

06/14/2006

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

RIGHT NUMBER: 75-4428

NAME AND ADDRESS: MARIE E STRICKLAN  
BOX 174  
CARMEN ID 83462  
  
WILLIAM A STRICKLAN  
PO BOX 174  
CARMEN ID 83462

SOURCE: SPRING

TRIBUTARY: FREEMAN CREEK

QUANTITY: 0.150 CFS

PRIORITY DATE: 04/01/1915

POINT OF DIVERSION:

T23N R22E S36 SWNW Within LEMHI County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE  
IRRIGATION

PERIOD OF USE  
04/01 11/01

QUANTITY  
0.150 CFS

PLACE OF USE:

IRRIGATION Within LEMHI County  
T23N R22E S35 NESE 5.00

5 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: BASIS OF CLAIM - Beneficial Use



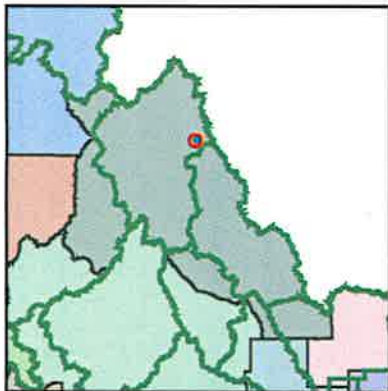
# Idaho Department of Water Resources

Adjudication Claim:

**75-4428**

## Legend

-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County  
IDWR Basin 75



0 0.2 0.4 Miles

Prepared by R. Brown  
On Sunday, March 5, 2006  
1987/88 Aerial Photography

Owner: **MARIE E STRICKLAN**

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

Northern Region, 7600 Mineral Drive, Suite 100, Coeur d'Alene, Idaho 83815

Phone: (208) 762-2800

Fax: (208) 762-2819

Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

JAMES E. RISCH  
Governor

KARL J. DREHER  
Director

December 17, 2006

William & Marie Stricklan  
Box 174  
Carmen, Idaho 83462

Re: Claim 75-4428

Dear Mr. & Mrs. Stricklan:

The Idaho Department of Water Resources has reviewed your Notice of Error Reply for the claim referenced above. 75-4428 was actually recommended for the irrigation of 5 acres. However, **75-4427** was recommended to be disallowed so we assume you meant to disagree with that recommendation.

As a result of the field examination for 75-4427 performed on July 27, 2005, no diversion works, ditch or place of use was found to substantiate a beneficial use. This is the reason for recommending the claim to be disallowed. If you feel this analysis is in error, you may file an objection with the court any time prior to October 17, 2007.

If you have any questions, feel free to contact me at this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Gregory J. Taylor', is written over a horizontal line.

Gregory J. Taylor  
Water Resources Agent

11/20/2006

**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: 12/13/2006**

Water right number: 75-4428

MARIE E STRICKLAN

BOX 174

CARMEN ID 83462

Telephone Number: (208)756-2893

WILLIAM A STRICKLAN

PO BOX 174

CARMEN ID 83462

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:

IT APPEARS TO ME MY WATER RIGHT HAS  
BEEN DISALLOWED. I DISAGREE WITH THIS.

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

DATE: 11-29-06

SIGNATURE:

William A. Stricklan

Please print your name:

WILLIAM A. STRICKLAN

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

RECEIVED

DEC 11 2006

IDWR/North

SCANNED

DEC 12 2006

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**ADJUDICATION SECTION**  
**CLAIM VERIFICATION FIELD EXAM SHEET**  
(Use with the ECVR)

CLAIM NO(s). A75-04428

1. ☒ No Change NAME IS SAME  
☐ NEW OWNER: \_\_\_\_\_  
☒ No Change ADDRESS  
☐ NEW ADDRESS: \_\_\_\_\_

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted  
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: \_\_\_\_\_  
(If the priority date, based on your exam, seems questionable, explain below.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. ☐ No Change — SAME SOURCE  
☒ Source is different than that claimed:

Source found: Spring - Trib. to Freeman Cr.

4. ☐ No Change — POINT OF DIVERSION  
☐ Point of diversion is different than the claim and/or new P/D's:  
GPS Site Tag No.: GPS 067 A0014986

Township 23N Range 22E Section 36 1/4 \_\_\_\_\_ 1/4 SW 1/4 NW  
Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS  
☐ Incomplete description, list below:

\_\_\_\_\_  
\_\_\_\_\_

6. ☒ No Change - WATER USES  
☐ Different uses, (list uses found):

|           |            |          |              |           |           |
|-----------|------------|----------|--------------|-----------|-----------|
| Use _____ | From _____ | To _____ | Amount _____ | CFS _____ | AFA _____ |
| Use _____ | From _____ | To _____ | Amount _____ | CFS _____ | AFA _____ |
| Use _____ | From _____ | To _____ | Amount _____ | CFS _____ | AFA _____ |

7. ☐ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount \_\_\_\_\_ CFS \_\_\_\_\_ AFA

☐ Changes found, the new total is, Amount \_\_\_\_\_ CFS \_\_\_\_\_ AFA

8. ☐ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: \_\_\_\_\_ Stock # \_\_\_\_\_ List types: \_\_\_\_\_

Additional comments: \_\_\_\_\_

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

|            |                |             |               |           |           |
|------------|----------------|-------------|---------------|-----------|-----------|
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |
| Use: _____ | Township _____ | Range _____ | Section _____ | 1/4 _____ | 1/4 _____ |

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

*They got a little mixed-up on the place of diversion.*

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: \_\_\_\_\_

FIELD EXAMINER: \_\_\_\_\_

Print Name

*Jack Z. Ellis*

Signature

OCT 10 1990

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: A75-04428

Date Received: 4/19/1990

Receipt No: M006673

Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM A. STRICKLAN 208-756-2893  
Address: BOX 174  
CARMEN, ID 83462

OR

Name: MARIE E. STRICKLAN 208-756-2893  
Address: BOX 174  
CARMEN, ID 83462

2. Date of Priority: APR 01, 1915

3. Source: UNNAMED SLOUGH Trib. to: FREEMAN CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 23N      | 22E   | 35      | SE     | NE     |        |     | LEMHI  |

5. Description of diverting works:  
DAM, DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.300  |      |        |

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

8. Total consumptive use is 12.5 Acre Feet Per Annum.

9. Non-irrigation uses:  
S/ 3 HEAD CATTLE

A75-04428

Page 1

Date: 04/19/90

A7504428



MICROFILMED  
DEC 15 1992

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 23N           | 22E   | 35      | NE     | SE  |     | IRR | 5.0   |
| Section Acres |       |         |        |     |     |     | 5.0   |
| Total Acres   |       |         |        |     |     |     | 5.0   |

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:  
NONE

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 X 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): William A. Strecklan Date: 4-19-90  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho )  
County of Lewistown ) SS.

Subscribed and sworn (or affirmed) before me this 19 day  
of April 19 90

Dore Carls  
Notary Public

Seal

Residing at Heise, Id  
My Commission Expires 2/26/96

4428

27

26

25

30

Davis

34

35

36

31

Pod

Pod

Creek

Green

BB 4925

MICROFILMED  
DEC 15 1992