

AJ5856NP

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

DATE: OCT-24-1997
PAGE: A-996

RIGHT NUMBER: 37-11880

NAME & ADDRESS: G PETER KOSS
PO BOX 1758
KETCHUM ID 83340

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 06/15/1980

POINT OF DIVERSION: T01N R18E S02 SWNW Within BLAINE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T01N R18E S02 NENW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. 01N18002040DA

Claim proofread by: K T
Date: 11-04

D
7-27-98

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: A37-11880
Date Received: 10/20/1988
Receipt No: M001674
Received By: RLB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: G PETER KOSS
Address: PO BOX 1758
KETCHUM ID

208-726-3351

83340

2. Date of Priority: JUN 15, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	18E	2	SW	NE	NW		BLAINE

5. Description of diverting works:
PUMP AND PIPELINE TO HOME.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	2	NE	NW		DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A37-02468 FOR EXTERNAL DOMESTIC USE.

14. Remarks:
OWNERSHIP CHANGE MADE 8/1/95 BY TLB.

15. Basis of Claim: BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

10-May-1993

RICHARD GOULEY
PO BOX 1051
HAILEY ID 83333

RE: OWNERSHIP CHANGE FOR SNAKE RIVER BASIN ADJUDICATION
CLAIMS A37-02468 AND A37-11880

Dear Mr Gouley

Enclosed is a change of ownership form to record your purchase of property from the Shermans. I have received warranty deeds showing the sequence of ownership changes from the Shermans to Peter Koss but the description of the property split that occurred when you sold to the Romanazzis is not clear. The deed states 2/3 of the right goes to the Romanazzis and that you retained 1/3. In the deed from Romanazzi to Koss the property is referred to as lots 1 & 2 block 1 of the Lee's Gulch Subdivision. Is the portion that you retained a portion of the subdivision or is it acreage outside the subdivision?

Based upon the information available I would split A37-02468 as follows;

Claim	Ownership	Place of use
A37-02468A	Gouley	1N 18E Sec 2 NW NE - 2 acres @ .33 cfs
A37-02468B	Koss*	1N 18E Sec 2 NE NW - 6 acres @ .67 cfs

* Koss as the final owner of the portion sold to Romanazzi

I have enclosed two adjudication proof reports of the claims involved. Please identify the correct place of use for each portion and I will split the claims accordingly.

If you have any further questions please contact this office and someone here can discuss them with you.

Sincerely

Kelly K. Christensen
Sr. Water Resource Agent

enclosures

MICROFILMED
NOV 27 1996

FEB 23 1993

Department of Water Resources
Southern Region Office

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 5/9/91

LEGAL DESCRIPTION OF PROPERTY: Township 1 North Range 18 East
Section 2, NE 1/4 of NW 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A37-02468 A37-11880
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Robert Romanazzi and Patricia Romanazzi
P.O. Box 184
Manacquan, NJ 08736
- ☐ New Owner/Claimant (Purchaser): G. Peter Koss
- ☐ New Mailing Address: P.O. Box 1758
Ketchum, Idaho 83340
- ☐ New Telephone Number: (208) 726 - 3351
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
A37-02468 .67CFS to irrigate 6 acres in Ne, NW of Section 2

- ☐ Attach proof of ownership, describe proof attached: 2 Warranty Deeds 1 Quitclaim Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s): [Signature] Date 2-22-93
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: [Signature]

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

NOV 27 1990

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP
JOHN A. SEILLER

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

February 19, 1993

Mr. Allen Merritt
Department of Water Resources
Southern Regional Office
222 Shoshone Street, East
Twin Falls, Idaho 83301

RECEIVED

FEB 23 1993

RE: Notice of Change of Ownership
Claim Nos. A37-02468 and A37-11880

Department of Water Resources
Southern Region Office

Dear Allen:

Enclosed you will find a Notice of Change of Ownership which I prepared on behalf of my client, Mr. G. Peter Koss. Mr. Koss acquired the water rights in question in May, 1991. He recently became aware that the claims were not properly transferred into his name. In fact, the claims had not been transferred into the previous two owners before Mr. Koss!

Therefore, I have attached to the Notice of Change of Ownership copies of the last three Deeds in the chain of Title showing the transfer of the water rights. Please note there is a typographical error in the Warranty Deed to Mr. Koss in that the claim no. A37-02468 is incorrectly referred to as A37-02460.

If everything is in order, kindly return to me a copy of the computer generated claims for Mr. Koss. I have also enclosed a Claimant Acknowledgement of Change in Attorney to designate me as the attorney of record for Mr. Koss with respect to the above mentioned claims.

Please call me if you have any questions.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS\dlw
cc: G. Peter Koss
Enclosures

MICROFILMED
NOV 27 1996

Claimant Acknowledgement of Change in Attorney in Snake River Basin Adjudication (SRBA)

RECEIVED

FEB 23 1993

Name(s) of Claimant (please print):

Department of Water Resources
Southern Region Office

G. Peter Koss
I/we acknowledge (check one):

☐ The attorney formerly representing me has withdrawn and I/we will be representing myself/ourselves.

☒ I/we are now represented by the attorney at the address below.

James P. Speck, Esq.
Hogue, Speck & Aanestad
Post Office box 987
Ketchum, Idaho, 83340
Attorney's Phone (208) 726-4421

The SRBA water right claim notice(s) affected by this change are listed below or on the attached sheet(s).

A37-02468 A37-11880 _____

For Individuals:

Authorized signature(s) Date 2-22-93

For Organizations:

I am _____ of _____, and I

Title

Organization

have signed the foregoing document in the space below as

of _____

Title

Organization

Signature of Authorized Agent _____

Title _____ Date _____

Organization _____

IDWR Use:

Date Received 2/22/93

Data Entry _____

Revised Date 4-03-92

MICROFILMED
NOV 27 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

AUGUST 1, 1995

JAMES P SPECK
HOUGE, SPECK, & AANESTAD
PO BOX 987
KETCHUM, ID 83340

RE: SRBA CLAIMS A37-11880 & A37-02468 SPLIT
SHERMAN
A37-02468B (GOULEY) A37-02468C (KOSS)

DEAR SIR:

PURSUANT TO THE NOTIFICATION THAT YOUR CLIENT HAS PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. THIS COPY IS FOR YOUR RECORDS. PLEASE REVIEW THE RECORDS FOR ACCURACY.

COULD YOU PLEASE REVIEW THE DOMESTIC PART, I WOULD LIKE TO KNOW IF THIS GOES TO MR. KOSS OR WITH MR. GOULEY? IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

MICROFILMED
NOV 27 1996

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R37-11880		Prefix Translation: RESEARCH	Old (D) Number -	
+ - - - - Last Name - - - - +		+ - First Name - - +	+ - - - - Address - - - - - +	
*** A - ATTORNEY *** SPECK		JAMES P	1 - PO BOX 987 2 - 3 - City- KETCHUM State- ID Zip- 83340 Phone - 208-726-4421	
*** C - CURRENT OWNER *** KOSS		G PETER	1 - PO BOX 1758 2 - 3 - City- KETCHUM State- ID Zip- 83340 Phone - 208-726-3351	
*** O - ORIGINAL OWNER *** SHERMAN		GERALD D	1 - BOX 48 2 - TOWNSEND GULCH RD 3 - City- BELLEVUE State- ID Zip- 83313 Phone - 208-788-5697	
SHERMAN		LOLA	1 - BOX 48 2 - TOWNSEND GULCH RD 3 - City- BELLEVUE State- ID Zip- 83313 Phone - 208-788-5697	
+ - - Priority Date - - + 06/15/1980		+ - - - Region - - - + ERROR IN REGION	+ - - - Stage - - - + J - BENEFICIAL USE + - - - Status - - - +	
+ - - - - Source - - - - - + GROUNDWATER		+ - - - - Tributary - - - - - +		
+ - - - - Point of Diversion - - - - - +				
Twn	Rng	Sec	Tract	Lot Rflg County
01N	18E	2	SW NE NW	(13) BLAINE
+ - - - - Water Use - - - - - +				
Code	Description	Period From	Period To	Diversion Rate Diversion Volume
43 - DOMESTIC		01/01	12/31	0.040
+ - Total Div. Rate - + 0.040		+ - Total Div. Volume - +		+ - Total Consumptive Use - + + - KW Usage - + 0.0
+ - - - - Place of Use - - - - - +				
Twn	Rng	Sec	Tract	Lot Acres Code Description County
01N	18E	2	NE NW	43 DOMESTIC (13) BLAINE
Total Acres:				

NOT FILM

Prefix Translation: RESEARCH

* - - Diversion Means - PUMP AND PIPELINE TO HOME.

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME

* - - Other Rights for Same Use - A37-02468 FOR EXTERNAL DOMESTIC USE.

+	-----	Remarks	-----	+
	PARCEL NO. 01N18002040DA			
	OWNERSHIP CHANGE MADE 8/1/95 BY TLB.			

----- Old Water Right Numbers -----
No Old Water Right Numbers Found

----- Conditions of Approval -----
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

-----Comments-----
No Comments Found

+ - - Audit Fields - - +
08/01/95 TBACKLUN

+ - - - - - Adjudication Rights Dates and Flags Area +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 10/20/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M001674	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

"DO NOT FILM"

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: A37-11880
Date Received: 10/20/1988
Receipt No: MOO/674
Received By: SL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GERALD D. SHERMAN 208-788-5697
Address: BOX 48
TOWNSEND GULCH ROAD
BELLEVUE, ID 83313

AND/OR

Name: LOLA SHERMAN 208-788-5697
Address: BOX 48
TOWNSEND GULCH ROAD
BELLEVUE, ID 83313

2. Date of Priority: JUN 15, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	18E	2	SW	NE	NW		BLAINE

5. Description of diverting works:
PUMP AND PIPELINE TO HOME.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	18E	2	NE NW		DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

A37-02468 FOR EXTERNAL DOMESTIC USE.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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: 0

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): Gerald Sherman Date: 10-20-88

Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of Oct. 19 88

Lee D. Merritt
Notary Public

Seal

Residing at Kimberly, Id.

My Commission Expires 6/30/92

+ - - - - CONDITIONS OF APPROVAL - - - -
NO CONDITION(S) OF APPROVAL FOUND.

**NO COMPROMISES ON
QUALITY**

NOV 27 1996

VERIFIED
FEB 27 1992