEST 3/3/98.
AJU10-JS	1/31/00	AJU10 CONDITION UPDATE	CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates:

Licensed Date:
 Claim Received Date: 09/18/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Decreed Date: 01/21/1986
 Date Filed with Court:
 Objection Filed Date:
 SF5 Filed:
 Special Master Recom Signed Date:

 Element Reviewed/Verified Dates: No dates found

Other Information:

Receipt Number(s): X999999
 State or Federal: S
 Owner Name Connector: OR
 Water District Number: 65
 Generic Max Rate per Acre:
 Generic Max Volume per Acre:
 Civil Case Number:
 Old Case Number:
 Decree Plaintiff:
 Decree Defendant:
 PresumptionFlag:
 Notice of Error Flag:NONE RECEIVED
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Cary Act Number:
 Mitigation Plan: False

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. AL5-22487
Date Received 5-24-01
Receipt Number _____NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

RECEIVED

MAY 24 2001

WATER RESOURCES
WESTERN REGION

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Richard + Georgianna Goetsch Phone (208) 462-3574
Mailing Address 1634 South Fork Rd. Zip 836222. Date of Priority (Only one per claim) 08/1/1953 Month/Day/Year3. Source of water supply (Check one) () Groundwater or Other ☒ (a) So Fk Payette River
which is tributary to (b) Payette River Name or kind of source4. Location of point of diversion is: Township 08 N Range 05 E
Section 11 . NE 1/4 of NW 1/4 of _____ 1/4, Govt. Lot 8 BM.,
County of Boise

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Submersible Pump w/ Pipeline

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Stockwater purposes from 01/01 Month/Day to 12/31 Month/Day amount 0.02 (cfs)
(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____7. Total quantity claimed 0.02 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 household 2 horses, Poultry

Place of use is: Township: 08 N Range 05 E
Section 11 NE 1/4 of NW 1/4, Govt. Lot 8 B.M.,
County of Boise for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

14. Remarks: Persuant to letter from IDWR 5/4/2001 concerning SRBA Basin 65
Non-Irrigation season stockwater Provision in Payette Adjudication.

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court Dist. Court 5th Dist. Decree Date 11/3/2000 Plaintiff vs Defendant SRBA
If applicable provide IDWR Water Right Number 65-02629

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) [Signature] Date 5/23/2001
Gorgonia Gotsch Date 5/23/2001

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
document in the space below as _____ Organization _____
_____ Title _____ of _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____
Title and Organization _____
State of Idaho/or Idaho } SS.
County of Boise

Subscribed and sworn (or affirmed) before me this 23rd day of May 2001 19__

SEAL
Notary Public [Signature]
Residing at Garden Valley Idaho
My Commission Expires 2-20-2003
Last Name - _____ Ident No. _____