

01/05/2006

**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: March 3, 2006

Water right number: 77-2095

NANCY MARIE KOZLOWSKI
4425 BROOKSIDE LN
BOISE ID 83703
Telephone Number: (208)939-6732

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: 3-3-06

SIGNATURE: Nancy Marie Kozlowski

Please print your name: Nancy Marie Kozlowski

IDWR State Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, (208) 287-4800

03/18/2005

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

RIGHT NUMBER: 77-2095

NAME AND ADDRESS: ~~ROSE NEAL~~

4401 BROOKSIDE LN
BOISE ID 83703

SOURCE: LICK CREEK

QUANTITY: 1.400 CFS

PRIORITY DATE: 08/05/1951

POINT OF DIVERSION:

T20N R09E S2 NESW Within VALLEY County

T20N R09E S2 NESW Within VALLEY County

T20N R09E S2 NWSW Within VALLEY County

T20N R09E S2 NWSW Within VALLEY County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

05/01 10/01

1.400 CFS

PLACE OF USE:

IRRIGATION Within VALLEY County

T20N R09E S02

NESW

13.0

T20N R09E S02

NWSW

30.0

T20N R09E S02

SWSW

30.0

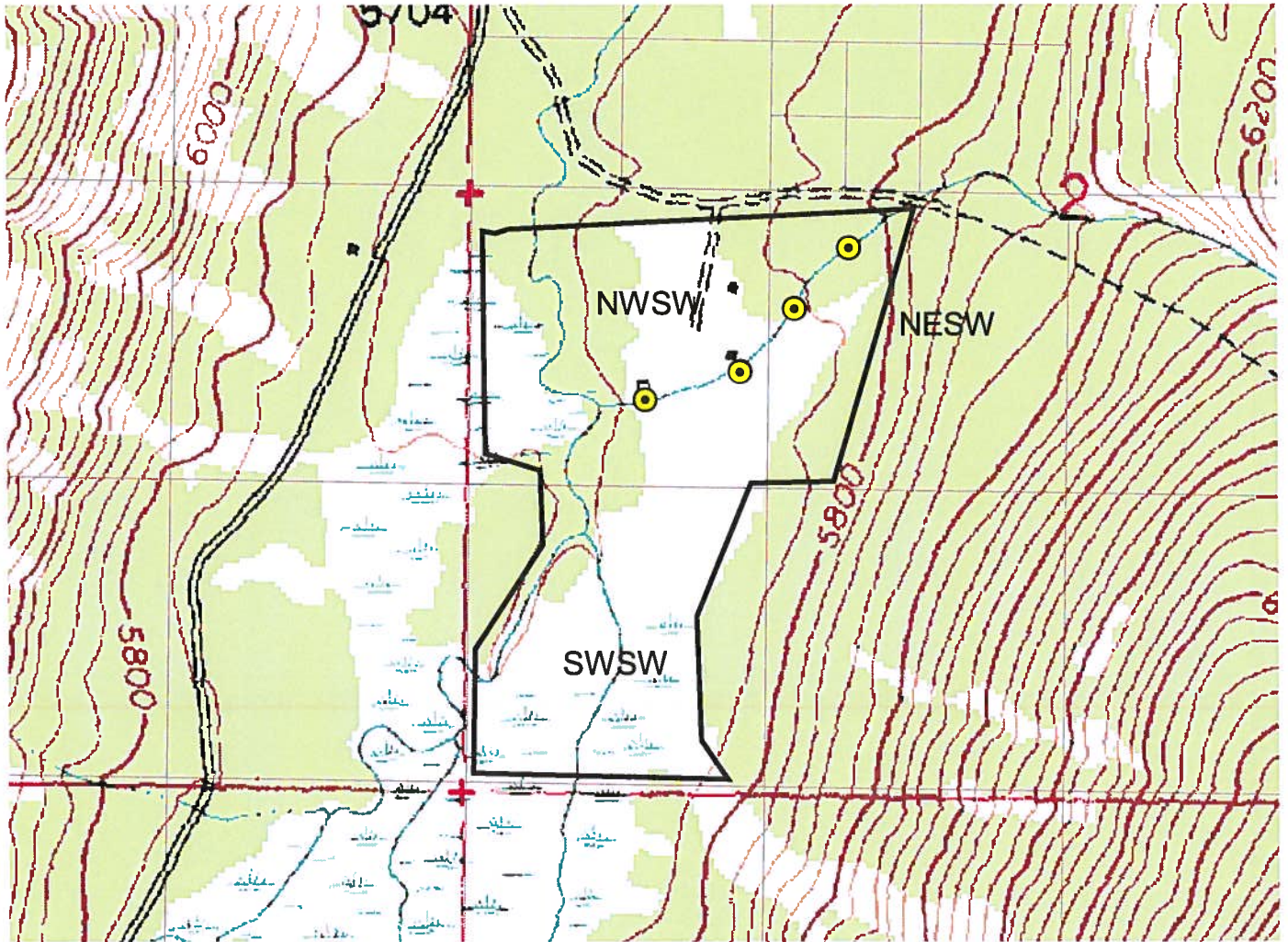
73 ACRES TOTAL

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: License

77-2095



0 500 1000 Feet

Section 2
T20N R9E



● Point of Diversion

□ Place of Use

Map prepared on March 18, 2005
By Kenneth Knoblock
Idaho Department of Water Resources



State of Idaho

DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615

(208) 769-1450

Fax (208) 769-1454

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

April 29, 2005

Nancy Kozwolski
4401 Brookside Ln.
Boise, ID 83714

RE: 77-2048 & 77-2095

Dear Ms. Koxwolski:

We have processed your change of water right ownership form. Enclosed are copies of the claims for your reference. We expect to submit our recommendations on your claims by the end of the year. The decreed right (77-10105) has been submitted to the State office for processing.

Sincerely,

A handwritten signature in black ink, appearing to read 'Knoblock', written over a horizontal line.

Kenneth Knoblock
Water Resources Agent



State of Idaho
DEPARTMENT OF WATER RESOURCES

NORTHERN REGION, Suite No. 210 • 1910 Northwest Blvd. • Coeur d'Alene, Idaho 83814-2615
(208) 769-1450

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

March 18, 2005

Nancy Kozowski
4425 N. Brookside Ln.
Boise, ID 83714

RE: 77-2048 & 77-2095

Dear Ms. Kozowski:

On November 17, 1988, Rose Neal submitted a Notice of Claim in the Snake River Adjudication (copies enclosed). It appears from the Valley County tax lot information and it appears that you may now own the property. If you do own the property, and the water is still being used, and you want your name in the final recommendation, then you need to file a change in water right ownership form and mail it to this office. Be sure to include a copy of the warranty deed or other document as described in item 2. B.

Sincerely.

A handwritten signature in black ink, appearing to read 'Kenneth Knoblock', written over a horizontal line.

Kenneth Knoblock
Water Resources Agent

RECEIVED
APR 29 2005
IDWR/North

PERSONAL REPRESENTATIVE'S DEED
N:\Clients\WNeal, Rose\Nealprobate\PR Deed-Valley Co2.wpd

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: A77-02095

Date Received: 11/17/1988

Receipt No: W001486

Received By: DLR

✓
EHL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROSE NEAL 208-939-6277
Address: 4401 BROOKSIDE LANE
BOISE, ID 83703

2. Date of Priority: AUG 05, 1951

3. Source: LICK CREEK Trib. to: BIG CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
20N	09E	2		NE	SW		VALLEY
				NW	SW		VALLEY

5. Description of diverting works:
DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	11/01	1.400		

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

8. Total consumptive use is 10 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
20N	09E	2	NE	SW		IRR	13.0
			NW	SW		IRR	30.0
			SW	SW		IRR	30.0

Section Acres 73.0

A77-02095

Page 1

Date: 11/21/88

MICROFILMED

OCT 05 1992

10. Place of Use: Continued

Total Acres 73.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:
77-02048

14. Remarks:
2 P/D IN NESW & 2 P/D IN NWSW, S2, T20N, R9E.

15. Basis of Claim: LICENSE
Water Right Number: 20185

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): Rose Neal Date: Nov. 21, 1988
_____ Date: _____

State of Idaho)
County of Ada) ss.

Subscribed and sworn (or affirmed) before me this 21st day
of Nov 19 88

Dora R. T. Thud
Notary Public

Seal

Residing at Boise Id
My Commission Expires 9/14/1994

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 20185

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant Scott Neal, Route #1, Boise, Idaho

2. Source of water supply: Lick Creek, tributary of Big Creek

3. Location of point of diversion: Is in the NE 1/4 SW 1/4 of Section 2

T. 20 N. R. 9 E. County of Valley

4. Describe works as they exist, giving dimensions and capacities of same: P.D.'s are dirt, Rock & Canvas dams placed in creek to divert into small ditches, i.e. 1' and 2' x 2' and varying sizes that follow the ridges down through the fields.

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE 1/4 SW 1/4, Sec. 2; NW 1/4, Sec. 11, T. 20 N., R. 9 E., B. M.

They clear a portion of land each year.
Land used for grazing mostly now. They has been cut and hatted and
fed through out the winter. The place is being leased to a Guide & Park
Service now.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Big Creek Salmon River

Remarks: Mr. Scott Neal along

No measurement made. Estimated total flow of creek to be 1.2 cfs. or 6 inches
works. Capable of conveying 300 ft.

This examination was made on the 2nd day of October, 1964

(Signed)

Loy Johnson

Examiner.

20185

State of Idaho
License and Certificate of Water Right

Water License No. 20185 Amount 1.4 c.f.s.
Water District No. _____ Priority August 5, 1951

THIS IS TO CERTIFY that SCOTT NEAL
of Big Creek, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 2, 19 47; that Permit No. 20185
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.4 second feet, was issued thereunder on October 22, 1952, showing that said works
were completed on the 14th day of October, 19 52; and that on the 7th
day of August, 19 61,

SCOTT NEAL
of Boise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of Lick Creek
, a tributary of Big Creek, for the purpose of irrigation
, under Use Permit No. 20185 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 8018, on the 13 day of October, 19 64;
The right hereby confirmed dates from August 5, 19 51;
The Point of Diversion is located 2 points in NE 1/4 SW 1/4; 2 points in NW 1/4 SW 1/4
in the 1/4 Sec. 2, Tp. 20 N, R. 9 E., B. M. Valley County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
20 N	9 E.	2	NE 1/4 SW 1/4	10	13
			NW 1/4 SW 1/4	10	30
			SW 1/4 SW 1/4	40	30
			Total number of acres to be irrigated:		73

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
13th day of October, 19 64.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

77 2095

- [illegible]

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[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

11/30/2004

WATER RIGHT NO. 77-2095

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SCOTT NEAL BOISE, ID

Priority Date: 08/05/1951

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
LICK CREEK	BIG CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	/	/	1.4 CFS	
Total Diversion			1.4 CFS	

Location of Point(s) of Diversion:

LICK CREEK	NESW	Sec. 02	Township 20N	Range 09E	VALLEY County
LICK CREEK	NWSW	Sec. 02	Township 20N	Range 09E	VALLEY County

Place(s) of use:

Place of Use Legal Description: IRRIGATION VALLEY 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>
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20N

09E

2

NESW 13

NWSW 30

SWSW 30

Total Acres: 73

Remarks:

1. |General| 2 P/D IN NESW & 2 P/D IN NWSW, S2, T20N, R9E.

Dates:
Licensed Date: 10/10/1979
Decreed Date:
Permit Proof Due Date:
Permit Proof Made Date:
Permit Approved Date:
Permit Moratorium Expiration Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close