

H770

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: **A63-08742**

Date Received: 3/ 2/1990

Receipt No: W010308

Received By: _____

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

1. Name: DAN L. BILBAO, JR.

Address: P.O. BOX 270

ELKO NV

89801

2. Date of Priority: JUN 21, 1977

3. Source: WASTEWATER

Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	29	SW	SE			CANYON

5. Description of diverting works:

DIV. VIA DITCHES FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.400		324.00

7. Total Quantity Appropriated is:

1.400 C.F.S. (and/or) 324.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	29	SE	SW		IRR	5.0
			SW	SE		IRR	2.0

MICROFILMED

AUG 24 1992

Rec'd from
So on 6-9-92

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	7.0
		32	NW	NE	IRR	20.0
			SW	NE	IRR	5.0
			NE	NW	IRR	31.0
			NW	NW	IRR	5.0
			SE	NW	IRR	4.0
					Section Acres	65.0
					Total Acres	72.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

CLAIM NO.'S A63-02423, 04045, 09944.

14. Remarks:

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: _____

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): _____ Date: _____
_____ Date: _____

MICROFILMED
AUG 24 1992

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
AUG 24 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: A63-08742
Date Received: ~~2/27/1990~~ 3-1-90
Receipt No: W010308
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAN L. BILBAO, JR.
Address: P.O. BOX 270
ELKO, NV

89801

2. Date of Priority: JUN 21, 1977

3. Source: WASTEWATER Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	29	SW	SE			CANYON

5. Description of diverting works:
DIV. VIA DITCHES FOR FLOOD IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.400		324.00

7. Total Quantity Appropriated is:
1.400 C.F.S. (and/or) 324.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	29	SE	SW		IRR	5.0
			SW	SE		IRR	2.0

Section Acres 7.0

A63-08742

Page 1

Date: 02/27/90

MICROFILMED
AUG 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	32	NW	NE		IRR	20.0
			SW	NE		IRR	5.0
			NE	NW		IRR	31.0
			NW	NW		IRR	5.0
			SE	NW		IRR	4.0
						Section Acres	65.0
						Total Acres	72.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
CLAIM NO.'S A63-02423, 04045, 09944.

14. Remarks:

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: _____

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): [Signature] Date: 3/1/90
_____ Date: _____

State of Idaho)
County of Ada) SS.

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

[Signature]
Notary Public



Residing at 2589 Cable Wy Meridian ID
My Commission Expires 6/14/94

Water Right Number - 63-08742

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - + + - First Name - - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BILBAO, JR.

DAN L.

1 - P.O. BOX 270

2 -

3 -

City- ELKO

State- NV Zip- 89801

Phone -

*** O - ORIGINAL OWNER ***
GEORGE

ALBERT C.

1 -

2 -

3 -

City-

State- Zip-

Phone -

GEORGE

WANDA L.

1 -

2 -

3 -

City-

State- Zip-

Phone -

+ - - Priority Date - - +
06/21/1977+ - - Region - - - +
14 WESTERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - - - Source - - - - - +
WASTE WATER+ - - - - Tributary - - - - - +
BOISE RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

05N 04W 29 SW SE (27) CANYON

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

03/15

11/15

1.400

324.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.400 324.00 1.990+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

05N	04W	29	SE SW		5.0	01	IRRIGATION	(27) CANYON
05N	04W	29	SW SE		2.0	01	IRRIGATION	(27) CANYON
05N	04W	32	NW NE		20.0	01	IRRIGATION	(27) CANYON
05N	04W	32	SW NE		5.0	01	IRRIGATION	(27) CANYON
05N	04W	32	NE NW		31.0	01	IRRIGATION	(27) CANYON
05N	04W	32	NW NW		5.0	01	IRRIGATION	(27) CANYON
05N	04W	32	SE NW		4.0	01	IRRIGATION	(27) CANYON

Total Acres: 72.0

+ - - Diversion Means -

AUG 24 1992
MICROFILMED

Water right number - 63-08742

Prefix Translation: WATER RIGHT

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - -
No Remarks found.

+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - -
R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 63.
R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.

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

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

+ - - Audit Fields - 03/10/88 05/01/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 06/01/1987	Field Exam Made - 07/20/1987	Field Exam Fee -
Approved/Denied - 06/23/1977	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 07/31/1987	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date- 00/00/0000	Verified Date - 06/03/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District - 63
Licensed Date - 02/22/1988	Appl Received - 04/22/1977	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	

MICROFILMED
AUG 24 1992

ADJUDICATION CLAIM REVIEW CHECK LIST

4-3-91

CLAIMANT'S NAME

Bilbao

CLAIM IDENT. NO.

A63-08742

DATE RECEIVED

3-1-90

RECEIPT #

W010308

AMOUNT \$

457

	YES	NO	Requ Ind
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered? Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) N/A	☒	☐	*
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	*
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	*
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	*
8. If required is a consumptive use entered? N/A	☒	☐	*
Is the consumptive use correct? N/A	☒	☐	*
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4	☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	*
12. Is the ownership of p.u. checked?	☒	☐	*
13. Are other water rights listed or "none" indicated? (See Item No.'s 16 & 17 for checking other water rights)	☒	☐	*
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	☒	☐	*
15. Is the basis of the claim indicated?	☒	☐	*
16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? N/A (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)	☒	☐	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? N/A (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	☒	☐	*
18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A	☒	☐	*
19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time, or was an extension granted?	☒	☐	*
22. Is the fee enclosed correct? Exempt	☒	☐	*

overlap w/ other rights

MICROFILMED

AUG 24 1992

23. Should this claim be data entered?

YES

NO

☒

☐

Claim reviewed by: HHT

Date 6-9-92

Claim data entered by: HHT

Date 6-9-92

Claim is being returned to claimant:

____(Yes) ☒ (

Claimant is being notified of modifications:

____(Yes) ☒ (

Comments: _____

SEP 15 2004

UNCLASSIFIED

12/10/2006

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

RIGHT NUMBER: 63-8742

NAME AND ADDRESS: DAN L BILBAO JR
PO BOX 280
ELKO NV 89803

SOURCE: WASTE WATER

TRIBUTARY: BOISE RIVER

QUANTITY: 1.400 CFS
324.00 AFY

The rights listed below are limited to a total combined diversion rate of 3.22 cfs.

Combined Right Nos.: 63-2423, 63-4045, 63-8742

PRIORITY DATE: 06/21/1977

POINT OF
DIVERSION: T05N R04W S29 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.400 CFS 324.00 AFY

PLACE OF USE: IRRIGATION in CANYON County

T05N R04W S29	SESW	5.00	T05N R04W S29	SWSE	2.00
T05N R04W S32	NWNE	20.00	T05N R04W S32	SWNE	5.00
T05N R04W S32	NENW	31.00	T05N R04W S32	NWNW	5.00
T05N R04W S32	SENW	4.00			

72 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 161 acres in a single irrigation season. Combined Right Nos.: 63-2423, 63-4045, 63-8742

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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of water under this water right will be regulated by the watermaster of State Water District No. 4DISTRICT.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

09/29/2006

**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 recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-8742

DAN L BILBAO JR
PO BOX 270- 280
ELKO NV 89801 89803

*Accepted
10-27*

1. Describe the portion of the proposed recommendation with which you disagree (e. 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: 10/26/06

SIGNATURE: *Dan L Bilbao*

Please print your name: DAN Bilbao

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

08/16/2006

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

RIGHT NUMBER: 63-8742

NAME AND ADDRESS: DAN L BILBAO JR
PO BOX 270
ELKO NV 89801

SOURCE: WASTE WATER

TRIBUTARY: BOISE RIVER

QUANTITY: 1.400 CFS
324.000 AFY

The rights listed below are limited to a total combined diversion rate of 3.22 cfs. Combined Right Nos.: 63-2423, 63-4045, 63-8742

PRIORITY DATE: 06/21/1977

POINT OF DIVERSION:

T05N R04W S29 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.400 CFS 324.00 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T05N R04W S29	SESW	5.00	T05N R04W S29	SWSE	2.00
T05N R04W S32	NWNE	20.00	T05N R04W S32	SWNE	5.00
T05N R04W S32	NENW	31.00	T05N R04W S32	NWNW	5.00
T05N R04W S32	SENW	4.00			

72 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 161 acres in a single irrigation season. Combined Right Nos.: 63-2423, 63-4045, 63-8742

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 - License

Use of water under this water right will be regulated by the watermaster of State Water District No. 4 DISTRICT.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.



Idaho Department of Water Resources

63-8742

T05N R04W S29, 32



- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter

Total irrigated
acres = 72.0



400 0 400 800 Feet

IDWR
Prepared by: Sandy Egbert
Date: August 16, 2006
1987 NAAP Photography

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 152A	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Claim	63 171	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 177	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 20563	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 20566	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 208	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 21134	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Claim	63 223C	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Claim	63 233P	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Claim	63 4045	DAN L BILBAO JR,	BOISE RIVER	05N04W32					48	37	20										105
Claim	63 5022	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 9944	DAN L BILBAO JR,	BOISE RIVER	05N04W32							X	X									0
Rec	63 152A	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Rec	63 171	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0
Rec	63 177	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0
Rec	63 20563	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0
Rec	63 20566	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0
Rec	63 208	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0
Rec	63 21134	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Rec	63 223C	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Rec	63 233P	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Rec	63 4045	DAN L BILBAO JR,	BOISE RIVER	05N04W32					48	37	20										105
Rec	63 5022	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0
Rec	63 9944	DAN L BILBAO JR,	BOISE RIVER	05N04W32							X	X									0
Right	63 153	G W GESS,	BOISE RIVER	05N04W32													X				0
Right	63 154	ROBERT MC GUIRE,	BOISE RIVER	05N04W32											X	X	X		X	X	0

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Right	63 4045	JOE DOLENCE,	BOISE RIVER	05N04W32					48	37	20									105
Right	63 5022	LOWER CENTER POINT DITCH CO,	BOISE RIVER	05N04W32			10							40	40	32		40	40	202
Right	63 5331	MILTON HOUSTON,	BOISE RIVER	05N04W32			35			20	30	40	40				40			205
Right	63 9944	DAN L BILBAO JR,	BOISE RIVER	05N04W32						X	X									0
Right	63 16180	FRANCES M EBBERS, ROBERT D EBBERS,	GROUND WATER	05N04W32															X	0
Right	63 16180	FRANCES M EBBERS, ROBERT D EBBERS,	GROUND WATER	05N04W32															X	0
Claim	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W32	30															30
Claim	63 3488	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W32	23		12													35
Claim	63 4807	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W32	30															30
Rec	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W32	30															30
Right	63 11165	NOLA F YEAKEL, LESTER S YEAKEL,	UNNAMED DRAIN	05N04W32					6											6
Right	63 3488	H J BRYANT,	UNNAMED DRAIN	05N04W32	23		12													35
Right	63 4807	H J BRYANT,	UNNAMED DRAIN	05N04W32	30															30
Claim	63 2423	DAN L BILBAO JR,	UNNAMED STREAM	05N04W32	5	40			40	40	40									165
Rec	63 2423	DAN L BILBAO JR,	UNNAMED STREAM	05N04W32	5	40			40	40	40									165
Right	63 2423	OLE E LARSON,	UNNAMED STREAM	05N04W32	5	40			40	40	40									165
Claim	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W32		20	5		31	5		4								65
Rec	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W32		20	5		31	5		4								65
Right	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W32		20	5		31	5		4								65

5/1/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

Page1

[illegible]

[illegible]

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Right	63 15047	PAUL D KUESPERT, JANELLE KUESPERT,	GROUND WATER	05N04W29							X									0
Right	63 15047	PAUL D KUESPERT, JANELLE KUESPERT,	GROUND WATER	05N04W29							X									0
Right	63 19256	MARIANNE WILLIAMS, LARRY WILLIAMS,	GROUND WATER	05N04W29								X								0
Right	63 19256	MARIANNE WILLIAMS, LARRY WILLIAMS,	GROUND WATER	05N04W29								X								0
Right	63 20339	BETTY M JOHNSTON, DONALD G JOHNSTON,	GROUND WATER	05N04W29													X			0
Right	63 21383	SAM H SMYER,	GROUND WATER	05N04W29													X			0
Right	63 26896	DAN L BILBAO JR, ALBERT C GEORGE, WANDA GEORGE,	GROUND WATER	05N04W29														X		0
Right	63 4480	ALBERT C GEORGE, WANDA GEORGE,	GROUND WATER	05N04W29														X		0
Right	63 4574	ROBERT C KRUPP,	GROUND WATER	05N04W29										22	40					62
Right	63 5277	LARRY WILLIAMS, MARIANNE WILLIAMS,	GROUND WATER	05N04W29					40			40	30							110
Right	63 8521	JOHN I HAAS INC, DONALD G JOHNSTON,	GROUND WATER	05N04W29				39									9			48
Right	63 8947	BETTY M JOHNSTON,	GROUND WATER	05N04W29													15		14	29
Right	63 8959	RICHARD ROSS, SHIRLENE ROSS,	GROUND WATER	05N04W29						X										0
Rec	65 2433	UNITED STATES OF AMERICA ACTING THROUGH,	PAYETTE RIVER	05N04W29	X	X														0
Claim	63 21054	ROBERT K STEPHENS, LINDA J STEPHENS,	SAND HOLLOW CREEK	05N04W29							14									14
Claim	63 4588	JANELLE KUESPERT, PAUL D KUESPERT,	SAND HOLLOW CREEK	05N04W29							18			7						25
Rec	63 21054	ROBERT K STEPHENS, LINDA J STEPHENS,	SAND HOLLOW CREEK	05N04W29						14										14
Rec	63 4588	JANELLE KUESPERT, PAUL D KUESPERT,	SAND HOLLOW CREEK	05N04W29							18			7						25

Idaho Dept. of Water Resources Place of Use Comparison Report

Claim	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W29	13		40	40	40	40	40	40	34	34	10	18	40	40	28	24	481
Rec	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W29	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Claim	63 8030	RICHARD ROSS, SHIRLENE ROSS,	SAND HOLLOW SLOUGH	05N04W29						8											8
Rec	63 8030	RICHARD ROSS, SHIRLENE ROSS,	SAND HOLLOW SLOUGH	05N04W29						8											8
Right	63 8030	KENNETH HOOPER,	SAND HOLLOW SLOUGH	05N04W29						8											8
Rec	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	05N04W29	X	X															0
Claim	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																8	8
Claim	63 4807	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																7	7
Rec	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																8	8
Right	63 11165	NOLA F YEAKEL, LESTER S YEAKEL,	UNNAMED DRAIN	05N04W29											25						25
Right	63 4573	NOLA F YEAKEL, LESTER S YEAKEL,	UNNAMED DRAIN	05N04W29											40						40
Right	63 4807	H J BRYANT,	UNNAMED DRAIN	05N04W29																7	7
Claim	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W29												5			2		7
Rec	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W29												5			2		7
Right	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W29												5			2		7

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-8742

Priority: June 21, 1977 Amount: 1.40 CFS 324.0 AFA

This is to certify, that DAN L. BILBAO, JR.

P.O. BOX 270
ELKO, NV 89801

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 22, 1977, and has submitted proof to the Department of Water Resources on July 31, 1987, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 1.99 cfs of water from;

WASTEWATER

tributary to BOISE RIVER

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	1.40 cfs	324.0 afa

LOCATION OF POINT OF DIVERSION(S): SWSE , Sec. 29, Township 5N, Range 4W
Canyon County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
5N	4W	29	SESW 5	SWSE 2			7
		32	NWNE 20	SWNE 5	NENW 31	NWNW 5	65
			SENW 4				
Total number of acres irrigated:							72

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this license is subject to control by the watermaster of State Water District No. 63 .
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

RECORDED

MAR 14 1988

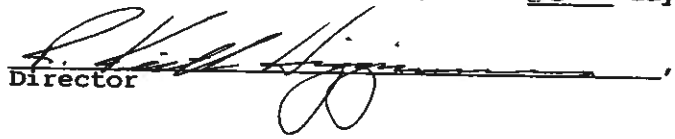
PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-8742

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 22nd day of February, 1988.


Director

RECORDED
MAR 14 1988

State of Idaho
Department of Water Resources

RECEIVED

FEB - 8 1988

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-8742

Department of Water Resources

Date of Priority: June 21, 1977

Comes now DAN L. BILBAO, JR.
P.O. BOX 270
ELKO, NV 89801

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-8742, and requests that the permit be changed as follows:

Source: WASTEWATER

tributary to: BOISE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	1.40 cfs	324.0 afa

LOCATION OF POINT OF DIVERSION(S): SWSE, Sec. 29, Township 5N, Range 4W
Canyon County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
5N	4W	29	SESW 5	SWSE 2			7
		32	NWNE 20	SWNE 5	NENW 31	NWNW 5	65
			SENW 4				

Total number of acres irrigated: 72

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Elko, this 2 day of February, 19 88.

RECEIVED

MAR 14 1988

(Signature)

PAGE 2

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-8742

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$20.00 ✓ Receipted by af Date 2-9-88 #48382

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-8742 with the following;

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this license is subject to control by the watermaster of State Water District No. 63.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

Witness my hand this 22nd day of February, 1988.

R. Keith Higginson
(Director)

MAILED

MAR 14 1988

Identification No. _____

Application No. 103-8742

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant ALBERT C. GEORGE AND/OR Wanda L. GEORGE Phone: 208-722-6559
post office address RT 1, PARMA, IDAHO 83660
2. Source of water supply UNNAMED DRAIN which is a tributary of BOISE
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 29 Township 5N
Range 4W B.M. CANYON County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.4 cfs for IRR. purpose from MARCH 1 to NOVEMBER 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.4 cfs cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Small settling pond with
a flume to another pond and a ditch to join existing
irrigation ditches.

b. Height of storage dam 10 feet, active reservoir capacity 1 acre feet; total reservoir
capacity 2 acre feet, materials used in storage dam: EARTH FILL
Period of year during which storage will occur _____ to _____ inclusive.
(Mo., Day) (Mo., Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 1000.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

RECORDED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	4W	29									3			30			18	4	55
"	"	32			5				5	7									17

Total number of acres to be irrigated 72

c. Describe any other water rights used for the same purposes as described above.

FARMERS 1st IRR. Dist.

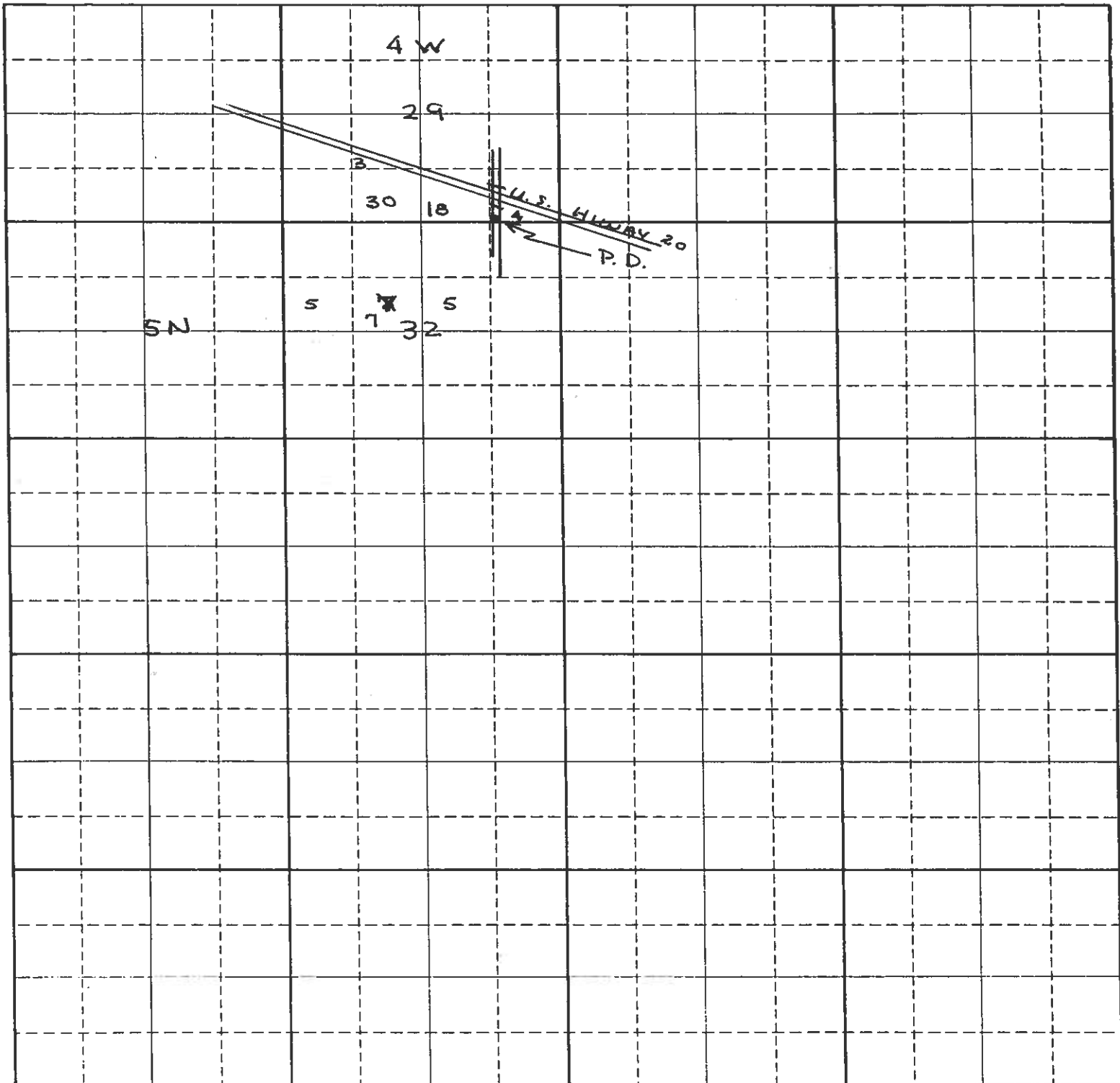
9. a. Who owns the property at the point of diversion APP

b. Who owns the land to be irrigated or place of use APP

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Manda L. George
(Applicant)

Proposed Priority 4/22/77

Received by JJ Date 4-22-77 Time 5:15 P.M.
Preliminary check by JJ Fee \$ 35.00
Received by KTW Date 4-23-77 # 6979
Publication prepared by CS Date April 28 1977
Published in Neuro-Tribune
Publication dates May 5, 1977 & May 12, 1977
Publication approved y Date 5-16-77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by MS-jb

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8742, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 82.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 23rd day of June, 19 77.


Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

A. GENERAL INFORMATION

Permit No. 63-8742
1. Owner: Dan Bilbao, Jr. Phone No. 1-800-648-2345
Current Address: P.O. Box 270, Elko, Nevada 89801
2. Accompanied by: Gerald Reuth EXAM. DATE: 7/20/87
Address: Parma, Idaho Phone No. 722-6559
Relationship to Permit Holder: Lessee
3. Source: Waste water tributary to Boise River

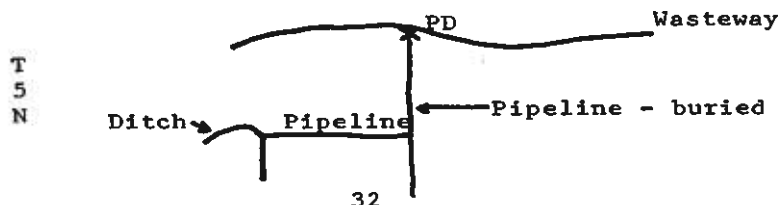
B. OVERLAP REVIEW

1. Other water rights with same place of use: Baxter Ditch Company ☐ Copies Attached
2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

29



R4W

Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).
- ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

RECORDED

MAR 14 1988

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
Water is pumped from waste ditch into a buried PVC pipe for distribution to
the crops. Water may be taken to all or any of the fields shown on the photo
outlined in yellow. Pump is moved around the farm as is necessary.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1	Tractor	150	None	Berkeley	10" impeller 6" discharge

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SW	SE	29	5N	4W	Canyon	Field/quad map

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5N	4W	29												5			2		7
5N	4W	32		20	5		31	5		4									65

MAR 14 1988

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Current meter	AA	Sc. Inst.	AA	None	---	---

2. Measurements:

1.99 cfs = 99.5 miners inches

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 72 \times 4.5 = 324$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 696$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 324$

2. Volume Calculations for Other Uses:

MAR 14 1988

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. Recommended Amounts

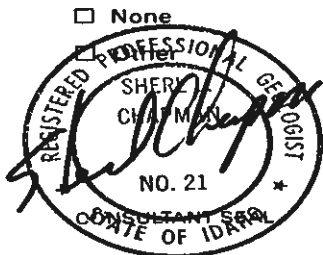
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	1.44	324
Totals:			1.44	324

2. Recommended Amendments

- ☒ Change P.D. as reflected above ☐ Add P.D. as reflected above
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above

J. AUTHENTICATION

Field Examiner's Name Shel L. Chapman
Signature *Shel L. Chapman*
Certification Date 5/5/87
Field Report Preparation Date 7/22/87



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

MAR 14 1988

2671 N SW
(PARMA)

