

02/16/2005

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

RIGHT NUMBER: 77-2144

NAME AND ADDRESS: HARLOW H OBERBILLIG
4404 RIM ST
BOISE ID 83706

SOURCE: UNNAMED STREAM

TRIBUTARY: JOHNSON CREEK

QUANTITY: 0.100 CFS

PRIORITY DATE: 03/26/1962

POINT OF DIVERSION:

T18N R08E S4 SENW Within VALLEY County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
INDUSTRIAL

PERIOD OF USE
1/01 12/31

QUANTITY
0.100 CFS

PLACE OF USE: INDUSTRIAL Within VALLEY County

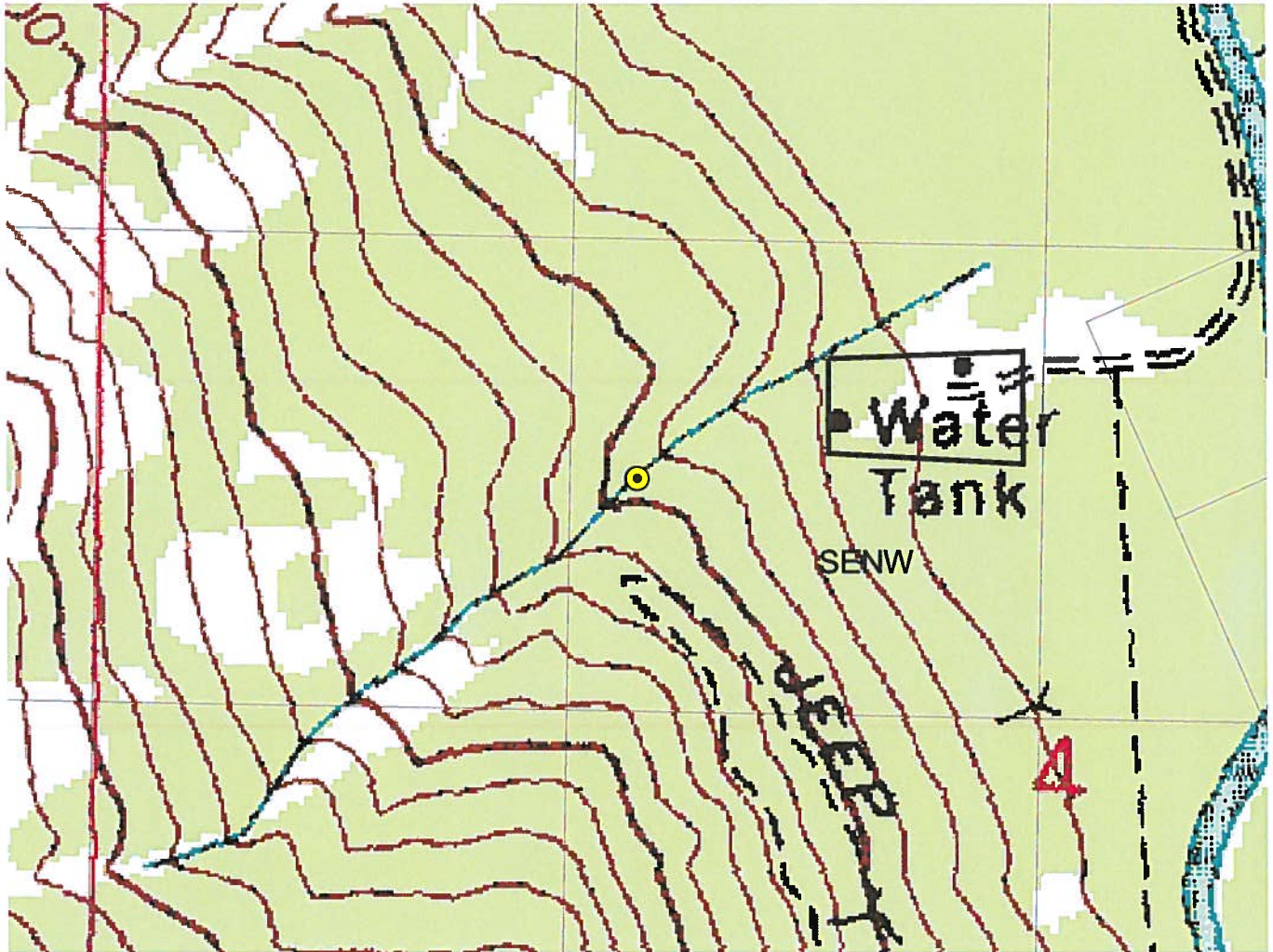
T18N R08E S04 SENW

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:

77-2144



0 300 600 Feet

Section 4
T18N R8E



● Point of Diversion

□ Place of Use

Map prepared on January 10, 2005
By Kenneth Knoblock
Idaho Department of Water Resources

State of Idaho

License and Certificate of Water Right

Water License No. 30430Amount 0.10 c.f.s.

Water District No. _____

Priority March 26, 1962THIS IS TO CERTIFY that DON & ERNEST OBERBILLIG

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 26, 19 62; that Permit No. 30430 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.0 second feet, was issued thereunder on January 30, 19 63, showing that said works were completed on the 29th day of January, 19 63; and that on the 15th day of April, 19 63,

DON & ERNEST OBERBILLIG

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Unnamed Creek, a tributary of Johnson Creek, for the purpose of Ore milling, under Use Permit No. 30430 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume 13 of Licenses at page 8036, on the 26 day of October, 19 64;

The right hereby confirmed dates from March 26, 19 62;

The Point of Diversion is located

in the SE 1/4 NW 1/4, Sec. 4, Twp. 18 N, R. 8 E, B. M. Valley County

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 0.10 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	8 E	4	SE 1/4 NW 1/4	Milling	

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 State Reclamation Engineer, affixed at Boise, Idaho, this 26th day of October, 19 64.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

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: A77-02144
Date Received: 11/22/1988
Receipt No: C003529
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HARLOW H. OBERBILLIG 208-344-1852
Address: 4404 RIM
BOISE, ID 83706

2. Date of Priority: MAR 26, 1962

3. Source: UNNAMED STREAM Trib. to: JOHNSON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	08E	4	SE	NW			VALLEY

5. Description of diverting works:
PIPELINE FROM CREEK TO 25,000 GAL. TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.100		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
I/ORE MILLING.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	08E	4	SE	NW		INDUST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

AS ADMINISTRATOR OF ESTATE OF J.J. OBERBILLIG.

15. Basis of Claim: LICENSE

Water Right Number: 30430

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: A77-02144
Date Received: 11/22/1988
Receipt No: 0003529
Received By: LRT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HARLOW H. OBERBILLIG 208-344-1852
Address: 4404 RIM
BOISE, ID 83706

2. Date of Priority: MAR 26, 1962

3. Source: UNNAMED STREAM Trib. to: JOHNSON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
18N	08E	4	SE	NW			VALLEY

5. Description of diverting works:
PIPELINE FROM CREEK TO 25,000 GAL. TANK

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.100		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
I/ORE MILLING.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
18N	08E	4	SE	NW		INDUST	

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks: *As Administrator of Estate of J. J. Oberbilly*

15. Basis of Claim: LICENSE
Water Right Number: 30430

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: _____

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): *Harlan A. Oberbilly* Date: 11-22-88
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of NOVEMBER 19 88
Donna E. Lutz
Notary Public

Seal

Residing at Boise, ID
My Commission Expires 11/8/1994