


NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

77-2145A
77-2145B
77-2145C

701 PD 8-2588

Jerry Ogstad
PO Box 248
Caldwell, ID 83606



UNABLE TO FORWARD

08/09/2005

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

RIGHT NUMBER: 77-2145A

NAME AND ADDRESS: PAUL DEAN SMITH
4803 SHIRLEY
BOISE ID 83703

SOURCE: LICK CREEK

TRIBUTARY: BIG CREEK

QUANTITY: 0.040 CFS
5.700 AFY

PRIORITY DATE: 04/23/1962

POINT OF DIVERSION:

T20N R09E S2 SESENW Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.030 CFS 4.50 AFY
DOMESTIC	01/01 12/31	0.020 CFS 0.60 AFY

PLACE OF USE: IRRIGATION Within VALLEY County

T20N R09E S02 SWNW 1.5

DOMESTIC Within VALLEY County

T20N R09E S02 SWNW

1.5 ACRES TOTAL

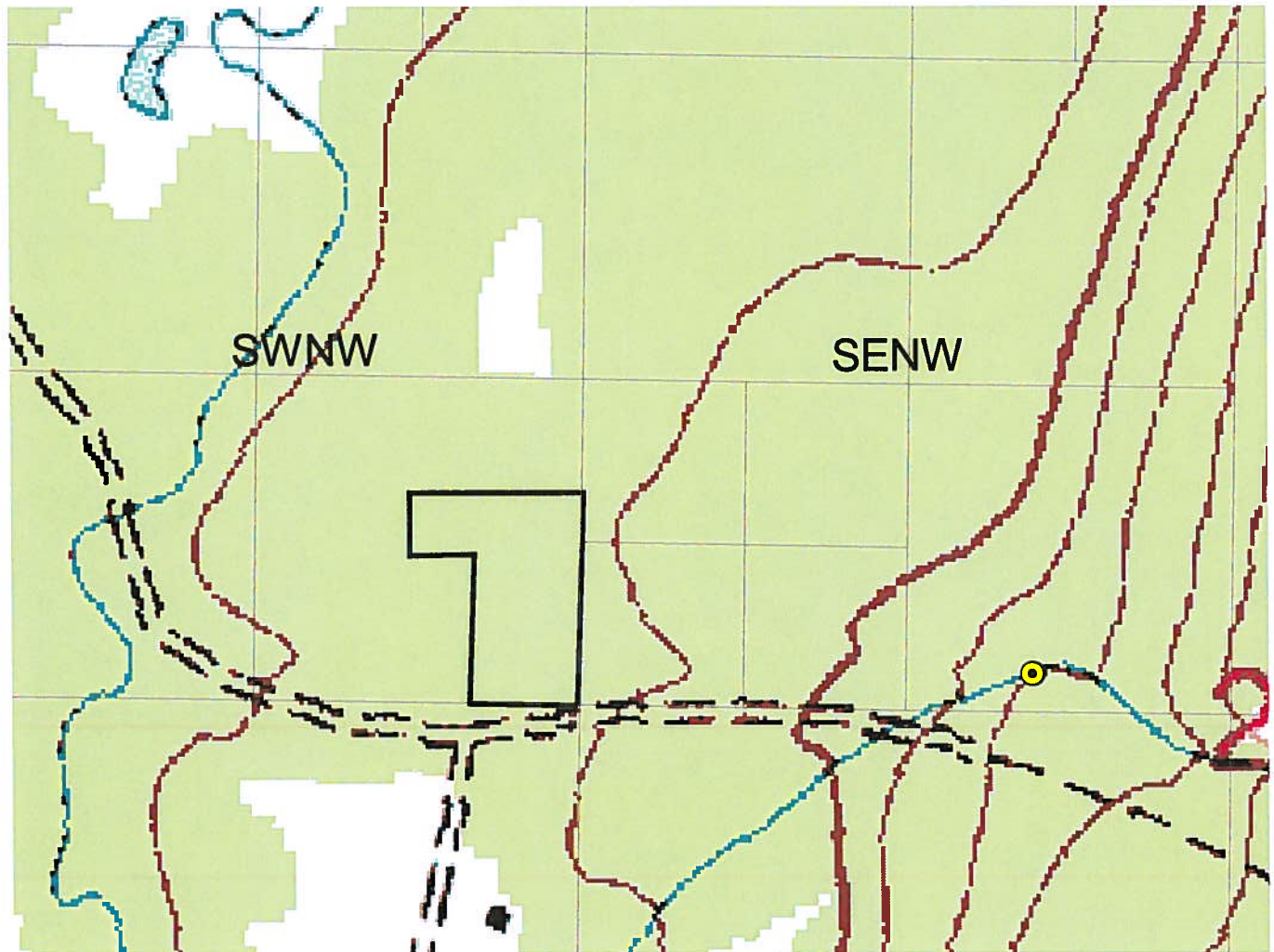
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS WATER RIGHT CLAIM IS BASED ON WATER RIGHTS NOS. 77-2145
AND 77-2146

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

77-2145A



0 300 600 Feet

Section 2
T20N R9E



● Point of Diversion

□ Place of Use

Map prepared on August 9, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

7/28/05

PMO100 - PARCEL MASTER INQUIRY

13:47:25

PARCEL: RP 000790020390 A

SMITH, PAUL DEAN

4803 SHIRLEY

BOISE ID 83703

F19=SP
LEGAL DESCRIPTION
EDWARDSBURG RECORDER'S
PLAT NO. 2
LOT 39 BLOCK 2
ProVal Area Number 1
CODE AREA 8-0000 OWNER CD
PARC TYPE LOC CODE 4700
EFFDATE 1011993 EXPDATE
PREV PARCEL RP000790020390A

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
15	2001	390	AC	11130				
37	2001			14470				

TOTALS 390 25600

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

3/16/05

PMO100 - PARCEL MASTER INQUIRY

11:58:50

PARCEL: RP 000790020410 A F1=SL

F17=DD F19=SP

LEGAL DESCRIPTION

SMITH, PAUL D.
& MAGGARD, BRENDA L., ETAL

EDWARDSBURG RECORDER'S
PLAT NO. 2

LOT 41 BLOCK 2 +
ProVal Area Number 1

4803 SHIRLEY

CODE AREA 8-0000 OWNER CD

BOISE ID 83703

PARC TYPE LOC CODE 4700

EFFDATE 1011993 EXPDATE

PREV PARCEL RP000790020410A

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
15	2001	1970	AC	16490				

TOTALS 1970 16490

ENTER NEXT PARCEL NUMBER RP A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=SRch F22=EU



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

December 13, 2004

Paul Dean Smith
4803 Shirley
Boise, ID 83703

1985 house lot 39 Edwardsburg lot 40
DIRK KEMPTHORNE
GOVERNOR
KARL J. DREHER
DIRECTOR

Lawrence Goolsby
112 W. 110N
Jerome, ID 83338

Jerry Ogstad
Box 248
Caldwell, ID 83606

lot 35 cabin (wells use) no house no time

Tom Stokes
5600 West Amity
Nampa, ID 83656

lot 40 improvement bus

RE: 77-2145A, 77-2145B & 77-2145C

In 1988 and 1989 you filed three claims in the Snake River Basin Adjudication. The claims were based on water right licenses 77-2145 & 77-2146.

License 77-2145 is for 0.09 cfs from Lick Creek to be used for 4 acres of irrigation and one household.

License 77-4146 is for 0.04 cfs from Lick Creek to be used for 2 acres of irrigation and one household.

Claim 77-2145A is for 0.09 cfs from Lick Creek to be used for 2.5 acres of irrigation and one household.

.13 2.0m 0.02 Jm .03 total .04 AF 4.5 1.2 6.7 AF

Claim 77-2145B is for 0.06 cfs from Lick Creek to be used for 2.5 acres of irrigation and one household.

.07 Lawrence Goolsby 1.5 Jm .03 tot .03 4.5 AF

Claim 77-2145C is for .09 cfs from Lick Creek to be used for 4 acres of irrigation and one household.

.06 Tom Stokes 3 .06 total .06 9.6 AF

As you can see more water is claimed than was authorized by the two licenses. We would like to have the three parties discuss the situation so that the total amount claimed is the same and what was listed in the water right licenses and notify us of the agreement.

Sincerely,

Kenneth Knoblock

Kenneth Knoblock
Water Resources Agent

1.5 3 AF/Ac

3 3 9 .6

Bk 4 Pg. 12 Inst. No. 76951 8-21-72

TUDOR ENGINEERING COMPANY



◆ Initial Point
○ Angle Points on Boundary - $5/8" \times 10"$ Steel Pins with Aluminum Caps.
① All other points - $1/8" \times 2 1/2"$ or $5/8" \times 10"$ Steel Pins
② Lot Numbers
③ LABORATORY SHEETS

Leslie J. Antkenman, being duly sworn, says that he is a Registered Professional Engineer; that the final map of the foregoing plat was prepared under his supervision, and that this facing is an exact copy of said final map.

STATE OF IDAHO } S.S.
COUNTY OF ADA }

COUNTY OF ADA }
Subscribed and Sworn to before me this 1st
day of February, 1972.

Ernest C. Leonard
Notary Public Residing in Boise, Idaho



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: A77-02145A
Date Received: 9/12/1988
Receipt No: 90
Received By: C002527

RECEIVED
SEP 16 1988

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PAUL DEAN SMITH 208-344-7232
Address: 4803 SHIRLEY
BOISE, ID 83703

2. Date of Priority: APR 23, 1962

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

4. Point of Diversion:

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

5. Description of diverting works:
CONCRETE DAM WITH WOOD GATES, INTO TANK THEN PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.050		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
20N	09E	2	SW	NW		IRR	2.5
			SW	NW		DOMEST	

Section Acres 2.5

A77-02145A

Page 1

Date: 09/12/88

MICROFILMED
OCT 05 1992

10. Place of Use: Continued

Total Acres 2.5

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:
NONE

14. Remarks:

THIS WATER RIGHT CLAIM IS BASED ON WATER RIGHTS NOS. 77-2145 AND 77-2146. THE CLAIMANT OWNS 2 OF THE 4 IRRIGATED ACRES FROM WATER RIGHT NO. 77-2145 AND 0.5 OF THE 2 ACRES FROM WATER RIGHT NO. 77-2146.

15. Basis of Claim: LICENSE

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: 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): Paul D. Smith Date: 9-12-88
Date:

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 12th day
of Sept 19 88

Dena Billups
Notary Public

Seal

Dena Billups, Notary Public
Residing at Caldwell, Idaho
My Commission Expires March 21, 1994
My Commission Expires

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30470/77-2146 Priority April 23, 1962 Amount 0.04 cfs

THIS IS TO CERTIFY, that JOHN C. COFFIN
of Cascade, Idaho, has complied with the terms and conditions of Permit
No. 30470/77-2146 issued pursuant to Application for Permit dated April 23, 1962,
and has submitted proof to the Department of Water Administration on December 28, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.14 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Lick Creek
tributary of Big Creek, is hereby confirmed in the following amounts:
Amount 0.04 cfs for Irrigation from April 15 to Oct. 15 (both dates inclusive)
Amount 0.02 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.04 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, Twp. 20 N, Rge. 9 E, B.M.

in the county of Valley; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 6.0 acre feet per year or _____
3.0 acre feet per acre, for irrigation use and 0.6 acre feet per year for
domestic use with the total amount not to exceed 6.6 acre feet per year.
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
20 N	9 E	2							2										2
		2							X (domestic)										

Total number of acres irrigated 2

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10 day of

September, 19 73.


Director

77 2146

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30469/77-2145 Priority April 23, 1962 Amount 0.09 cfs

THIS IS TO CERTIFY, that JOHN C. COFFIN
of Cascade, Idaho, has complied with the terms and conditions of Permit
No. 30469/77-2145 issued pursuant to Application for Permit dated April 23, 1962,
and has submitted proof to the Department of Water Administration on December 28, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.14 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from Lick Creek
tributary of Big Creek, is hereby confirmed in the following amounts:
Amount 0.08 cfs for Irrigation from April 15 to Oct. 15 (both dates inclusive)
Amount 0.04 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.09 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, Twp. 20 N, Rge. 9 E, B.M.

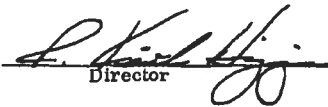
in the county of Valley; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 12 acre feet per year or _____
3.0 acre feet per acre. for irrigation use and 1.2 acre feet per year for
domestic use with the total amount not to exceed 13.2 acre feet per year.
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
20 N	9 E	2							4										4
		2							X (domestic)										

Total number of acres irrigated 4

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 10 day of
September, 19 73.


Director

77 2145

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30470/77-2146 Priority April 23, 1962 Amount 0.04 cfs

THIS IS TO CERTIFY, that JOHN C. COFFIN
of Cascade, Idaho, has complied with the terms and conditions of Permit
No. 30470/77-2146 issued pursuant to Application for Permit dated April 23, 1962,
and has submitted proof to the Department of Water Administration on December 28, 1971,
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works have a capacity of 0.14 cfs, and that the water has in fact been applied to a
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NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 2, Twp. 20 N, Rge. 9 E, B.M.

in the county of Valley; and that the amount of water so diverted and to which such
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actually be beneficially used and shall not exceed 6.0 acre feet per year or _____
3.0 acre feet per acre. for irrigation use and 0.6 acre feet per year for
domestic use with the total amount not to exceed 6.6 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
20 N	9 E	2						2											2
		2						X (domestic)											

Total number of acres irrigated 2

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or place of use herein described, as provided by the laws of Idaho.

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September, 19 73.


Director

77 2146

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30469/77-2145 Priority April 23, 1962 Amount 0.09 cfs

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Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.09 cfs of water be diverted at
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			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
20 N	9 E	2							4										4
		2							X (domestic)										

Total number of acres irrigated 4

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or place of use herein described, as provided by the laws of Idaho.

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September, 19 73.


Director

77 2145