



MICROFILMED
SEP 28 1992

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: A65-18124
Date Received: 5/11/1989
Receipt No: C006725
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: DARIUS T BAILEY 208-466-2054
Address: 2619 S MC DERMOTT
NAMPA ID 83687
2. Date of Priority: APR 30, 1976
3. Source: PYLE CREEK Trib. to: MIDDLE FORK PAYETTE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	34		NE	NE		BOISE
		35		NW	NW		BOISE

5. Description of diverting works:
INSTREAM STOCK WATER
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| STOCKWATER | 01/01 | 12/31 | 0.020 | | |
7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
INSTREAM STOCK WATER FOR 50 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	04E	34	NE	NE		STOCK	
		35	NW	NW		STOCK	

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
NONE

14. Remarks:
ADDRESS CORRECTION 9/14/99

15. Basis of Claim: BENEFICIAL USE



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

RECEIVED
SEP 14 1999
WATER RESOURCES
WESTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September, 10, 1999

Darius T Bailey
812 12th Ave S
Nampa, ID 83651

office address

*812 S 12th Ave S
Nampa, ID 83651*

Home address

*2619 So. McDermott
Nampa, Idaho 83687*

Re: Water Right No. 65-18124
Change of Address

Mr. Bailey:

IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to our office by September, 20, 1999. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

Sincerely,

Susan Bock
Sr. Water Resource Agent

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

466-2493 office
466-2054 Home
Telephone number

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
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CIVIL CASE NUMBER: 39576

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Date Received: 5/11/1989

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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARIUS T. BAILEY
Address: ROUTE 6
NAMPA, ID

208-466-2054

83651

2. Date of Priority: APR 30, 1976

3. Source: PYLE CREEK

Trib. to: MIDDLE FORK PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04E	34	NE	NE			BOISE
		35	NW	NW			BOISE

5. Description of diverting works:
INSTREAM STOCK WATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCK WATER FOR 50 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	04E	34	NE	NE		STOCK	
		35	NW	NW		STOCK	

A65-18124

Page 1

Date: 05/11/89

MICROFILMED

SEP 28 1992

11. Place of use in counties: BOISE

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: 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: 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): *James I Bailey* Date: May 11, 1989
Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 11TH day
of MAY 19 89

Jeff Peppersack
Notary Public

Seal

Residing at _____

My Commission Expires _____

Jeff Peppersack, Notary Public
Residing at Boise, Idaho
My Commission Expires Nov. 8, 1994



February 3, 2000

**NOTICE OF ERROR
REPLY**

RECEIVED

MAR 1 2000

Department of Water Resources

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, 2000

RECEIVED

MAR 01 2000

WATER RESOURCES
WESTERN REGION

Water right number: 65-18124

DARIUS T BAILEY
2619 S MCDERMOTT
NAMPA ID 83687

Daytime Telephone Number: 466-2493
Evening Telephone Number: 466-2054

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: 2-29-00 SIGNATURE: Darius T Bailey
Please print your name: Darius T Bailey

RIGHT NUMBER: 65-18124

NAME AND ADDRESS: DARIUS T BAILEY
2619 S MCDERMOTT
NAMPA ID 83687

SOURCE: PYLE CREEK TRIBUTARY: PAYETTE RIVER, MIDDLE FORK

QUANTITY: 0.02 CFS

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

PRIORITY-DATE: 04/30/1976

POINT OF DIVERSION	T10N R04E S34	NENE	Within BOISE County
	S35	NWNW	

PURPOSE AND			
PERIOD OF USE;	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS

PLACE OF USE:	STOCKWATER	Within BOISE County
	T10N R04E S34	NENE
	S35	NWNW

OTHER MATTERS 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.

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
STOCKWATER, 50 RANGE CATTLE

AJ0749NP
No. R65-18124

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/14/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DARIUS T BAILEY 2619 S McDERMOTT Nampa ID 83687 (208) 466-2054	04/30/1976	STOCKWATER	01-01 12-31	0.020 CFS	
TOTAL DIVERSION:					0.020 CFS	

Water Source: PYLE CREEK

Tributary to: PAYETTE RIVER, MIDDLE FORK

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10N R04E S34
S35

NENE
NWNW

BOISE County
BOISE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE							
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
10N	04E	34	:	S				:					:					:					:
10N	04E	35	:					:	S				:					:					:

POU County: BOISE

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP STOCKWATER, 50 RANGE CATTLE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/14/1999 User-ID: SBOCK Subject: ADDRESS CORRECTION
PER CLAIMANT

Audit: 09/14/99 SBOCK



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

September, 10, 1999

Darius T Bailey
812 12th Ave S
Nampa, ID 83651

Re: Water Right No. 65-18124
Change of Address

Mr. Bailey:

IDWR has been notified the address presently on our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to our office by September, 20, 1999. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

Sincerely,

Susan Bock
Sr. Water Resource Agent

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

Telephone number

AJ0749NP
No. R65-18124

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/11/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DARIUS T BAILEY RT 6 NAMPA ID 83651 (208) 466-2054	04/30/1976	STOCKWATER	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: PYLE CREEK

Tributary to: PAYETTE RIVER, MIDDLE FORK

Stage: BENEFICIAL USE

Point(s) of Diversion: T10N R04E S34 NENE
S35 NWNW

BOISE County
BOISE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
10N	04E	34	:	S																:
10N	04E	35	:					S												:

POU County: BOISE

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER, 50 RANGE CATTLE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 05/11/99 KWATERS

AJ5809NP
No. R65-18124

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/27/99
PAGE: 208

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DARIUS T BAILEY <i>New address</i>	04/30/1976	STOCKWATER	01-01 12-31	0.02 CFS	
RT	ROUTE 6 NAMPA ID 83651 (208) 466-2054					
	812-B 12th Ave South			TOTAL DIVERSION:	0.02 CFS	

Water Source: PYLE CREEK

Tributary to: MIDDLE FORK PAYETTE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10N R04E S34
S35

NENE ✓
NWNW

owned by Kablinger

BOISE County
BOISE County

Place of use Legal Description for: STOCKWATER

NE										NW										SW										SE									
T		R		S		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac							
10N	04E	34	:	S	✓																																		
10N	04E	35	:																																				

POU County: BOISE

Non-Irrigation Uses: INSTREAM STE

Other Rights: NONE

Other Water Rights with Same Point
A65-02901B A65-12625 A65-

Includes All Sources):

02901B R65-12625 R65-22164

Other Water Rights Listing Overlapping Place(s) of Use:

A65-02901B A65-02901E A65-03225 A65-10844 A65-10845 A65-12625 R65-02901B R65-02901E R65-03225 R65-10844
R65-10845 R65-12625

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 03/26/99 JSHURTE

*should I change
his address?
add parcel #12*

Exp remarks

PN- RP042010020120A

*JOI- LOT 12, 13, 14, BIK 2, middle fork Mdeas
Sub*

*140 A
130 A
110 A*

*owned by
Bailey*

CLAIM NO. 65-18124

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

(use in place of the CVR for small Domestic/Stock exams)

1. ☒ No Change NAME
NEW OWNER: _____
☐ No Change ADDRESS
NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
☐ Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete desc., complete items missing, IF KNOWN.
Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME
☐ Incomplete on claim, the total is, -- -- _____ cfs _____ af
☐ Change found, the new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head 50 range cattle
Other: _____

10. ☒ No Change - PLACE OF USE: (If changed, list below.)

Use	Twp.	Rge.	Sec.	1/4,	1/4,
<u>Stockwater</u>	<u>10N</u>	<u>4E</u>	<u>34</u>	<u>NE</u>	<u>NE</u>
<u>"</u>	<u>10N</u>	<u>4E</u>	<u>35</u>	<u>NW</u>	<u>NW</u> - owned by Kablinger

Remarks: (Comments pertinent to field examination),

according to 1974 Boise County photo Darro Bailey does
not own land in Sec. 35 NW NW.

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS (optional) ☐
MAP ☐
SYSTEM DIAGRAM ☐

☒

☐ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED: _____

FIELD EXAMINER: _____

Signature

Kevin M. Waters