

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

04/07/2004

RIGHT NUMBER: 23-92
NAME AND ADDRESS: GLEN H BILLS
15131 VERMONT ST
WESTMINSTER CA 92683
SOURCE: RAINEY CREEK
QUANTITY: 4.000 CFS
PRIORITY DATE: 01/22/1916
POINT OF DIVERSION: T02N R44E S33 SESESW Within BONNEVILLE County
TRIBUTARY: SOUTH FORK SNAKE RIVER

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
4.000 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T01N R44E S05	NESE	30.0	T01N R44E S05	NWSE	31.0
T01N R44E S05	SWSE	40.0	T01N R44E S05	SESE	39.0

140 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 140.0 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-19B, 29-47A, 29-92.

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: Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 29-19B, 29-47A, 29-92.

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

02/20/2004

RIGHT NUMBER: 23-92
NAME AND ADDRESS: GLEN H BILLS
154 ELECTRIC AVE
SEAL BEACH CA 90740
CAROL W BILLS
154 ELECTRIC AVE
SEAL BEACH CA 90740

SOURCE: RAINEY CREEK

TRIBUTARY: SOUTH FORK SNAKE RIVER

QUANTITY: 4.000 CFS

PRIORITY DATE: 01/22/1916

POINT OF DIVERSION: T02N R44E S33 SESESW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

IRRIGATION

PERIOD OF USE

04/15 10/31

QUANTITY

4.000 CFS

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T01N R44E S05	NESE	30.0	T01N R44E S05	NWSE	31.0
T01N R44E S05	SWSE	40.0	T01N R44E S05	SESE	39.0

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USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
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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 - Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 29-19B, 29-47A, 29-92.

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: A23-00092
Date Received: 8/25/1989
Receipt No: E009979
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: GLEN H BILLS
Address: 154 ELECTRIC AVE
SEAL BEACH CA

310-430-6655

AND/OR

90740

Name: CAROL W BILLS
Address: 154 ELECTRIC AVE
SEAL BEACH CA

310-430-6655

90740

2. Date of Priority: JAN 22, 1916

3. Source: RAINEY CREEK, UPPER

Trib. to: SNAKE RIVER, SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	44E	33	SE	SE	SW		BONNEVILLE

5. Description of diverting works:
HEADGATE IN STREAM TO DITCHES. 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	4.000		

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

A.F.A.

8. Total consumptive use is

350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	44E	5	NE	SE	IRR	35.0
			NW	SE	IRR	35.0
			SW	SE	IRR	35.0
			SE	SE	IRR	35.0
					Section Acres	140.0

Total Acres 140.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
23-0019B, 23-0047A

14. Remarks:

P/D NOT GIVEN IN DECREE.
P/U INCOMPLETE IN DECREE
RIGHT CANNOT BE TRANSFERRED. SEE DECREE.
WEEKS BROTHERS HAVE LEASE AGREEMENT WITH MRS. HOWARD TO FARM
THIS PARCEL.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

PALISADE IRR. CO., ET AL.
Decree Plaintiff

LYNN CRANDALL.
vs Decree Defendant

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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: A23-00092
Date Received: 8/18/1989
Receipt No: 6009977
Received By: SB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARGARETE HOWARD
Address: P.O. BOX 25
SWAN VALLEY, ID

208-483-3361

83449

OR
Name: WEEKS BROTHERS
Address: C/O STEVE WEEKS
P.O. BOX 25
SWAN VALLEY, ID

208-483-3361

83449

2. Date of Priority: JAN 22, 1916

3. Source: RAINEY CREEK, UPPER

Trib. to: SNAKE RIVER, SOUTH F

4. Point of Diversion:

Township Range Section 1/4 of 1/4 of 1/4 Lot
02N 44E 33 SE SE SW

County
BONNEVILLE

5. Description of diverting works:
HEADGATE IN STREAM TO DITCHES. 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	4.000		

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

A.F.A.

8. Total consumptive use is

350.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A23-00092

Page 1

Date: 08/18/89

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NOV 07 1992

A2300092



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	44E	5	NE	SE	IRR	35.0
			NW	SE	IRR	35.0
			SW	SE	IRR	35.0
			SE	SE	IRR	35.0
Section Acres						140.0
Total Acres						140.0

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:
23-0019B, 23-0047A

14. Remarks:

P/D NOT GIVEN IN DECREE.
P/U INCOMPLETE IN DECREE
RIGHT CANNOT BE TRANSFERRED. SEE DECREE.
WEEKS BROTHERS HAVE LEASE AGREEMENT WITH MRS. HOWARD TO FARM
THIS PARCEL.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

PALISADE IRR. CO., ET AL.

Decree Plaintiff

vs

LYNN CRANDALL.

Decree Defendant

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 Organizations:

I do solemnly swear or affirm that I am President of Weeks Bros Inc Organization, that I have signed the foregoing document in the space below as President Title of Weeks Bros Inc Organization and that the statements contained in the foregoing document are true and correct.

Steve Weeks
Signature of Authorized Agent

Bros Weeks Bros Inc
Title and Organization

8/26/89
Date

State of Idaho

County of Bonneville } ss.

Subscribed and sworn (or affirmed) before me this 25 day of August 19 89

Seal

[Signature]
Notary Public

RESIDING AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES 8-22-1994

Residing at _____
My Commission Expires _____

02/20/2004

**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:

Water right number: 23-92

GLEN H BILLS
154 ELECTRIC AVE
SEAL BEACH CA 90740
Telephone Number: (310) 430-6655

CAROL W BILLS
154 ELECTRIC AVE
SEAL BEACH CA 90740
Telephone Number: (310) 430-6655

GLEN H. BILLS
15131 VERMONT ST.
WESTMINSTER, CA 92683
TEL: (714) 892-4994

CAROL W. BILLS
15131 VERMONT ST.
WESTMINSTER, CA 92683
TEL: (714) 892-4994

4/7/04
Done

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:

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

DATE: 3/24/04

SIGNATURE:

Please print your name: GLEN H. BILLS

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

04/03/2002

Contacts Data Entry Form

Water Right No. 23-92

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner CLON BILLS

Name connector: and _____, or _____, and/or _____

Current Owner C/O 2/93

Current Owner _____

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

DECREED UNDER PARISADES TRAIL VS L. CRANDALL 1951.
SEE DECREE EXCERPT ATTACHED

RE INDICATED: POD, POU, SystemOverlaps w/ Limits TO 23-19B and 47A

Reviewer: _____

Date: _____

rights shall immediately lapse and become void and of no effect.

III.

It is further considered, adjudged and decreed by the Court that the plaintiffs are entitled to a summary decree and adjudication of the waters of Snake River and its tributaries with date of priority of January 22, 1916.

<u>Plaintiffs</u>	<u>Amount of Miners Inches</u>	<u>Amount of Second Feet</u>
The Palisade Irrigation Company	4890	97.8
J. L. Higham	120	2.4
Richard A. Beam	360	7.2
Ivan Weeks	160	3.2
Thomas M. Weeks	200	4.
John B. Miller	240	4.8
Shurtleff Bros.	880	17.6
Elizabeth Beam	150	3.
David H. Peterson and Jess L. Peterson	100	2.00
Henry Goettsche	312	6.24
Weeks Bros.	135	2.7
Luther Smith	160	3.2
M. E. Toliver	800	16.
Harry Bitton	160	3.2
Francis Stoltenberg	210	4.2
Joe Kruse	120	2.4
Henry McCabe	150	3.

IV.

Further ordered, adjudged and decreed that the plaintiffs have the right to divert and use said quantity of water with the said priority date subject, however, to the terms of the said decree of December 16th, 1910, and said decree of June 25th, 1929, for use for irrigation and domestic purposes upon the following described lands, to-wit:

23-0092

It is further Ordered, Adjudged and Decreed that the plaintiff, Thomas M. Weeks, has the right to divert from Upper Rainey Creek and use said quantity of water with the said priority date for irrigating and domestic purposes upon the following described lands, to-wit:

Southeast Quarter (SE $\frac{1}{4}$), Section Five (5), Township one (1) North, Range Forty-four (44), East of the Boise Meridian.

23-0093

It is further Ordered, Adjudged and Decreed that the plaintiff, John B. Miller, has the right to divert from Upper Rainey Creek and use said quantity of water with the said priority date for irrigating and domestic purposes upon the following described lands, to-wit:

Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$), Section Six (6); Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), Section Seven (7); South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$), Section Five (5); North Half of the Northwest Quarter (N $\frac{1}{2}$ NW $\frac{1}{4}$); Section Eight (8), Township One (1) North, Range Forty-four

Priority Date Data Entry Form

Claim Number: _____

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: 1/22/1916 Claimed Basis: DOCRecommended Priority Date: 1/22/1916 Recommended Basis: DOC☐ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

mate has Docuse

Reviewer: _____

Date: _____

04/03/2002

Point of Diversion and Source Data Entry Form

Claim Number: _____

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____, County: _____

Source: _____ Tributary: _____

Claimed Point of Diversion: T 2N, R 44E, Sec. 33, SE, SE, SW, County: BONN.Source: RAINY CK Tributary: SNAKE RIV.

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____, County: _____

Source: PO Tributary: _____

____ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
					<u>BONN</u>	<u>RAINY CK</u>
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						
GPS Coordinates:						

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

POD NOT ADDRESSED BY DGERGE. RECOMM AS CLAIMED.

Transfers Changing POD _____

Reviewer: _____

Date: _____

04/03/2002

Place Of Use Data Entry Form

Claim Number: _____

 Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
1N	44E	5	SE		BONN		140	Zoning
Total Acres								

Recommended Place of Use

Tw	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
						Total Acres		

Document how the POU was verified:

POU ORDERED BY ORDER AS SE⁴ SEC. 5 TIN, R44E - SO CLAIMED
SO RECOMMENDED.

OVERLAPS w/ 23-19B and 47A w/ Ac Limits to each

Transfers Changing POU _____

Reviewer: _____

Date: _____

04/03/2002

Period of Use and Quantity Data Entry Form

Claim Number: _____

☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	4/1	11/1	40	

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrig	4/15	10/31	40 *	

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

DWRAS DOES NOT DURING SOU - USE DWRAS AS
4/15 TO 10/31.

* Q IS DURING AS 4.0 cfs, CLAIMS 40 cfs - HOWEVER,
140 AC @ 40 cfs = 0.02857... cfs/AC - @ 0.02 (42.220 IC)
ON 140 AC = 2.80 cfs ⇒ LOADS 1.2 cfs FOR DITCH LOSS
COMBINED Q REMARKS APPLY

Reviewer: _____

Date: _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

APRIL 7, 1993

GLEN H BILLS
154 ELECTRIC AVE
SEAL BEACH CA 90740

RE: CHANGE IN OWNERSHIP FOR A23-00047A, -00019B, -00092,
AND -10191

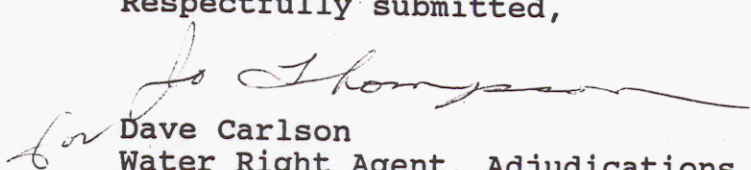
Dear Mr. Bills:

The request for Change in Ownership concerning your Notices of Claim in the above reference has been processed and the Notices modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

for 
Dave Carlson
Water Right Agent, Adjudications

DC:jt

Enclosure: Notices of Claim

cc: Margarete Howard/Change Ownership Form

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

APR 06 1993

DATE OF CLOSING: JULY, 1992

Department of Water Resources
Eastern District Office

LEGAL DESCRIPTION OF PROPERTY: Township 1 North Range 44 East
Section 5, 1/4 of 1/4 of s/e 1/4, Govt. Lot , BM. See attached
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet. for exception

- ☐ 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: A23-00047A; A23-00019B; A23-00092; A23-10191
- ☐ Name and Address of Former Owner/Claimant(s) (Seller): MARGARETE HOWARD
PO Box 25
SUN VALLEY, ID. 83449
- ☐ New Owner/Claimant (Purchaser): GLEN H. & CAROL W. BILES
- ☐ New Mailing Address: 154 ELECTRA AVE. SEAL BEACH
SEAL BEACH, CA 90740
- ☐ New Telephone Number: (310) 430-6655
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Certified copy of Warranty Deed #832303
(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): Glen H. Biles Date 2/8/93
Carol W. Biles Date 2/8/93

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ 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: _____
Claim Numbers of Split, if any:

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

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APR 11 1994

Log for claim 23-00092

Spatial Dynamics LTD

5/31/01

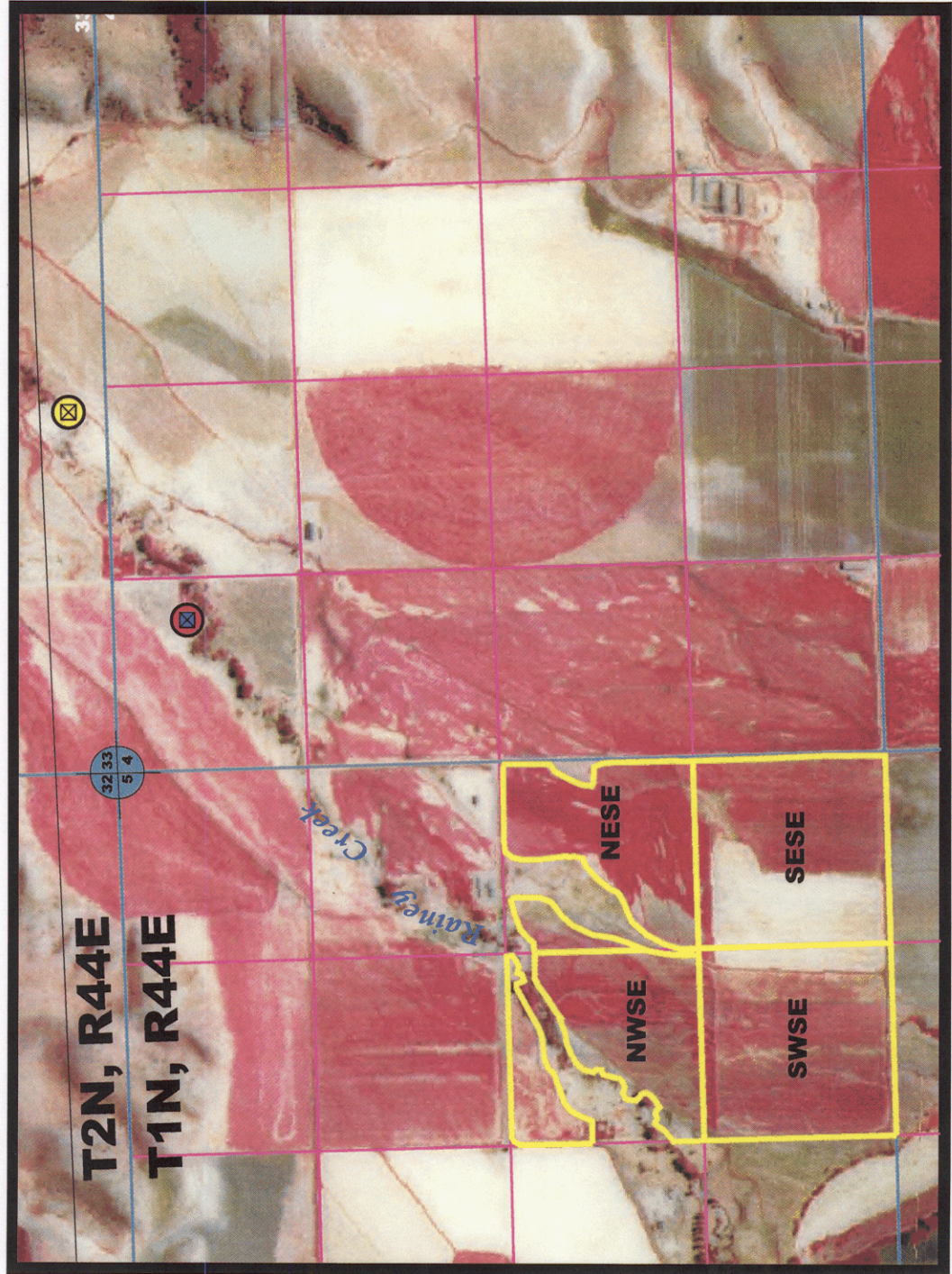
TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
01n44e	5	NESE	35	40	Indiscernible
01n44e	5	NWSE	35	39	Indiscernible
01n44e	5	SWSE	35	40	Indiscernible
01n44e	5	SESE	35	40	Indiscernible
Totals:			140	159	



State of Idaho

Department of Water Resources

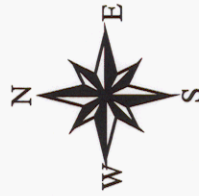
Eastern Region



Water Right(s):
23-00019B,
23-00047A,
23-00092

Place of Use: T1N, R44E
(parts of) Sec.5 SE

Point(s) of Diversion: T2N, R44E
Sec. 33 SESESW



LEGEND



Point of Diversion



SESE

Place of Use



Section

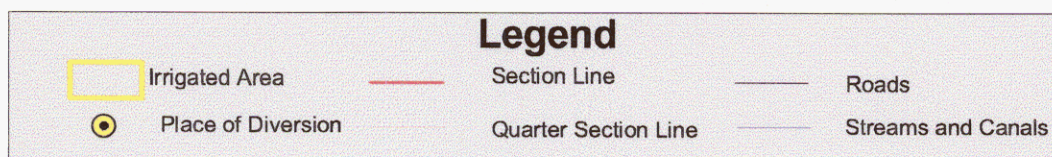
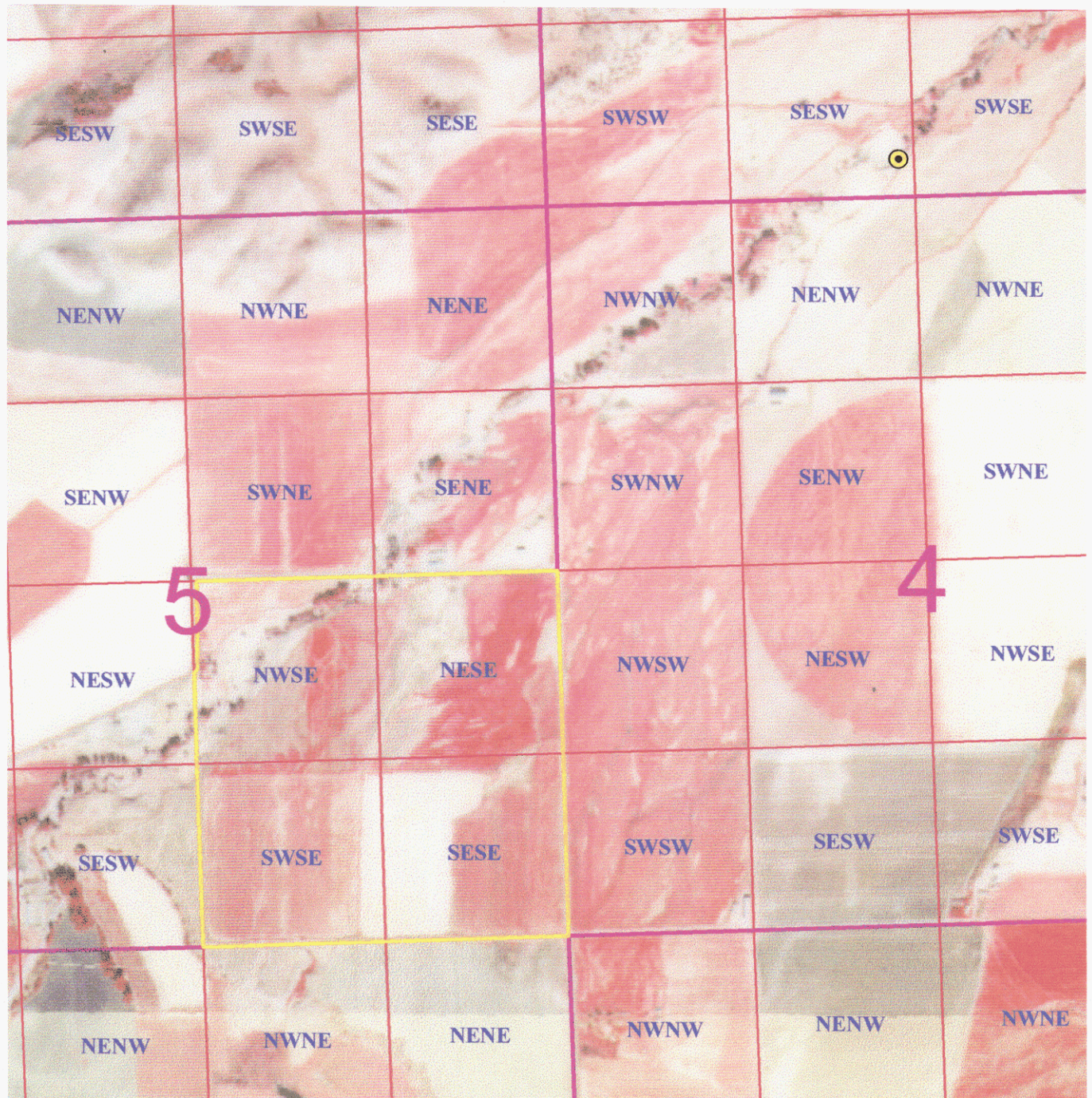


Quarter-Quarter

500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 5500 6000 6500 7000 Feet

Water Right Claim Number 23-00092
Township , 1N44E

05/31/2001



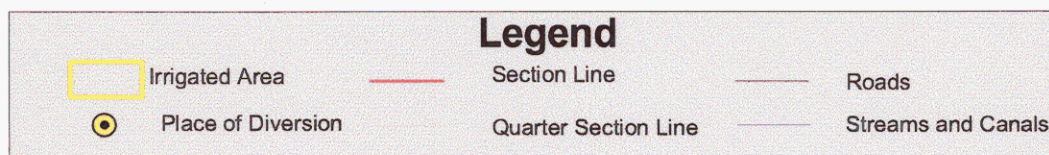
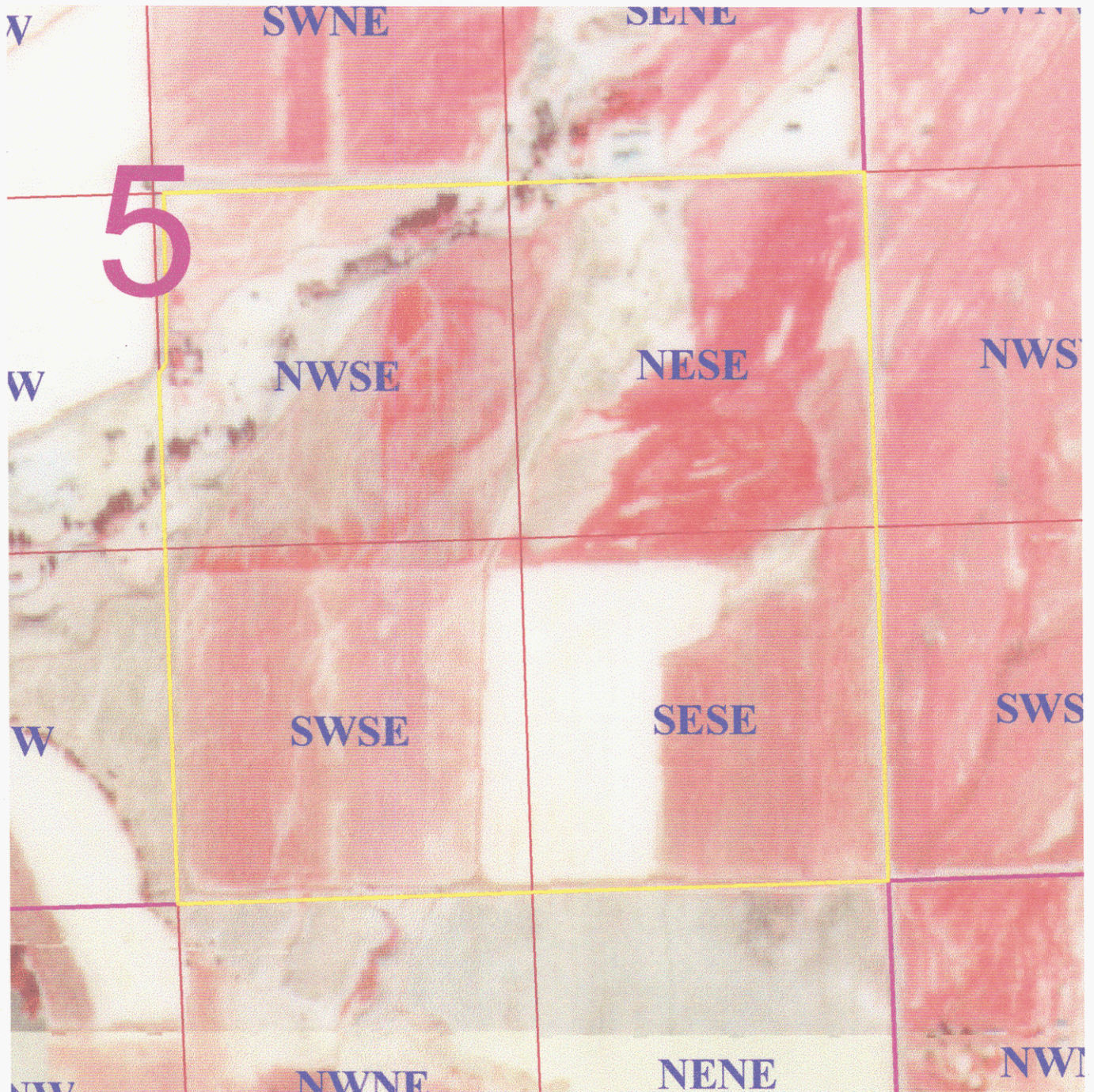
800 0 800 1600 Feet



SPATIAL
DYNAMICS

Water Right Claim Number 23-00092
Township , 1N44E

05/31/2001



A23-00092

Point of
Divide

Point of
Divide

Ditch

Gate
at

Sum
well

T2N

T1N

213
182.5

R 44 E

6



San Valley
Cemeter



R 4
R 4

NOV 11 1988
MICROFILMED

MICROFILMED
NOV 4 1982

R 4
R 4

R 4 A C

T 2 N
T 1 N

21.3
282.5

32

33

Ditch

PAVES
OK

CRISTINA
FOR JURY

San Village
Center

450

6

5

4

7200

8

