

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 63-9638
Date Received: 2/21/1990
Receipt No: C014829
Received By:

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

1. Name of Claimant(s)

WADE HILLIARD Phone: (208)722-5283

27331 OLD FORT BOISE RD
PARMA ID USA 83660

JOAN HILLIARD Phone: (208)722-5283

27331 OLD FORT BOISE RD
PARMA ID USA 83660

2. Date of Priority: 10/31/1980

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	05W	28	SE SE	CANYON	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.44	324

7. Total Quantity Appropriated is:
1.44 C.F.S. and/or 324 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	05W	28	SW	SE	IRRIGATION	38
			SE	SE	IRRIGATION	34
					Section Acres	72
					Total Acres	72

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:

14. Remarks:

See claim no. 63-31284 for the expansion of this right.

15. Basis of Claim: License

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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: **A63-09638**
Date Received: 2/21/1990
Receipt No: C014829
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: WADE HILLIARD 208-722-5283
Address: 27331 OLD FORT BOISE RD
PARMA ID 83660
OR
Name: JOAN HILLIARD 208-722-5283
Address: 27331 OLD FORT BOISE RD
PARMA ID 83660

2. Date of Priority: OCT 31, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05W	28		SE	SE		CANYON

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.440		324.00

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

8. Total consumptive use is 252.0 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED

10. Place of Use:

JUL 26 1994

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05W	28	SW	SE		IRR	38.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05W	28	SE	SE		IRR	34.0
Section Acres							72.0
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:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

MICROFILMED

JUL 26 1994

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:

Ident. Number

Date Received

Receipt Number

39576

63-9638

2/21/90

C014829

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

FEB 21 1990

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Wade Jensen William Phone (208) 722-5283Mailing Address 27331 Old Fort Boise Rd Parma Zip 836602. Date of Priority (Only one (1) per claim) 10/31/803. Source of water supply (a) ground water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6N Range 5W Section 28,
_____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of _____

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, 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. Well and Pump

MICROFILMED

JUL 26 1994

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 1.44 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.44 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 252 acre feet per annum.

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

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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>6N</u>	<u>5W</u>	<u>28</u>															<u>38</u>	<u>34</u>	<u>72</u>

Total number of acres irrigated 72

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

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:

MICROFILMED

JUL 26 1994

Last Name Hilliard Ident No. 63-9638

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 20x20 grid with handwritten annotations. The grid is divided into four 10x10 quadrants by a central vertical and horizontal line. Handwritten text includes '6N' in the top-left quadrant, '28' in the top-right quadrant, a small box with a dot in the center, and '5W' in the bottom-left quadrant.

JUL 26 1994

Last Name

Hilliard

Ident No.

63-9638

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 63-9638
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 0

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

Signature of Claimant (s) [Signature] Date 2-9-90
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 Ada) SS.

Subscribed and sworn (or affirmed) before me this 9 day of February 19 90

SEAL

Notary Public [Signature]

Residing at Boise Idaho

My Commission Expires 4/11/95

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

JUL 26 1994

Last Name Hillard Ident. Number 63-9638

Copies White-State, Yellow-Claimant

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

☐ Return to addressee
☐ Return to sender
☐ Return to sender address
☐ Return to sender (if enclosed)
☐ Return to sender (if known)
☐ Return to sender (if number)
☐ Return to sender (if illegible)
☒ Return to sender (if postage due)
☐ Return to sender (if postage due)
☐ Postage due

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A
0004389393 FEB 02 2007
MAILED FROM ZIP CODE 83705

RECEIVED
FEB 06 2007
WATER RESOURCES
WESTERN REGION

JOAN HILLIARD

WADE HILLIARD
2735 AIRPORT WAY
PARMA ID 83660

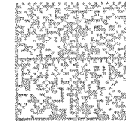
MR

63-9638

29678 Parma Rd
Parma 83660

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WY
BOISE, IDAHO 83705

SECRET

[illegible]

001 2 9 255

WATER RESOURCES
WESTERN REGION

JOAN HILLIARD
WADE HILLIARD
29678 PARMA RD
~~PARMA ID 83660~~

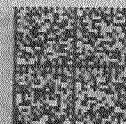
63-9638

5

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

SERVICE
TED

FIRST CLASS



UNITED STATES
02 1A
0004310839 OCT 06 2006
\$ 00.870
MAILED FROM ZIP CODE 83702

- PR. # _____
Date Mailed _____
Date _____
- ☐ Not Deliverable As Addressed
Unable to Forward
 - ☐ Incorrect Address
 - ☐ Mailed But Not Delivered
 - ☐ Undelivered (If Known)
 - ☐ Attention Not Known
 - ☐ No Such Street / Number
 - ☐ Vacant / Is Illegal
 - ☐ No Mail Incapable
 - ☒ Box Closed - No Order
 - ☐ Returned For Better Address
 - ☐ Postage Due

RECEIVED

OCT 12 2006

WATER RESOURCES
WESTERN REGION

JOAN HILLIARD

WADE HILLIARD
27331 OLD FORT BOISE RD
PARMA ID 83660

29678 Parma Rd
Parma 83660

63-9638

Resent 10-13-06

08/28/2006

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

RIGHT NUMBER: 63-9638

NAME AND ADDRESS: WADE HILLIARD
27331 OLD FORT BOISE RD
PARMA ID 83660

JOAN HILLIARD
27331 OLD FORT BOISE RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.440 CFS
324.000 AFY

PRIORITY DATE: 10/31/1980

POINT OF DIVERSION:

T06N R05W S28 SESE 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	1.440 CFS 324.00 AFY
The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION Within CANYON County

T06N R05W S28	SWSE	38.00	T06N R05W S28	SESE	34.00
---------------	------	-------	---------------	------	-------

72 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



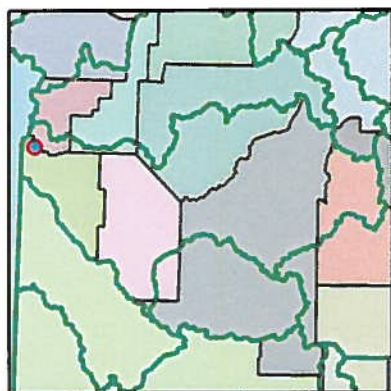
Idaho Department of Water Resources

SRBA Recommendation:

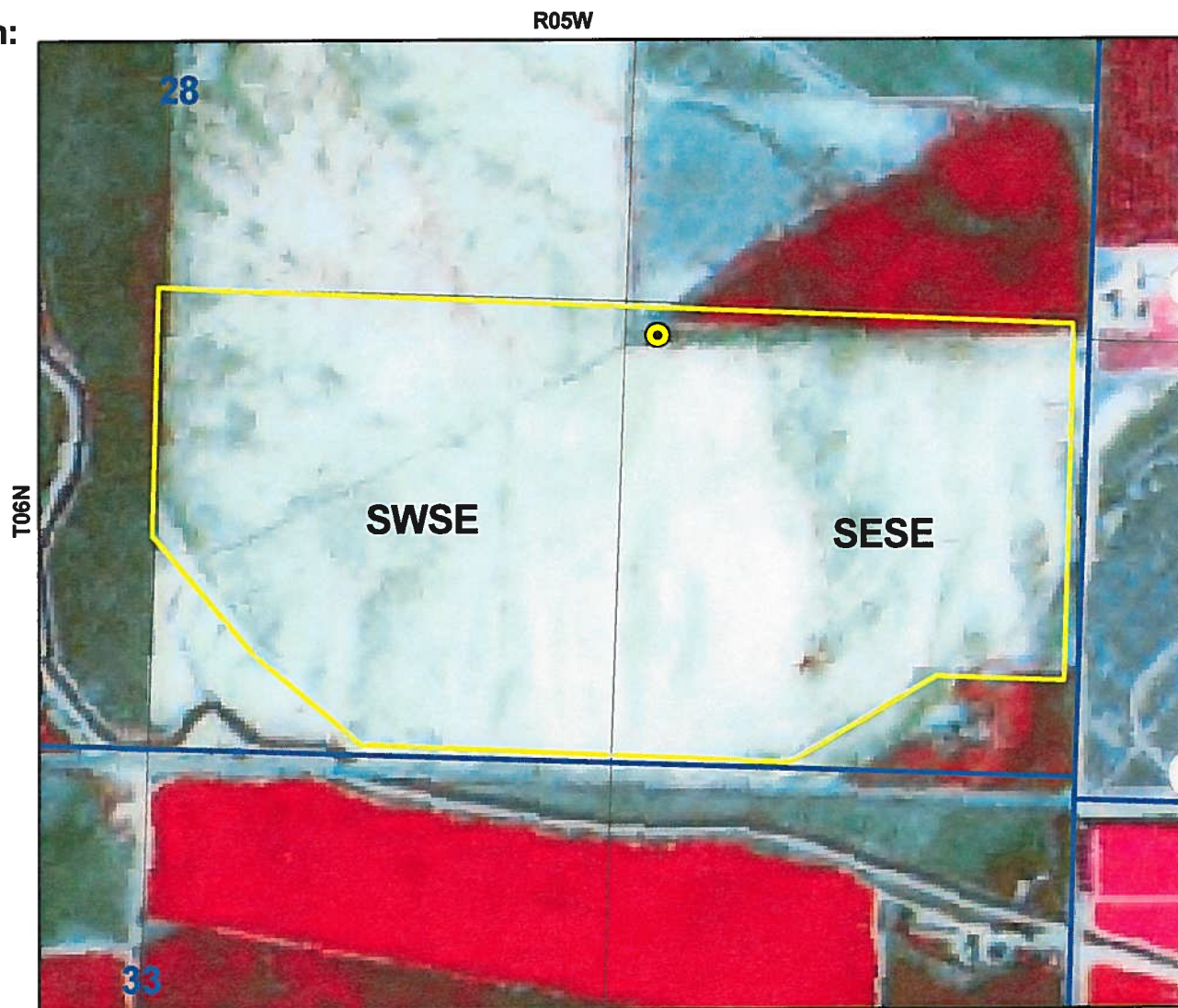
63-9638

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



0 0.2 0.4 Miles



Prepared by S. Egbert
On Monday, August 28, 2006
1987/88 Aerial Photography

4/18/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

Page1

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Rec	63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	06N05W28		X			X	X	X	X	X	X	X	X					0
Rec	63 2322	UNITED STATES OF AMERICA ACTING THROUGH,	ELIJAH SLOUGH, WILSON SLOUGH	06N05W28		X			X	X	X	X	X	X	X	X					0
App	63 32152	KENT B JOHNSON, SHARI JOHNSON,	GROUND WATER	06N05W28	X																0
App	63 32152	KENT B JOHNSON, SHARI JOHNSON,	GROUND WATER	06N05W28	5.8																5.8
Claim	63 31284	BO HILLIARD,	GROUND WATER	06N05W28																3.8	3.8
Claim	63 31284	BO HILLIARD,	GROUND WATER	06N05W28															X		0
Claim	63 8633	UNIVERSITY OF IDAHO REGENTS,	GROUND WATER	06N05W28				21													21
Claim	63 9638	WADE HILLIARD, JOAN HILLIARD,	GROUND WATER	06N05W28															38	34	72
Rec	63 31284	BO HILLIARD,	GROUND WATER	06N05W28																3.8	3.8
Rec	63 31284	BO HILLIARD,	GROUND WATER	06N05W28															X		0
Rec	63 9638	WADE HILLIARD, JOAN HILLIARD,	GROUND WATER	06N05W28															38	34	72
Right	63 10219	BO HILLIARD,	GROUND WATER	06N05W28														31			31
Right	63 10278	BO HILLIARD,	GROUND WATER	06N05W28													20				20
Right	63 11226	JOANNE L BARTON, FLOYD O BARTON,	GROUND WATER	06N05W28												7					7
Right	63 21619	DALE W PIERCY, RAMONA PLAZA,	GROUND WATER	06N05W28							X										0
Right	63 21619	DALE W PIERCY, RAMONA PLAZA,	GROUND WATER	06N05W28							X										0
Right	63 23746	HELEN M PAUL,	GROUND WATER	06N05W28												X					0
Right	63 23960	MARY DELL WALZ,	GROUND WATER	06N05W28												X					0

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

Right	63 27309	NATHAN LEIGH,	GROUND WATER	06N05W28												X					0
Right	63 27310	NELLIE LEIGH,	GROUND WATER	06N05W28												X					0
Right	63 27310	NELLIE LEIGH,	GROUND WATER	06N05W28												X					0
Right	63 28031	GEORGE P EDWARDS III,	GROUND WATER	06N05W28												X					0
Right	63 28031	GEORGE P EDWARDS III,	GROUND WATER	06N05W28												X					0
Right	63 28907	ROSIE A MALSON,	GROUND WATER	06N05W28	X																0
Right	63 8633	SW IDAHO RESEARCH & EXTENSION CENTER,	GROUND WATER	06N05W28				21													21
Right	63 9638	WADE A HILLIARD,	GROUND WATER	06N05W28															38	34	72
Rec	65 2433	UNITED STATES OF AMERICA ACTING THROUGH,	PAYETTE RIVER	06N05W28		X			X	X	X	X	X	X	X	X	X				0
Claim	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	06N05W28		X			X	X	X	X	X	X	X	X					0
Rec	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	06N05W28		X			X	X	X	X	X	X	X	X					0

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-9638

Priority: October 31, 1980 Amount: 1.44 CFS 324.0 AFA

This is to certify, that WADE A. HILLIARD
RT. 2 BOX 249

PARMA, ID 83660 has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated October 31, 1980, and
has submitted proof to the Department of Water Resources on December 3, 1981, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of 2.24 cfs of water from a GROUNDWATER
source 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	1.44 cfs	324.0 afa

LOCATION OF POINT OF DIVERSION(S): SESE , Sec. 28, Township 6N, Range 5W
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>
6N	5W	28	SWSE 38	SESE 34			72

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.

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 2nd day
of April, 1987.

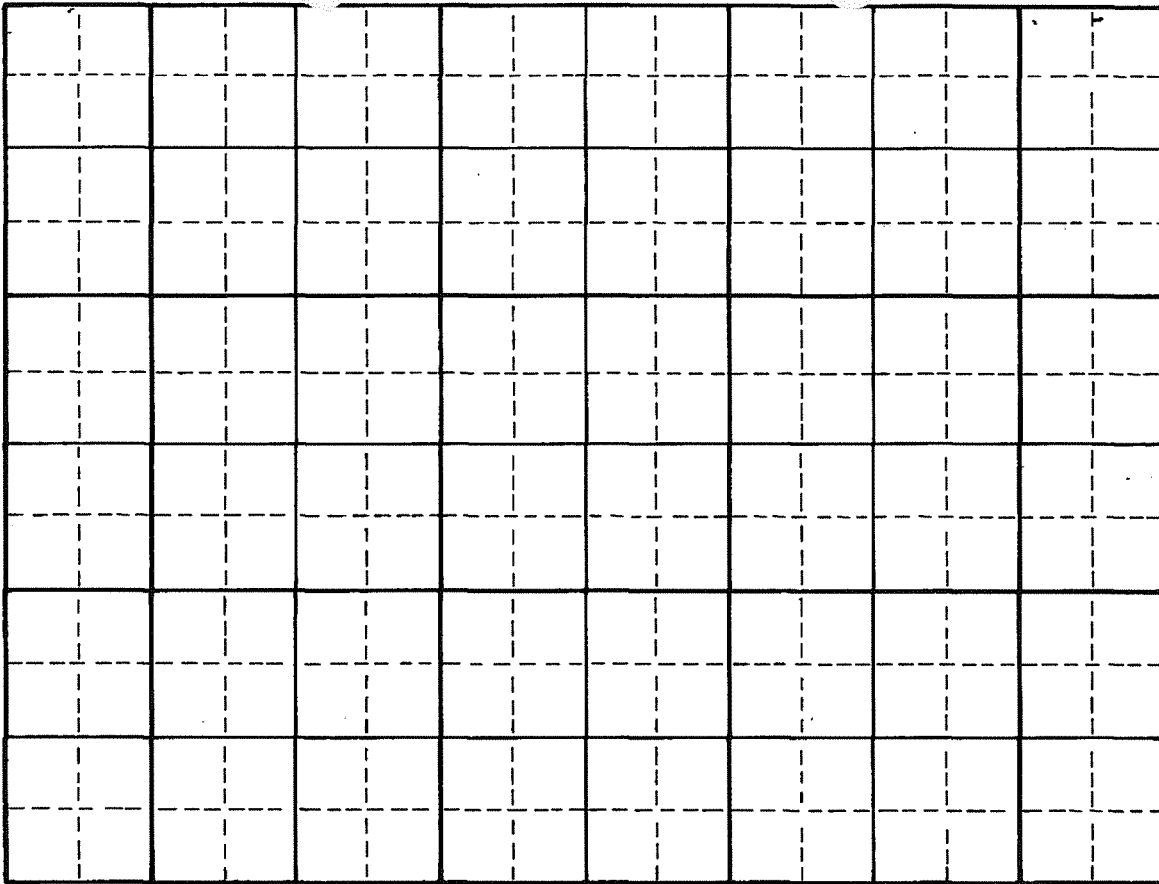
MICROFILMED

Acting for the Director

Norman C. Young

APR 14 1987

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: SE 1/4 SE 1/4, SEC. 28, TWP. 4N, RGE. 5W.

Place(s) of Use

TWP.	RGE.	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	
4N	5W	28															31	34	72

MICROFILMED

Recommended Amendments:

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

APR 14 1987

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

Examiner's Signature

Jan Grover

Date

3/7/84

Checked by

D. Tuttle

Date

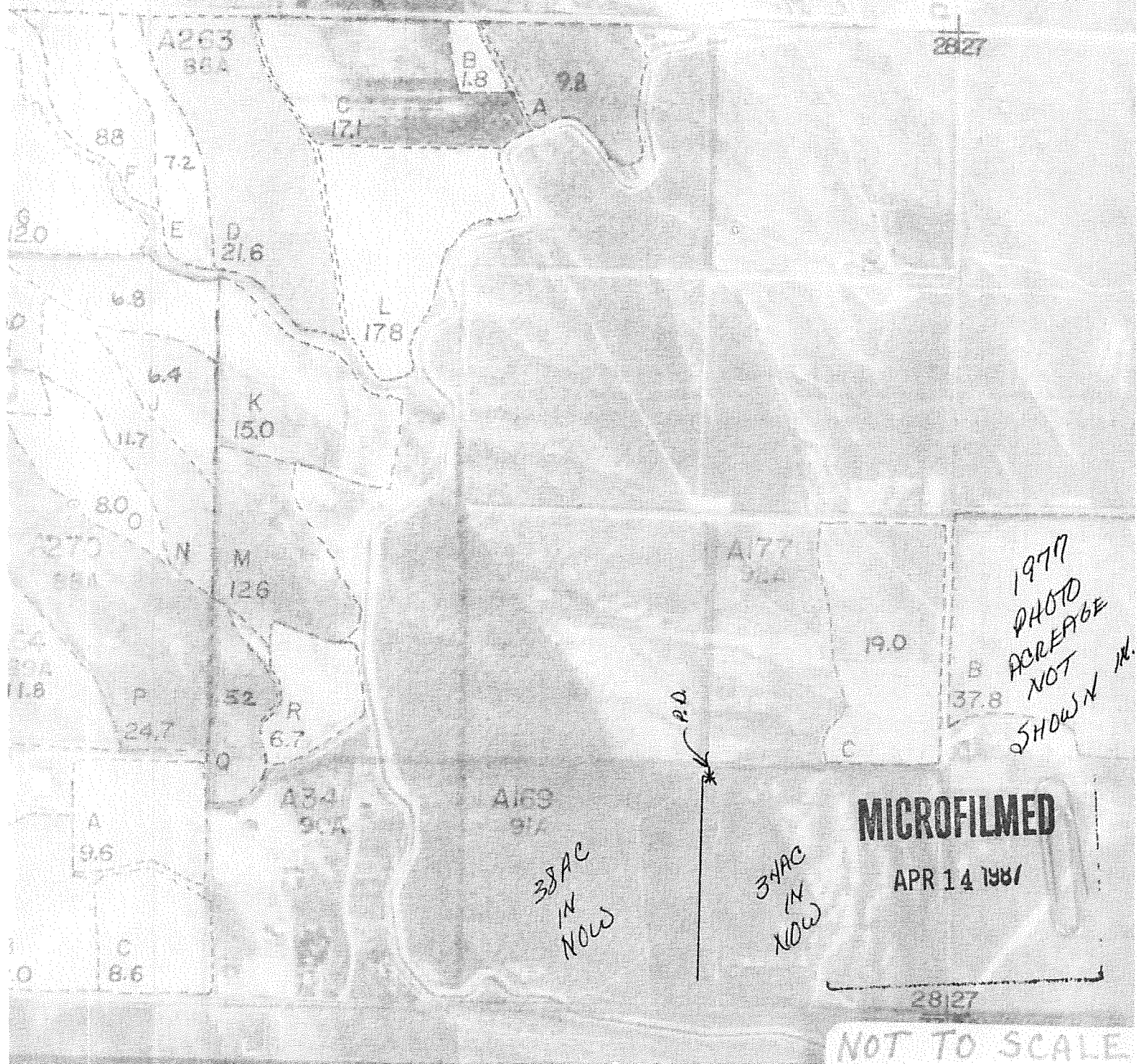
4/17/86

Approved by

R. Walker

Date

3-2-1987



State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

RETURNED

Measured by: Jan Grover Date 9/1/83
Owner: Wade Hilliard Permit No. 63-9638

Description of well &/or measuring site

- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

Measured inside diameter of pipe in inches

(A) 7.75"

Size of Annubar used in test 8"

State ID No. 191143

Model No. of Annubar Meter Used 75
(Model No. = 75 for 6" and larger)
(Model No. = 73 for 4")

Size Eagle Eye Meter Used 10"-80"

State ID No. 091476

Date of Last Calibration of Meter 4/27/83

Observed inches of H₂O read on Meter

(B) 18"

Flow Correction Factor (From Calibration Graph)
(Use 1 if Error is $\pm 2\%$ at observed pressure)

(K) 1.024

Select C based on Annubar Model No.

If Model No. = 75, then C = 3.85

If Model No. = 73, then C = 4.14

(C) 3.85

CALCULATION: $K \frac{(A^2) (\sqrt{B}) C}{448.8} = \frac{1.024 (60.06) (4.24) 3.85}{448.8} = 2.24$ cfs measured

SKETCH (If not shown on Field Report):

