

11/02/2007

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

RIGHT NUMBER: 78-2031
NAME AND ADDRESS: ROBERT E BALBACH
PO BOX 2
NEW MEADOWS ID 83654

LOIS A BALBACH
3347 SOUTH END RD
NEW MEADOWS ID 83654

SOURCE: LITTLE SALMON RIVER TRIBUTARY: SALMON RIVER
QUANTITY: 3.200 CFS
PRIORITY DATE: 08/01/1920
POINT OF DIVERSION:

T18N R01E S12 SWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.200 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T18N R01E S01	NWSW	10.00	T18N R01E S01	SWSW	25.00
T18N R01E S11	NENE	5.00	T18N R01E S12	NWNW	30.00

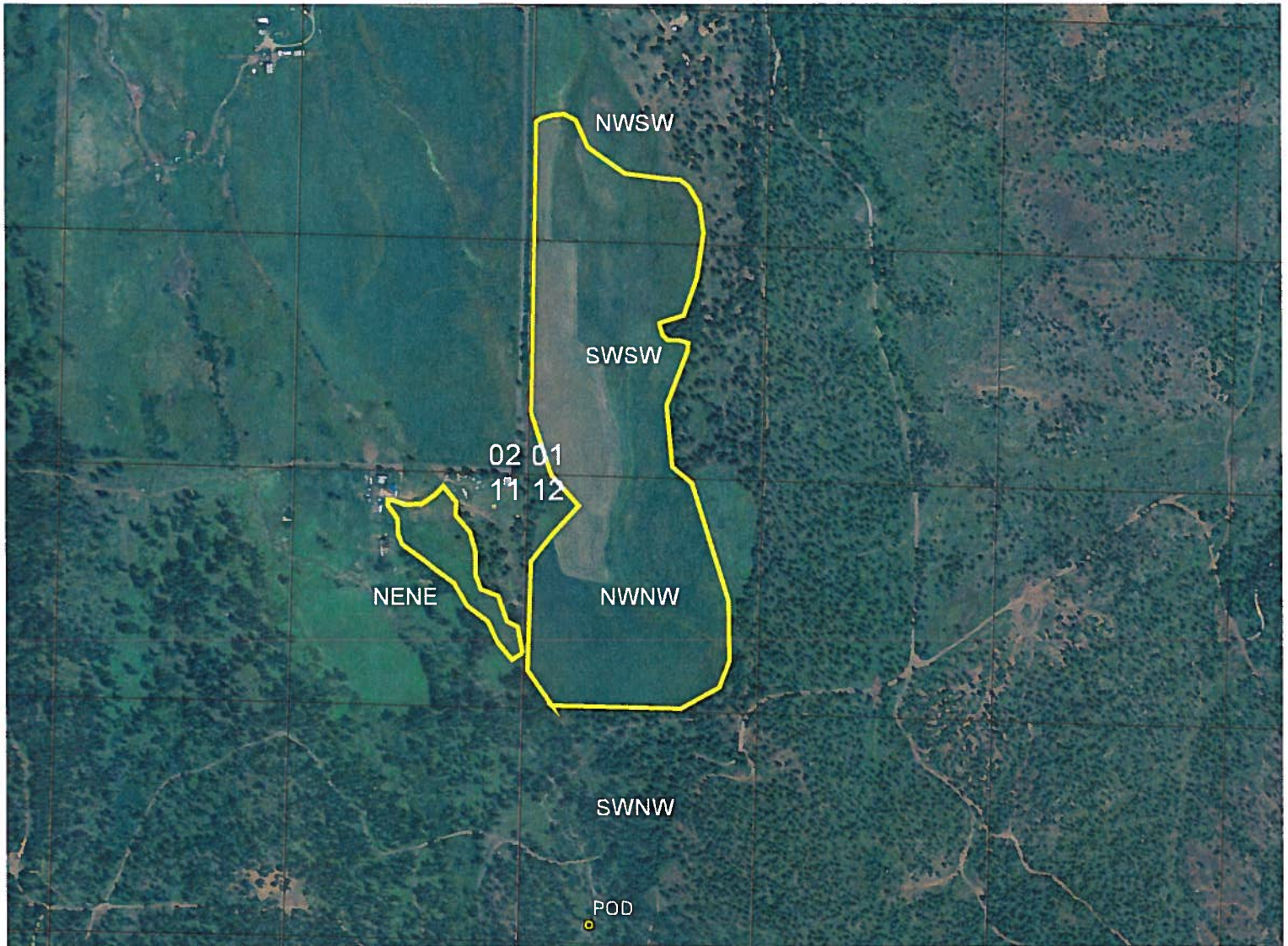
70 ACRES TOTAL

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 - License

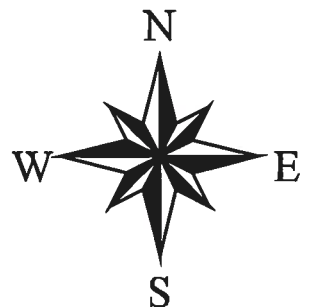
78-2031



900 0 900 1800 2700 3600 Feet

T18N R01E S01 S11 & S12

Map prepared by: Carter Fritschle
Date prepared: 11/18/05
2004 NAIP Photography
Idaho Department of Water Resources



11/18/2005

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

RIGHT NUMBER: 78-2031
NAME AND ADDRESS: ROBERT E BALBACH
PO BOX 2
NEW MEADOWS ID 83654

LOIS A BALBACH
PO BOX 2
NEW MEADOWS ID 83654

SOURCE: LITTLE SALMON RIVER TRIBUTARY: SALMON RIVER
QUANTITY: 3.200 CFS
PRIORITY DATE: 08/01/1920
POINT OF DIVERSION:

T18N R01E S12 SWNW Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.200 CFS

PLACE OF USE: IRRIGATION Within ADAMS County

T18N R01E S01	NWSW	10.0	T18N R01E S01	SWSW	25.0
T18N R01E S11	NENE	5.0	T18N R01E S12	NWNW	30.0

70 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.

FLOODWATER RIGHT

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

CA

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: A78-02031
Date Received: 5/02/1988
Receipt No: C000588
Received By: _____

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

1. Name: LOIS A. BALBACH 208-347-2255
Address: P.O. BOX 2
NEW MEADOWS, ID 83654

AND/OR

Name: ROBERT E. BALBACH 208-347-2255
Address: P.O. BOX 2
NEW MEADOWS, ID 83654

2. Date of Priority: AUG 01, 1920

3. Source: LITTLE SALMON RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	01E	12	SW	SW	NW		ADAMS

5. Description of diverting works:
DIVERSION DITCH IN RIVER LEADING TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
OCCASIONAL STOCKWATER USE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	01E	1	NW	SW		IRR	12.0
			SW	SW		IRR	25.0
					Section Acres		37.0
		11	NE	NE		IRR	8.0
					Section Acres		8.0
		12	NW	NW		IRR	25.0
					Section Acres		25.0
					Total Acres		70.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE

14. Remarks:
FLOODWATER RIGHT

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: _____

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 _____

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: A78-02031
Date Received: 5/25/1988
Receipt No: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT E. BALBACH 208-347-2255
Address: BOX 2
NEW MEADOWS, ID 83654

AND/OR

Name: LOIS A. BALBACH 208-347-2255
Address: BOX 2
NEW MEADOWS, ID 83654

2. Date of Priority: AUG 01, 1920

3. Source: LITTLE SALMON RIVER Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	01E	12	SW	SW	NW		ADAMS

5. Description of diverting works:
DIVERSION DAM & GRAVITY DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	3.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A78-02031

Page 1

Date: 05/26/88

MICROFILMED
VERIFIED JKN
OCT 05 1992
5/26/88

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	01E	1	NW	SW		IRR	12.0
			SW	SW		IRR	25.0
					Section Acres		37.0
		11	NE	NE		IRR	8.0
					Section Acres		8.0
		12	NW	NW		IRR	25.0
					Section Acres		25.0
					Total Acres		70.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
NONE

14. Remarks:
FLOODWATER RIGHT

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

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: _____

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 _____

3/25/88 gKN
EnteredIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356

Ident. Number

A78-02031

Date Received

5/2/88

Receipt Number

48615

C 588

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) ROBERT E. AND LOIS A. BALBACH Phone (208) 347-2255Mailing Address P.O. Box 2, NEW MEADOWS, ID Zip 836542. Date of Priority (Only one (1) per claim) 08/01/19203. Source of water supply (a) LITTLE SALMON RIVER
which is tributary to (b) SALMON RIVER4. a. Location of existing point of diversion is: Township 18 N Range 01 E Section 12,
SW 1/4 of SW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of ADAMS

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.DIVERSION DITCH IN RIVER LEADING TO PLACE OF USE,

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OCT 05 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/15 to 10/15 amount 3.2 cfs or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.2 cfs (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) OCCASIONAL STOCKWATER USE

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>T18N</u>	<u>O1E</u>	<u>12</u>						<u>25</u>											<u>25</u>
<u>"</u>	<u>"</u>	<u>11</u>	<u>8</u>																<u>8</u>
<u>"</u>	<u>"</u>	<u>1</u>										<u>12</u>	<u>25</u>						<u>37</u>

Total number of acres irrigated 70

11. In which county (ies) are lands listed above as place of use located? ADAMS

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None ()

14. Remarks: FLOODWATER RIGHT

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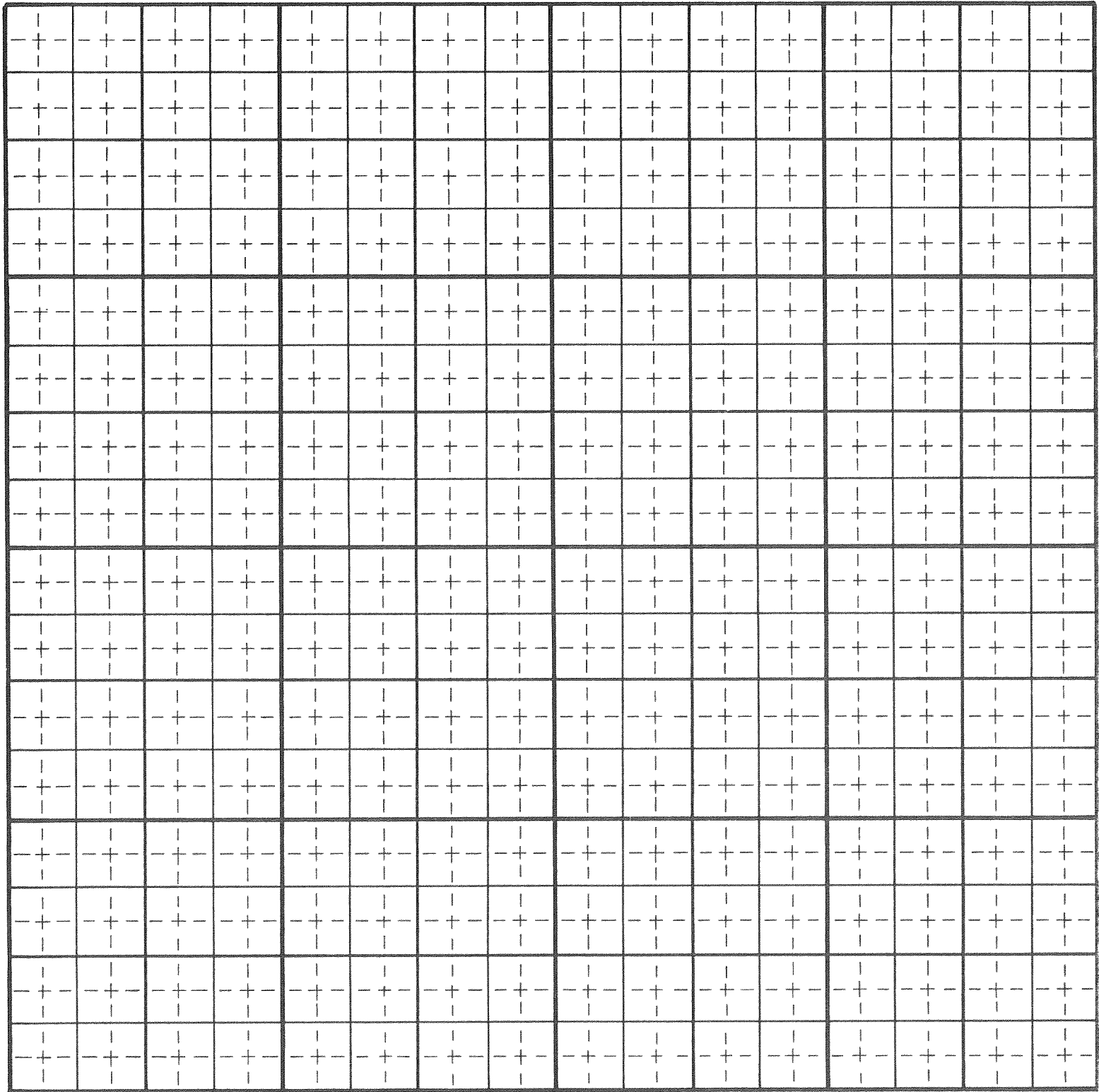
OCT 05 1992

Last Name BALBACH Ident No. A78-020 31

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



SEE PHOTO COPY

MICROFILMED

OCT 05 1992

Last Name BALBACH

Ident No. A78-02031

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 78-2031
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Luis A. Balbach Date 5-2-88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Adams) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of May 19 88

SEAL

Notary Public Carter Fritschle

Residing at Eagle, Id

My Commission Expires 3-21-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

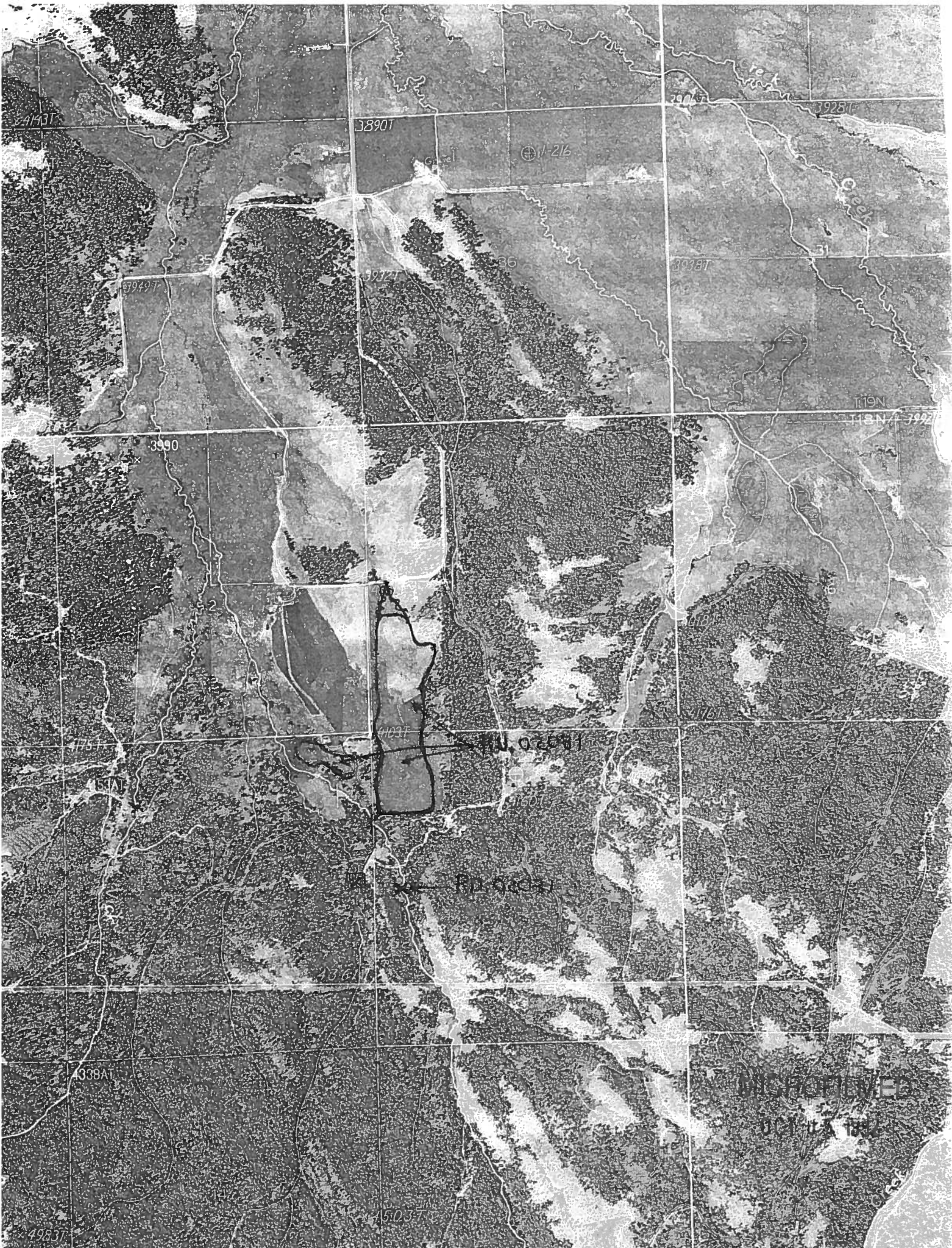
Address _____

Date _____

MICROFILMED
OCT 05 1992

Last Name BALBACH Ident. Number A78-02031

Copies White-State, Yellow-Claimant



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OCT 11 1982

State of Idaho
License and Certificate of Water Right

Water License No. 14885Amount 3.2 Sec. Ft.Water District No. 75-APriority 6-1-1920

THIS IS TO CERTIFY that W. L. Freese
of New Meadows, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 10, 19 20; that Permit No. 14885
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.2 second feet, was issued thereunder on August 17, 19 22, showing that said works
were completed on the 7th day of August, 19 22; and that on the 15th
day of July, 19 24, Daniel K. Carlock

of New Meadows, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Little Salmon
River, a tributary of Salmon River, for the purpose of irrigation
and domestic use under Use Permit No. 14885 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in
Volume 6 of Licenses, at page 3181, on the 5th day of August, 19 24;

The right hereby confirmed dates from August 10, 19 20;

The Point of Diversion is located
in the SW 1/4 NW 1/4, Sec. 12, Tp. 18 N., R. 1 E., B. M. County of Adams.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed 3.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
18 N.	1 E.	1	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
		11	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
		12	EW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of
use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 5th day of August, 19 24.

Commissioner of Reclamation.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 14885This proof is for Beneficial UseIn Water District No. 75-A

1. Name of applicant: Daniel K. Caplock
2. Source of water supply: Little Salmon River
3. Location of point of diversion: Is in the SW¹/₄ NW¹/₄ of Section 12
T. 18 N R. 1 E County of Adams

4. Describe works as they exist, giving dimensions and capacities of same: Diversion of earth
6 ft long x 1 1/2 ft high; Slitch 2 ft wide x 1 ft deep

5. Water is used for: irrigation
6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): W¹/₄ SW¹/₄ Sec. 1, NW¹/₄ NW¹/₄ Sec. 12 and NE¹/₄ NE¹/₄ Sec. 11, Twp. 18 N., R. 1 E., B.M.

" " 8 Acres

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? Salmon River

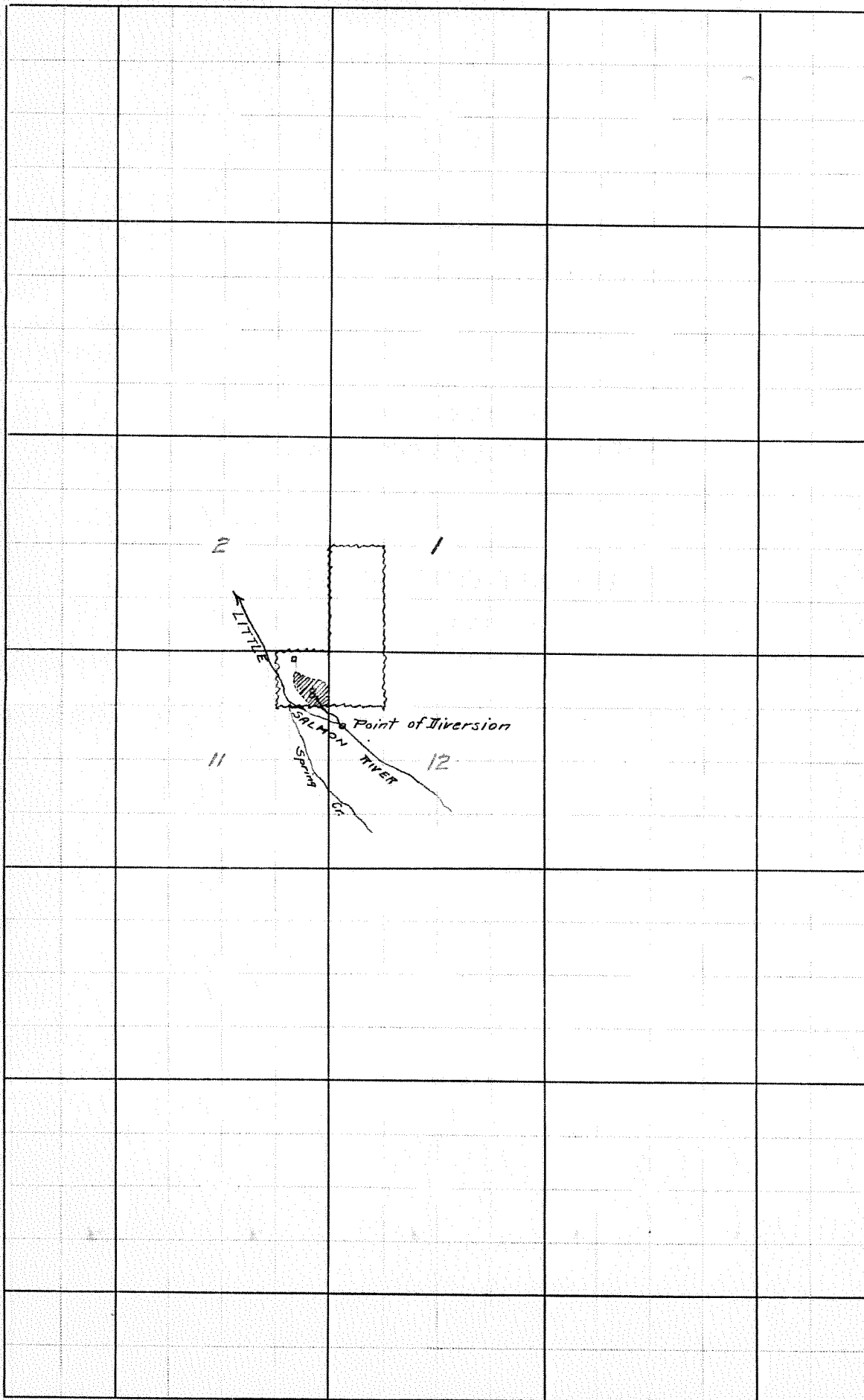
Remarks: _____

This examination was made on the 8th day of July, 1924

(Signed)

Frank H. Johnson
Examiner.

14885



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

14885