

08/17/2006

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

RIGHT NUMBER: 67-503

NAME AND ADDRESS: B & L LAND & CATTLE CO INC
C/O CECIL BILBOA
3597 COW CREEK RD
CAMBRIDGE ID 83610

SOURCE: ROCK CREEK

TRIBUTARY: COW CREEK

QUANTITY: 0.500 CFS

PRIORITY DATE: 05/29/1905

POINT OF DIVERSION:

T16N R03W S25 NENW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	0.500 CFS

PLACE OF USE: IRRIGATION Within WASHINGTON County

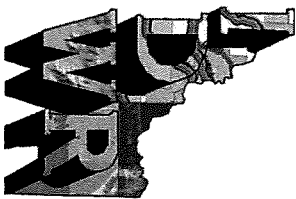
T16N R03W S25	SWNW	0.50	T16N R03W S25	SENW	4.50
T16N R03W S25	NESW	5.00	T16N R03W S25	NWSW	17.00

27 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 - Decreed

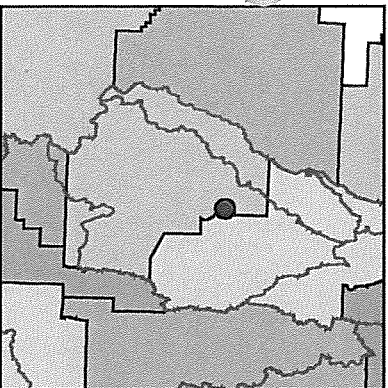


Idaho Department of Water Resources

SRBA Recommendation:
67-503
(Irrigation)

Legend

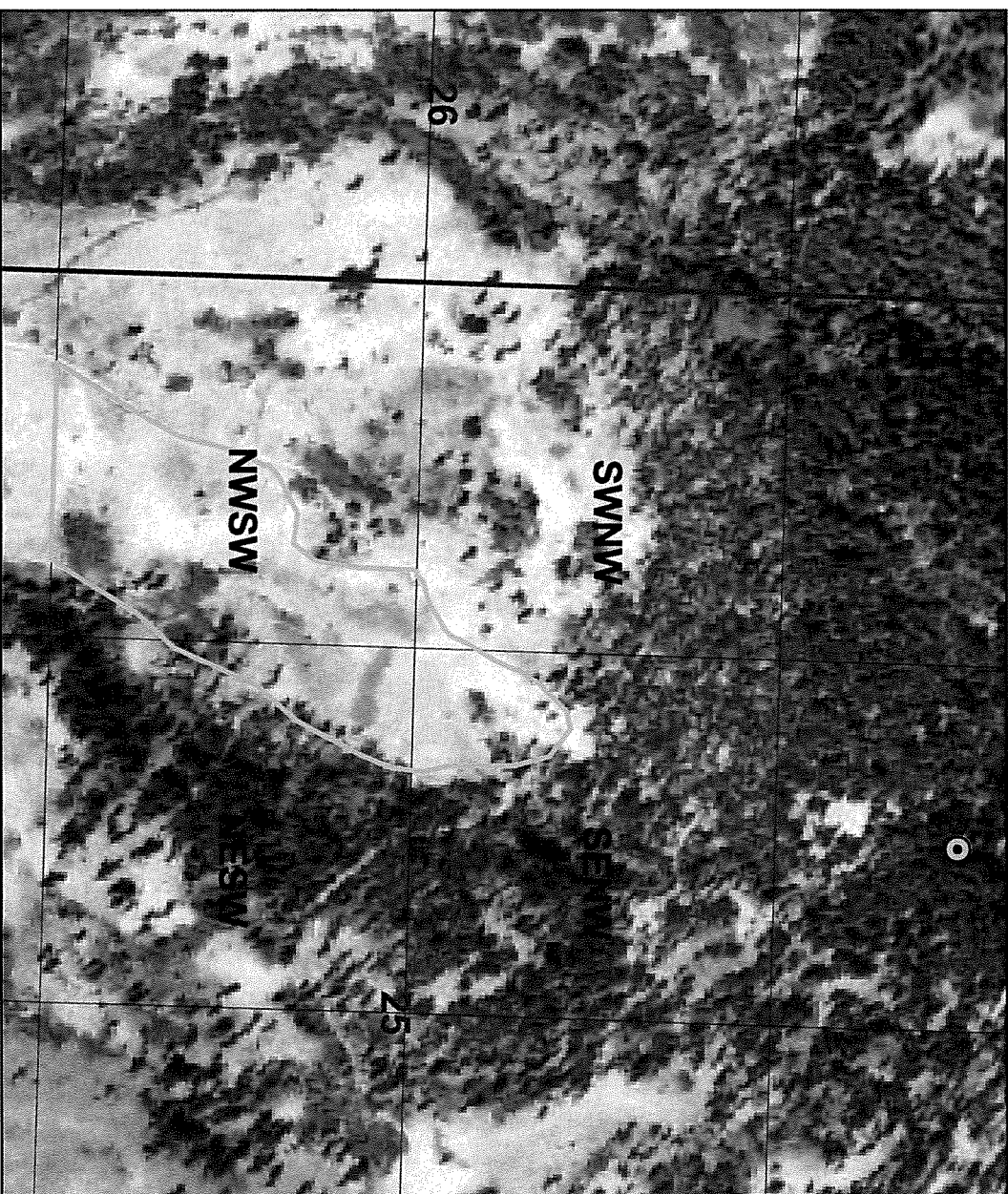
-  **Point of Diversion**
-  **Place of Use**
-  **Townships**
-  **PLS Sections**
-  **Quarter Quarters**



Washington County
IDWR Basin 67



T16N

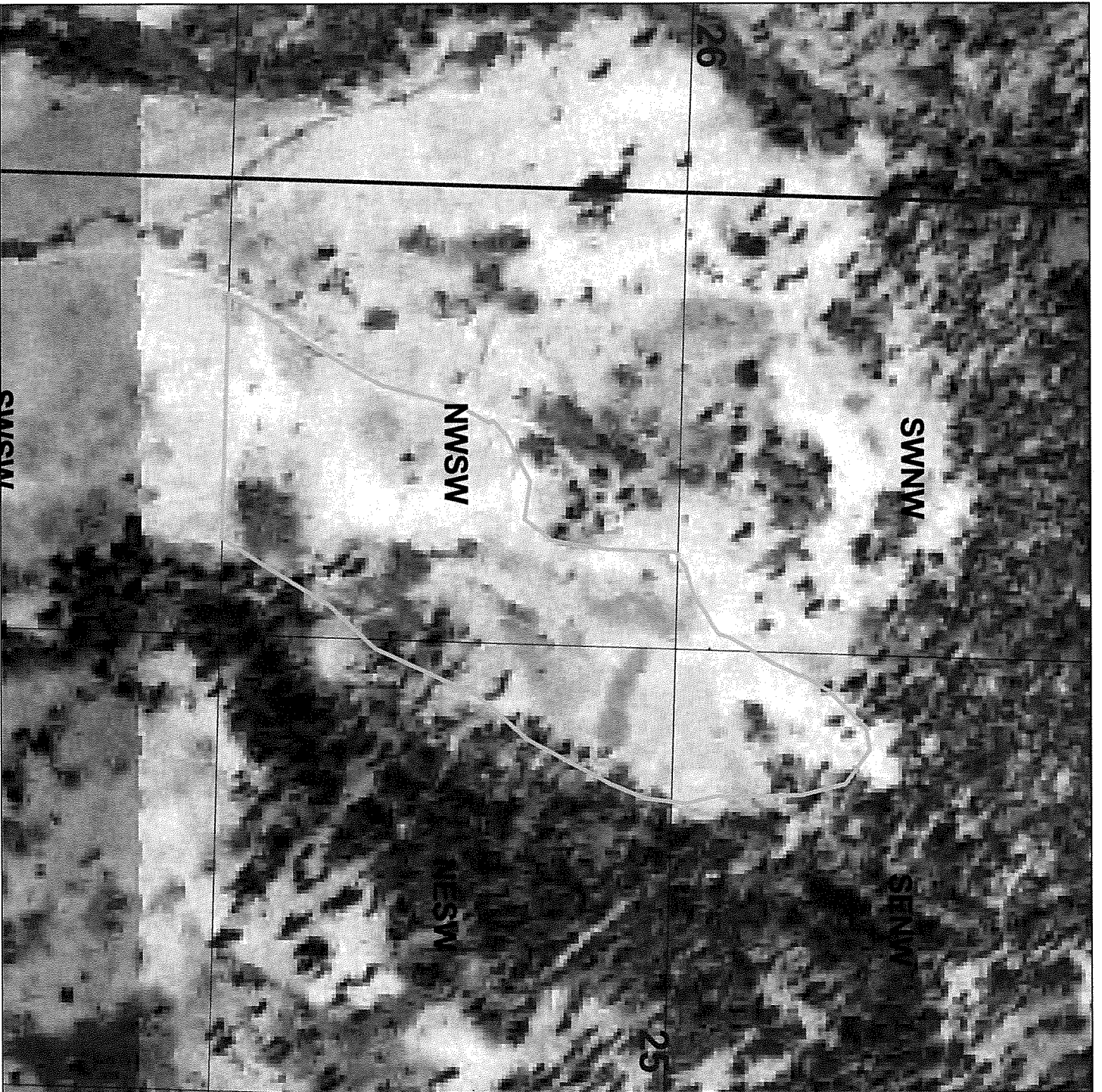
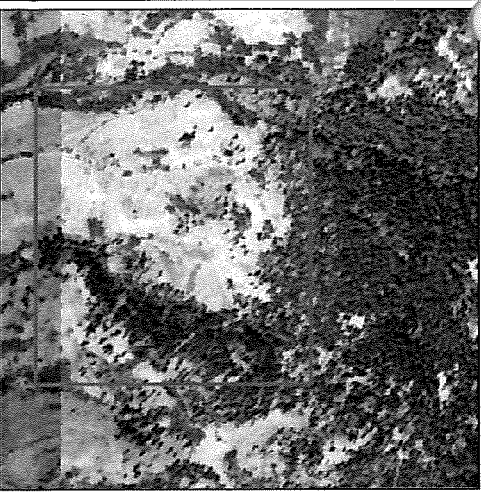


R03W



Prepared by C. Saxton
On Thursday, August 17, 2006
1987/88 Aerial Photography

67-503



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-503 V1

WATER RIGHT NUMBER: 67-503 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	B & L LAND & CATTLE CO INC C/O CECIL BILBOA 3597 COW CREEK RD CAMBRIDGE, ID 83610 (208)257-3583

Priority Date: 05/29/1905

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
ROCK CREEK	COW CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 10/31	0.500 CFS	
	<u>Total Diversion:</u>	0.500 CFS	

Location of Point(s) of Diversion

ROCK CREEK	NE1/4NW1/4	Sec. 25, Twp 16N, Rge 03W, B.M.
WASHINGTON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
16N	03W	25							.5	4.5	5.0	17.0							27.0

Total Acres: 27

Conditions of Approval:

1. C18 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-503 V1

Comments:

1. csaxton 8/16/2006 Delivery Records

Comment: Water master delivery records show delivery of this right to the claimant on the recommended POU.

2. csaxton 8/16/2006 Source

Comment: The source was decreed as Cow Creek but it according to the claim map in file 67-2126, the POD diverts water from Rock Creek. Rock Creek is assumed to be what was historically known as East Cow Creek as East Cow Creek was spoke about in the decree, but does not appear to be listed on the USGS quads to date. It does not appear that the decree separated Cow Creek from East Cow Creek when describing rights. Thus, there is no accomplished change in source because the recommended source of Rock Creek, is East Cow Creek, which was probably called Cow Creek in the decree.

3. csaxton 8/16/2006 SOU

Comment: POU falls right next to the boundary of different IDWR standard seasons of use. All Cow Creek irrigation rights recommended with a season of use of 3/15 to 10/31 for consistency.

4. csaxton 8/17/2006 POU

Comment: 67-503 was claimed as an accomplished change in place of use by claiming the POU in 16N, 3W, S36 rather than in 16N, 6W, S25. However, the parcel information on the water master delivery records show delivery of this right to 16N03W250000 which is located in S25, or the originally decreed POU. I have no evidence that the POU changed for right 67-503 prior to 1987. This right will be recommended under the original decreed POU. This does two things. The POU claimed under 67-502 is covered with water under rights 67-306 and 67-2126 so recommending the right there would be redundant anyway. Secondly, the POU that 67-503 will be recommended on was claimed by 67-2010 which is recommended as disallowed as 67-2010 is superceded by 67-503. Thus by recommending 67-503 on the POU it was originally decreed to, all the ground claimed by the claimant that is irrigated from Cow creek and its tributaries is covered with irrigation water.

5. csaxton 8/17/2006 POD

Comment: POD location cannot be determined using claim map. Recommend in the QQ shown on the map for claim 67-2010 which is the same as the decreed POD for 67-503. Recommend Nominal shape for POD.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number: 67

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	6/25/2004 11:42:25 AM	awarntje			Active
Source	6/25/2004 11:42:38 AM	awarntje			Active
POU	6/25/2004 11:42:53 AM	awarntje			Active

IDAHO DEPARTMENT OF WATER RESOURCES

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Use	6/25/2004 12:40:20 PM	awarntje	Active
Season	6/25/2004 12:40:38 PM	awarntje	Active
Quantity	6/25/2004 12:41:22 PM	awarntje	Active
Contacts	8/16/2006 2:58:22 PM	csaxton	Active
Priority Date	8/16/2006 2:59:16 PM	csaxton	Active
POD	8/16/2006 3:00:00 PM	csaxton	Active
Source	8/16/2006 3:07:22 PM	csaxton	Active
POU	8/16/2006 3:09:19 PM	csaxton	Active
Use	8/16/2006 3:09:35 PM	csaxton	Active
Season	8/16/2006 3:12:04 PM	csaxton	Active
Quantity	8/16/2006 3:12:45 PM	csaxton	Active
Summary	08/16/2006	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
General	8/16/2006 2:59:16 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Source	8/16/2006 3:07:23 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (No) 5. Can the claimed source be verified using the water right file? (No) 7. Is there evidence that there has been a change in the source? (No) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - The source was decreed as Cow Creek but it according to the claim map in file 67-2126, the POD diverts water from Rock Creek. Rock Creek is assumed to be what was historically known as East Cow Creek as East Cow Creek was spoke about in the decree, but does not appear to be listed on the USGS quads to date. It does not appear that the decree separated Cow Creek from East Cow Creek when describing rights. Thus, there is no accomplished change in source because the recommended source of Rock Creek, is East Cow Creek, which was probably called Cow Creek in the decree.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-503 V1

POU	8/16/2006 3:09:19 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU? (Yes) 8. Can the claim be verified as an accomplished transfer? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 8 - Per claim Description for Question 13 - Overlap with other rights
POU	8/16/2006 3:08:31 PM	csaxton	Updated PLS for Active POU
Season	8/16/2006 3:12:05 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	8/16/2006 3:12:46 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
POU	8/17/2006 9:41:52 AM	csaxton	Updated PLS for Active POU
POU	8/17/2006 9:48:42 AM	csaxton	Updated PLS for Active POU
POD	8/16/2006 3:00:36 PM	csaxton	Updated shape
POD	8/16/2006 3:02:19 PM	csaxton	Updated PLS
POU	8/16/2006 3:08:21 PM	csaxton	Updated shape for Active POU

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Summary	8/16/2006 3:28:15 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	8/17/2006 9:40:13 AM	csaxton	Updated shape from PLS
Season	6/25/2004 12:40:39 PM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use?
Quantity	6/25/2004 12:41:22 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?
Contacts	8/16/2006 2:58:22 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
POD	8/16/2006 3:00:01 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 7. Can the change be verified as an accomplished transfer? (No) 10. Is a POD remark and/or condition required?
Use	8/16/2006 3:09:36 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POU	6/25/2004 12:33:27 PM	awarntje	Edited shape boundary

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POU	6/25/2004 12:36:44 PM	awarntje	Edited shape boundary
POU	6/25/2004 12:37:21 PM	awarntje	Edited shape boundary
Use	6/25/2004 12:40:20 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
POU	6/25/2004 12:35:30 PM	awarntje	Edited shape boundary
Priority Date	6/25/2004 11:42:25 AM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly?
Source	6/25/2004 11:42:38 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file?
POU	6/25/2004 11:42:54 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (No) 6. Can the claimed POU be verified using the water right file? (Yes) 7. Is there evidence that there has been a change in the POU?
POU	6/25/2004 11:58:50 AM	awarntje	Edited shape boundary
POU	6/25/2004 12:40:45 PM	awarntje	Edited Season Of Use
POU	8/17/2006 9:41:08 AM	csaxton	Updated shape for Active POU
POU	8/17/2006 9:48:33 AM	csaxton	Updated shape for Active POU

Water Supply Bank:

Claim									
<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Volume(ac)</u>	<u>Source</u>	<u>Water Use(s) Owner(s) Source Table</u>
67	306		Decreed	Active	1886-06-01	0.94		COW CREEK	IRRIGATION B & L LAND & Claim
67	503		Decreed	Active	5/29/1905	0.5		COW CREEK	IRRIGATION B & L LAND & Claim
67	2010		License	Active	5/29/1905	0.8		COW CREEK	E DOMESTIC, I B & L LAND & Claim
67	2126		License	Active	1/12/1920	0.98		COW CREEK	IRRIGATION B & L LAND & Claim
67	2132		License	Active	6/20/1924	0.4		COW CREEK	E IRRIGATION B & L LAND & Claim
67	4169		Statutory	Active	4/1/1964	3.46		COW CREEK	IRRIGATION B & L LAND & Claim

Recommendation									
<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Acres</u>	<u>Source</u>	<u>Water Use(s) Owner(s) Source Table</u>
67	306		Decreed	Active	1886-06-01	0.83	37.6	COW CREEK	IRRIGATION B & L LAND & Recommendation
67	503		Decreed	Active	5/29/1905	0.5	27	COW CREEK	IRRIGATION B & L LAND & Recommendation
67	2126		License	Active	1/12/1920	0.98	49	COW CREEK	IRRIGATION B & L LAND & Recommendation
67	2132		License	Active	6/20/1924	0.4	20	COW CREEK	IRRIGATION B & L LAND & Recommendation
67	2010		License	Active	5/29/1905	0.8	91.0	COW CREEK	E DOMESTIC, I B & L LAND & Recommendation
67	4169		In progress		4/1/1964	3.46		COW CREEK	IRRIGATION B & L LAND & Recommendation

WR									
<u>Basin</u>	<u>Sequence</u>	<u>Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Priority Date</u>	<u>Rate(cfs)</u>	<u>Volume(ac)</u>	<u>Source</u>	<u>Water Use(s) Owner(s) Source Table</u>
67	4169		Statutory	Active	4/1/1964	3		COW CREEK	IRRIGATION B & L LAND & wrWaterRight

Water Master Records						
<u>Page #</u>	<u>Parcel #</u>	<u>Name</u>	<u>Inches</u>	<u>File #</u>	<u>Original Owner</u>	<u>Priority</u>
5	16N03W25	LAND & CATTLE	20.00	2131	J.A. Nyquist	6/20/1924
5	16N03W25	LAND & CATTLE	25.00	503	M. Peterson	5/29/1905
5	16N03W25	LAND & CATTLE	47.00	306	A. Falls	6/1/1886

Supersceded - should not be delivered.

 Washington County
 East fork of Cow Creek
 4/5 of one cubic ft. per second.
 Irrigation and domestic
 Priority 5-29-1905

S T A T E O F I D A H O
 WATER LICENSE NO. 1327

- WHEREAS, On the 29th day of May, A. D. 1905, GEORGE H. JARVIS, of Cambridge, County of Washington, State of Idaho, duly made application (No. 1862) to me for a permit to use 1.6 cubic feet per second of the waters of the East Fork of Cow Creek, County of Washington, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 9th day of June, A. D. 1905, Permit No. 1327 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 9th day of June, A. D. 1907, and for the application to beneficial use of said water on or before the 9th day of June, A. D. 1910, and,

WHEREAS, On the 11th day of September, A.D. 1906, George H. Jarvis transferred all his right, title, and interest in and to said Permit No. 1327 to Mark V. Peterson.

WHEREAS, On the 8th day of June, A. D. 1907, MARK V. PETERSON, the holder of said permit duly made proof of the completion of adequate works for the diversion of 1.6 cubic feet per second of said waters, as evidenced by my Certificate No. 1327, dated August 24th, 1907, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 1.6 cubic feet per second of water, with date of priority of May 29, 1905, and,

WHEREAS, On the 9th day of June, A. D. 1910, MARK V. PETERSON, the holder of said permit duly made proof of the application to beneficial use of 4/5 of one cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to MARK V. PETERSON, of Cambridge, County of Washington, State of Idaho, the holder and owner of said Permit No. 1327, a perpetual right dating from May 29, 1905, to the use of 4/5 of one cubic foot per second of the waters of East Fork of Cow Creek, in the County of Washington, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the Northeast quarter of the Northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 25, Township 16 North, Range 5 West of the Boise Meridian, and conducted to and upon 40 acres divided as follows: (5 acres in the Southwest quarter of the Northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Section 25, 5 acres in the Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 25, 20 acres in the Northwest quarter of the Southwest quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$), Section 25, and 10 acres in the Northeast quarter of the Southwest quarter, Section 25, all in Township 16 North, R. 5, West of the Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 25th day 67 2010

of August, A. D. Nineteen hundred and eleven.

A. E. Robinson,
State Engineer

67 2010

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 03-01-2011 BY 60321 J. B. B.

67-C

1. DECREE -- Mark V. Peterson -vs- John A. Nyquist, et al.

MICROFILMED

RECEIVED

JUL 24 1996

67-C

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR WASHINGTON COUNTY.

MARK V PETERSON

Plaintiff

vs

D E C R E E

JOHN A NYQUIST and FRED NYQUIST

Defendants

This matter coming on for hearing on this ___ day of May, 1926, in open court, before the court without a jury, the plaintiff appearing by counsel, and the defendants neither appearing in person nor by counsel, and the defendants, John A Nyquist and Fred Nyquist having filed their answer and cross-complaint herein, and counsel for plaintiff and counsel for defendants having filed herein a stipulation providing that the plaintiff should have judgment as prayed in his complaint, and the Court being fully advised in the premises, and having rendered herein its Findings of Fact and Conclusions of Law, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

I

That the plaintiff is the owner of the South Half of the Northwest Quarter, and North Half of Southwest Quarter of Section Twenty-five (25), in Township Sixteen (16) North of Range 3 W B M.

II

That the defendant, John A Nyquist, is the owner of the Northeast Quarter of Section Twenty-five (25), Township Sixteen (16) North of Range Three (3) West of the Boise Meridian.

That all of said lands are in Washington County, Idaho, and are arid in character and require water for the artificial irrigation thereof and successful protection of crops.

III

67 6563 That the plaintiff is entitled to a water right in Cow Creek for the irrigation of said lands by conveying the water of said Cow Creek through his two ditches, both heading in the Southeast quarter of said Section 25, in the amount of 25 miner's inches of water, measured under a four-inch pressure, with date of priority May 29, 1905.

IV

That said water right of the plaintiff is superior to the water rights of the defendants, or either of them, in and to said Cow Creek, or the East fork of Cow Creek, for the irrigation of the said lands of the defendants.

V

That the defendants, and each of them, their successors, agents and employees, are hereby enjoined from interfering in any way whatsoever with the right of the plaintiff to use of the waters of Cow Creek as herein determined.

VI

That each party shall pay his own costs.

Dated and signed at Weiser, Idaho, this 21st day of May, 1926.

B S VARIAN, District Judge

Filed and Entered Jun 3 1926
FRANK B SMITH, Clerk District Court

JUL 24 1926

STATE OF IDAHO }
County of Washington } SS

I, FRANK E SMITH, Clerk of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Washington, hereby certify that the within and foregoing is a full, true and complete copy of the DECREE rendered and entered in the action entitled MARK V PETERSON, plaintiff, vs. JOHN A NYQUIST and FRED NYQUIST, defendants, as the same appears of record in Judgment Book 2, at page 336 records of said Court.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 19th day of June, 1926.

FRANK E SMITH, Clerk

By *Mary Therneth*
Deputy

RECORDED

JUN 24 1926

JUL 24 1926

RECORDED

FILE NO. 423
RECORDED IN BOOK 5 of
DECREES at PAGE 178

INDEXED

RECEIVED
JUN 21 1926
DEPARTMENT OF AGRICULTURE

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

RECEIVED

OCT 16 1989

Ident. Number: A67-00503
Date Received: 7/12/1989 10-16-89
Receipt No: 2006280
Received By: _____

Department of Water Resources **NOTICE OF CLAIM TO A WATER RIGHT**
Western Regional Office **ACQUIRED UNDER STATE LAW**

1. Name: B & L LAND & CATTLE CO. INC. 208-257-3583
Address: C/O CECIL BILBOA
RT. 1, BOX 212
CAMBRIDGE, ID 83610
2. Date of Priority: MAY 29, 1905
3. Source: COW CREEK Trib. to: WEISER RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	03W	25		SW	NW		WASHINGTON
5. Description of diverting works:
DITCHES
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.500		
7. Total Quantity Appropriated is:
0.500 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
16N	03W	36		NE SW		IRR	20.0
				NW SW		IRR	7.0

Section Acres 27.0

SCANNED
APR 06 2004

A67-00503

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Date: 09/14/89

MICROFILMED
OCT 01 1992

10. Place of Use: Continued

Total Acres 27.0

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:
NONE

14. Remarks:
SEE A67-2126 FOR MAP.
CHANGE IN PLACE OF USE, NUMBER OF ACRES THE SAME.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

MARK V. PETERSON
Decree Plaintiff

vs

JOHN A. NYQUIST
Decree 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: _____

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): B & L Land & Cattle Co Date: 10/5/89
Carol Bellman PWS Date: 10/5/89

State of Idaho)
County of WASHINGTON) SS.

Subscribed and sworn (or affirmed) before me this 5TH day
of OCTOBER 19 89 B. J. Soules
Notary Public

Seal

Residing at CAMBRIDGE
My Commission Expires 8-21-91