

11/04/2006

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

RIGHT NUMBER: 75-4012B

NAME AND ADDRESS: WANDA S TIBBETTS
311 NUGGET LANE
QUINCY CA 95971

MIKEAL B TIBBETTS
COLSON CREEK RANCH
3431 SALMON RIVER RD
SHOUP ID 83469

RODNEY B TIBBETTS
311 NUGGET LANE
QUINCY CA 95971

SOURCE: COLSON CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 1.060 CFS

PRIORITY DATE: 11/10/1916

POINT OF DIVERSION:

T23N R16E S25 SESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/01 11/01	0.800 CFS
DOMESTIC	01/01 12/31	0.240 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T23N R16E S25	SESE	10.00	T23N R17E S19	SWSW	1.00
T23N R17E S30	NENW	15.00	T23N R17E S30	NWNW	14.00

STOCKWATER same as IRRIGATION
DOMESTIC same as IRRIGATION

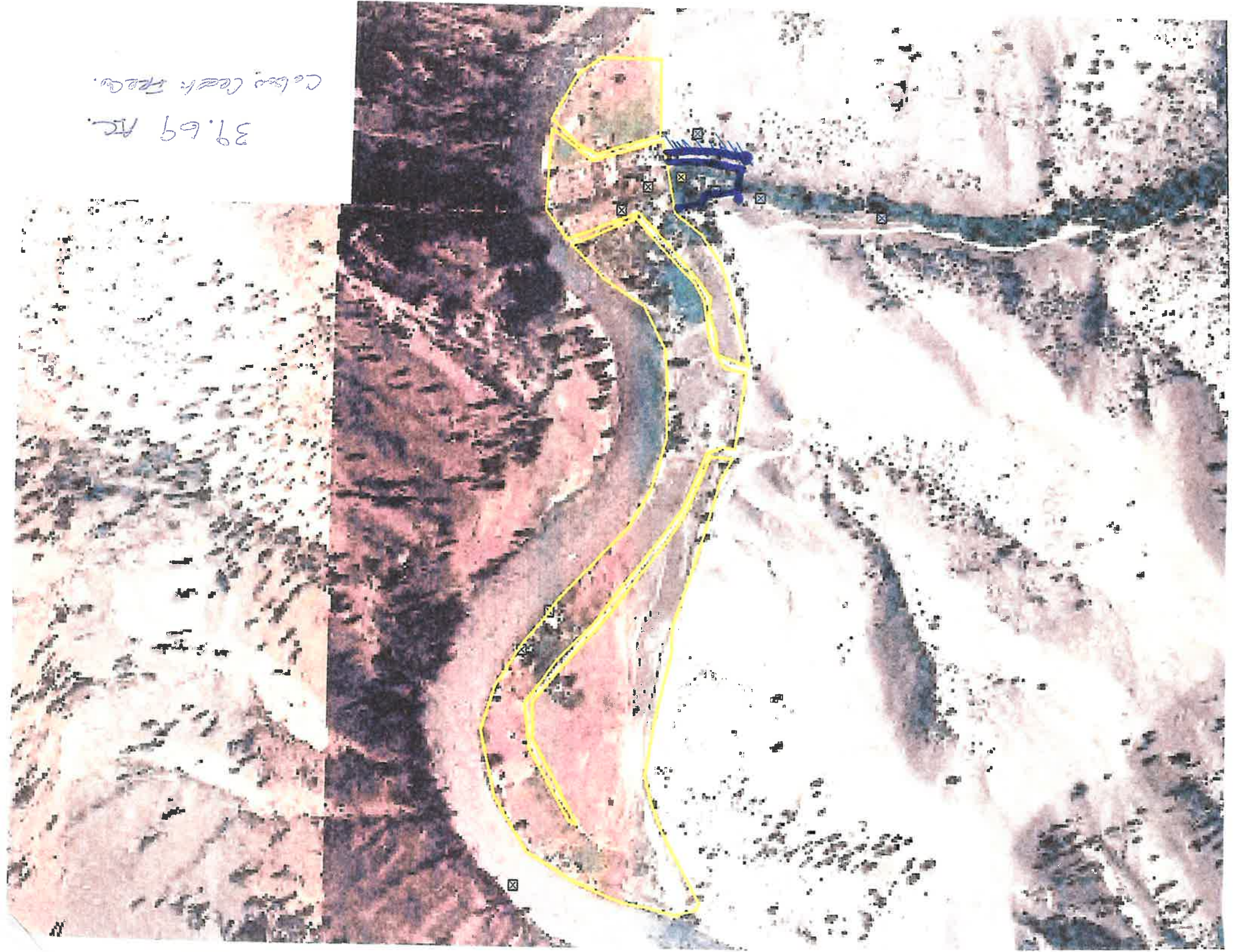
40 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

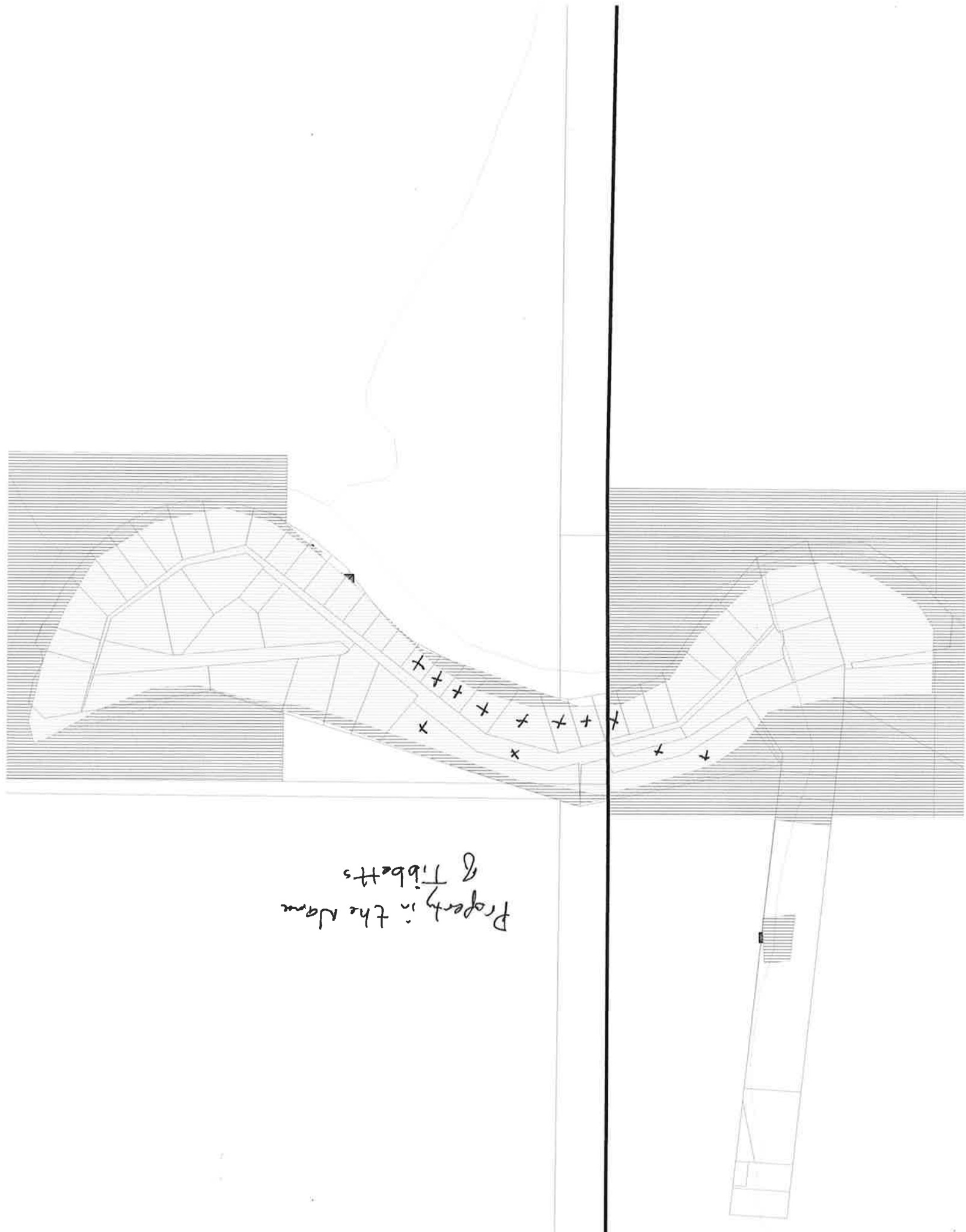
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

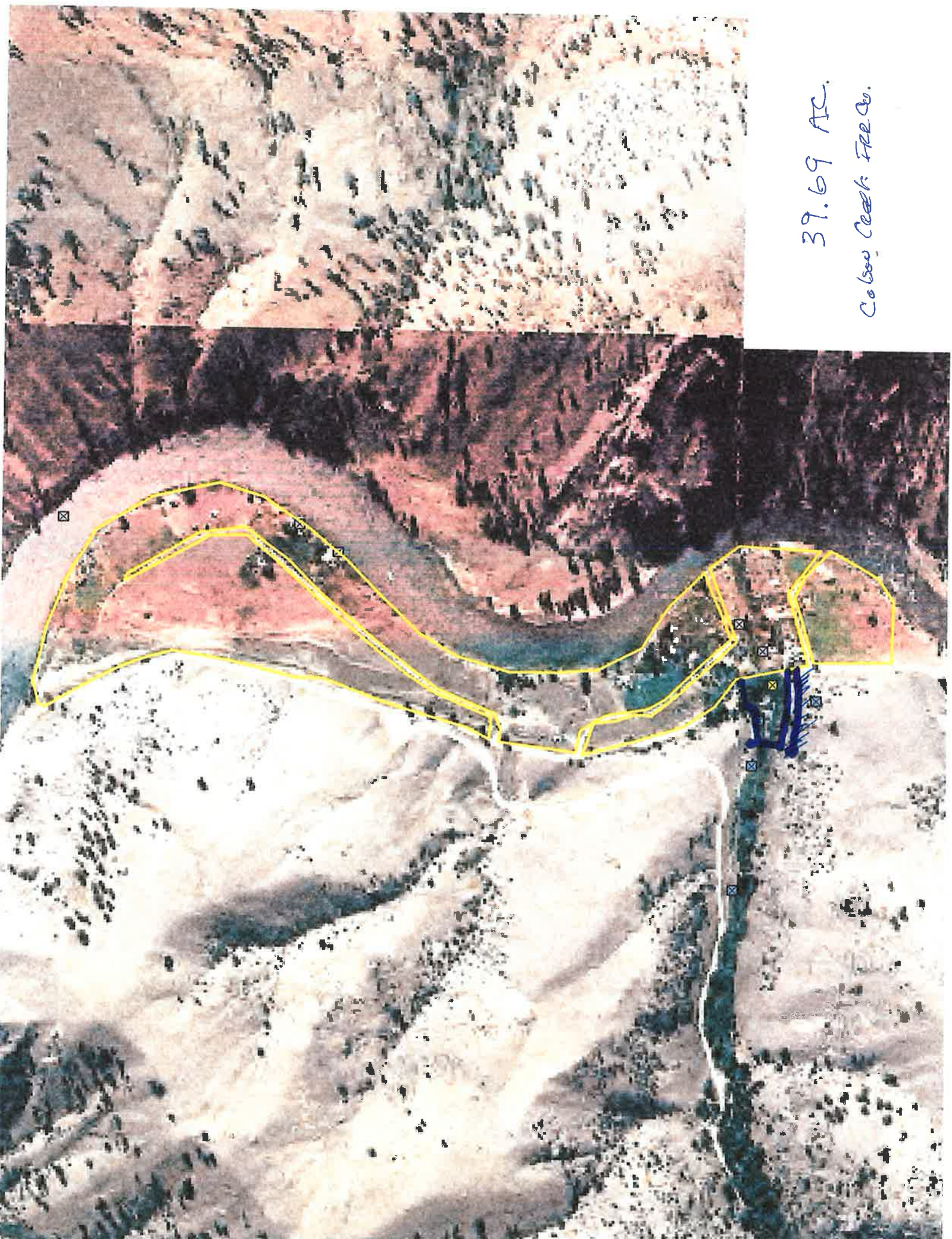
39.69 AC.
Coburn Creek, MA.



Property in the Name
of Tibbatts



39.69 AC.
Cobow Creek FREA.



11/20/2006

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-4012B

WANDA S TIBBETTS

311 NUGGET LANE

QUINCY CA 95971

Telephone Number: (530) 283-5120

~~MICHAEL~~

~~MIKEAL B TIBBETTS~~

COLSON CREEK RANCH

3431 SALMON RIVER RD

SHOUP ID 83469

Telephone Number: (208) 394-2153

~~TIBBETTS FAMILY TRUST 1997~~

~~RODNEY B TIBBETTS~~

311 NUGGET LANE

QUINCY CA 95971

Telephone Number: (530) 283-5120

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

THOSE PORTIONS OF THE POPE WATER RIGHT
ATTACHED TO MY PROPERTY SHOULD BE
RECOMMENDED IN THE NAME OF THE

2. Describe the changes you wish to make in the proposed recommendation:

SEE ATTACHED

3. Give a brief explanation as to why you disagree with these portions:

TIBBETTS FAMILY
TRUST & WANDA
& MICHAEL
TIBBETTS.

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12-7-2006 SIGNATURE: Michael B. Tibbetts

Please print your name: _____

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

Property in the Name
of Tibbatts

↑ + x
+ + + + x
+ + + + x

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-4012B V1

WATER RIGHT NUMBER: 75-4012B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WANDA S TIBBETTS 311 NUGGET LANE QUINCY, CA 95971 (530) 283-5120
Current Owner	MIKEAL B TIBBETTS COLSON CREEK RANCH 3431 SALMON RIVER RD SHOUP, ID 83469 (208) 394-2153
Current Owner	TIBBETTS FAMILY TRUST 1997 311 NUGGET LANE QUINCY, CA 95971 (530) 283-5120

Priority Date: 11/10/1916

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
COLSON CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.020 CFS	
IRRIGATION	04/01 to 11/01	0.180 CFS	
	<u>Total Diversion:</u>	0.180 CFS	

Location of Point(s) of Diversion

COLSON CREEK	SE1/4SE1/4	Sec. 25, Twp 23N, Rge 16E, B.M.
LEMHI County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
23N	16E	25																4.0	4.0
23N	17E	30							5.1										5.1

Total Acres: 9.1

STOCKWATER same as IRRIGATIONConditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-4012B V1

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.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.

Remarks:Comments:

1. dfavreau 11/19/2006 Disallowed

Comment: This POU the same as the Colson Creek Irr. District. Tibbets subdivided this portion of HES199.

2. dfavreau 12/21/2006 POU

Comment: As per Dave Tuthill 12/17/06, irrigation right for property still owned by Tibbetts in POU illustrated as irrigated in HES 199 allowed. Originally claimed for 1 inch per acre. 1 inch per acre allowed. POU determined by defining irrigated acres, taxlot data used to determine which portion of irrigated acres owned by Tibbetts.

3. dfavreau 12/21/2006 Use

Comment: Domestic use removed because domestic of 2 buildings that were established at time of priority date were claimed under right 75-4013. Subdivision of property occurred after mandatory permit date.

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: AND

Water District Number:

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	11/4/2006 11:14:29 AM	kknobloc			Active
POD	11/4/2006 11:14:40 AM	kknobloc			Active
POU	11/4/2006 11:16:32 AM	kknobloc			Active
Quantity	11/4/2006 11:22:13 AM	kknobloc			Active
Summary			11/04/2006	kknobloc	Active
Summary			11/19/2006	dfavreau	Active
Summary			12/21/2006	dfavreau	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 75-4012B V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	12/21/2006 4:06:25 PM	dfavreau	Updated shape for Active POU
POU	12/21/2006 4:06:45 PM	dfavreau	Updated PLS for Active POU
Summary	12/21/2006 4:19:46 PM	dfavreau	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 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?
Summary	11/19/2006 2:04:51 PM	dfavreau	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 4. Is any portion of the claim be recommended? (No) 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?
POU	11/4/2006 12:21:18 PM	kknobloc	Updated PLS for Active POU
POD	11/4/2006 12:15:33 PM	kknobloc	Updated shape
Summary	11/4/2006 12:25:28 PM	kknobloc	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 75-4012B V1

POD	11/4/2006 12:14:41 PM	kknobloc	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	11/4/2006 12:16:33 PM	kknobloc	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required?
POU	11/4/2006 12:20:52 PM	kknobloc	Updated shape for Active POU
Quantity	11/4/2006 12:22:14 PM	kknobloc	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (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?
General	11/4/2006 12:14:29 PM	kknobloc	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

Water Supply Bank:

August 08, 2005

RECEIVED
AUG 12 2005
DEPARTMENT OF
WATER RESOURCES
AUG 12 2005

Department of Water Resources
Roxanne Brown, Sr. Water Resource Agent, Adjudication Bureau
PO Box 83720
Boise, ID 83720-0098

Re: Claim to a Water Right Nos. ~~75-04012B~~, 7504013

The attached documents are submitted as evidence supporting our water right claim with priority dates 1913 and 1916:

1. Homestead Entry Survey No. 199, Salmon National Forest, State of Idaho, signed under oath by Earl R. Gilbert, Forest Manager, Surveyor, October 27, 1913. Arthur W. Pope, Claimant.

Page 10, it states "1/2 mile of ditches. . ."

Also on Page 10, under Description, it states, "... About 30 acres of the land included within the claim are under cultivation."...

2. Plat of Homestead Entry No. 199 in the Salmon National Forest, Office of US Surveyor General, Boise, Idaho, February 24, 1914.

List No. 4-322, Date January 27, 1910, Act of June 11, 1906; Act of Mar. 4, 1913.

2. Record of Patents, Patent Number 553802, date Unknown "... a Certificate of the Register of the Land Office at Hailey, Idaho, has been deposited in the General Land Office ... ' To Secure Homesteads ... the claim of Arthur R. Pope, has been established ... for the H. E. Survey No. 199 . (Hailey 08769)

Please contact me if you require additional information. My phone number is 208.394.2153.



Michael B. Tibbetts
3431 Salmon River Rd
Shoup, ID 83469
e-mail: tibbssalvage@salmoninternet.com

in behalf of Rodney B. Tibbetts, Wanda S. Tibbetts and Michael B. Tibbetts, current owners.

Attachments

SCANNED
AUG 15 2005

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

RECEIVED

FEB 24 2004

Department of Water Resources
Eastern Region

Claim Number(s): 75-4012B; 75-4013

Previous Mailing Address: Rodney B. Tibbetts

8276 Quoit Street

Downey, California 90242

New Mailing Address: Rodney B. Tibbetts

311 Nugget Lane

Quincy, California 95971

Telephone Number: (530) 283-5120

Signature of Claimant(s):

Rodney B. Tibbetts 2-19-04

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

SS
ADDRESS FM
Revised 12/13/1999

IDWR Use Only:
Data Entry: _____

Date: _____

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

RECEIVED

FEB 24 2004

Department of Water Resources
Eastern Region

Claim Number(s): 75-4012B; 75-4013

Previous Mailing Address: Michael B. Tibbetts

8276 Quoit Street

Downey, California 90242

New Mailing Address: Michael B. Tibbetts

Colson Creek Ranch

3431 Salmon River Road

Shoup, Idaho 83469

Telephone Number: (208) 394-2153

Signature of Claimant(s): *Michael B. Tibbetts* 2-19-04

Please return this completed form to:

**Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400**

**Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348**

**Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037**

**Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177**



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION



JUN 1990

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Department of Water Resources
Eastern District Office

Rodney and Wanda Tibbetts 5/24/90

We are processing your water right claims. Please indicate on the enclosed maps where the dam(reservoir) is located and the area you irrigate. Thank you.

Gene Carlson
water agent

MICROFILMED
DEC 15 1992

SCANNED

AUG 15 2005

PLAT OF
HOMESTEAD ENTRY SURVEY No. 199
 in the
SALMON NATIONAL FOREST
 ID.

Section — Survey — SITE

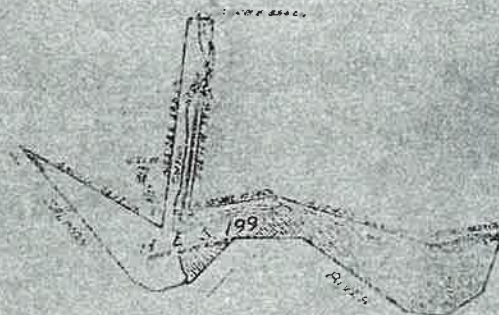
of the
BOISE MERIDIAN,
IDAHO.

ARTHUR W. POPE
 Claimant.

Plat of Homestead Entry Survey
 No. 199, situated in approx. unsurveyed
 Township 23 North of Range 17 East
 and in Section — surveyed in Township
 of Range — and in Section
 surveyed in Township — of Range
 and in Section — surveyed in
 Township — of Range — of the
 Boise Meridian is strictly
 conformable to the field notes of the Survey
 thereon on which it is based and has been
 examined and approved.

Office of U.S. Survey General
 Boise, Idaho, February 16, 1914.

Samuel W. Little
 U.S. Survey General



Survey No.	199
Section	
Range	
Township	
Meridian	
State	

Survey No.	199
Section	
Range	
Township	
Meridian	
State	

Plat No. 4-322 Date January 23, 1914
 Act of June 17, 1906, Act of March 4, 1913
 U.S.L.M. 159
 Made from the original

HOMESTEAD ENTRY SURVEY NO. 199

SALMON NATIONAL FOREST

STATE OF IDAHO.

1.

Chains

Arthur W. Foss, applicant for listing, Application No. 199, dated January 2, 1908.

Special Instructions dated September 24, 1913, for L. E. Foss, 1913.

Claim situated approximately in unreserved Township 27 North, Range 17 East, of the Boise Meridian, Idaho, and in the Salmon National Forest.

Authority contained in the Acts of June 11, 1906 and March 3, 1913.

Surveyed October 25 to 27, 1913.

Survey executed with a Gurley Light Mountain Transit, the horizontal limb having two double verniers, placed opposite each other and reading to single minutes of the arc.

Measurements made with a 132 ft. (2 chain) steel tape.

Measurements taken horizontally and a plumb line used for marking the point.

October 28, 1913.

I examine the adjustments of the transit finding all adjustments correct.

There being no corners of the public land survey or other established monument within two miles, I establish U. S. L. M. No. 199, as follows:

A point of granite rock in place, 6 x 4 x 3 ft. above ground, chiseled U. S. L. M. 199 on the south face, with a hole 1 in. dia. and 4 in. deep drilled in the top for U. S. Location Monument No. 199.

A point of granite rock in place, 10 x 6 x 4 ft. above ground, chiseled U. S. L. M. 199 BR on the south face, bears N. 79° 50' W., 56 lks. dist.

A point of porphyry rock in place, 4 x 3 x 4 ft. above ground, chiseled U. S. L. M. 199 BR on south face.

Chains

Log house, 12 x 16 ft., course of long sides E. and W., the NW cor. of which bears from Cor. 1, N. 85° 18' E., 3.70 chs. dist.

Value \$150.00

Log barn, 14 x 20 ft., course of long sides E. and W., the NW cor. of which bears from Cor. 1, S. 84° 00' E., 2.00 chs. dist.

Value \$100.00

$\frac{1}{2}$ mile of rail fence.

Value \$ 75.00

$\frac{1}{2}$ mile of ditches.

Value \$ 75.00

Total value of improvements:

\$400.00

DESCRIPTION.

About 35 acres of this claim are excellent river bottom land; 5 acres are creek flat; 5 acres are bar land; 15 acres are steep hillside. The drainage is to Salmon River, which forms the southern boundary of the claim. The claim is crossed by the Salmon - Colson Creek trail. Shoup, the nearest Post Office, is about 20 miles distant to the northeast. There is practically no timber on the claim. About 20 acres of the land included within the claim are under cultivation. There are some old placer workings, approximately $\frac{1}{2}$ acre in area, on the west end of the claim, along the Salmon River. No other indications of mineral found on the claim.

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Halley, Idaho, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1882, "To Secure Homesteads to Actual Settlers on the Public Domain", and the acts supplemental thereto, the claim of Arthur W. Pope, has been established and duly consummated, in conformity to law, for the H. & S. Survey No. 199, embracing a portion of the Unsurveyed Public Domain, Idaho, more particularly bounded and described as follows:

Beginning at corner No. 1, from which the U. S. Location Monument No. 199, bears north twenty-two degrees three minutes west seven and ninety-one-hundredths chains distant; Thence, north five degrees fifty-eight minutes east thirty and fifty-one-hundredths chains to corner No. 2; Thence, south eighty-six degrees twenty-one minutes east three and fifty-four-hundredths chains to corner No. 3; Thence, south six degrees sixteen minutes west twenty-seven and ninety-one-hundredths chains to corner No. 4; Thence, north seventy-eight degrees eight minutes east twelve and fifty-four-hundredths chains to corner No. 5; Thence, south seventy-two degrees forty-two minutes east twenty-three and sixty-five-hundredths chains to corner No. 6; Thence, north eighty degrees sixteen minutes east ten and thirty-three-hundredths chains to corner No. 7;

Thence, meandering right bank of Salmon River, south seventeen degrees seventeen minutes west eight and ninety-one-hundredths chains, south fifty-seven degrees fifteen minutes west six and seventy-six-hundredths chains, north eighty-two degrees fifty-nine minutes west five and seven-tenths chains, north fifty-five degrees thirteen minutes west eight and forty-five-hundredths chains, south eighty-nine degrees six minutes west nine and fifteen-hundredths chains, south forty-two degrees twenty-five minutes west eight and fifty-five-hundredths chains, south seventy-four degrees eight minutes west five and twenty-nine-hundredths chains, north sixty-eight degrees west three and thirty-six-hundredths chains, north forty degrees seven minutes west twenty-five and eighty-seven-hundredths chains to corner No. 8; Thence, south sixty degrees eleven minutes east twenty-three and fifty-seven-hundredths chains to corner No. 1, the place of beginning, containing sixty-one acres, according to the

11/20/2006

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 12/13/2006

Water right number: 75-4012B

WANDA S TIBBETTS
311 NUGGET LANE
QUINCY CA 95971
Telephone Number: (530) 283-5120

~~MICHAEL~~

~~MIKEAL B TIBBETTS~~

COLSON CREEK RANCH
3431 SALMON RIVER RD
SHOUP ID 83469
Telephone Number: (208) 394-2153

~~TIBBETTS FAMILY TRUST~~ 1997

~~RODNEY B TIBBETTS~~

311 NUGGET LANE
QUINCY CA 95971
Telephone Number: (530) 283-5120

Same M.T.

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

THOSE PORTIONS OF THE POPE WATER RIGHT
ATTACHED TO MY PROPERTY SHOULD BE
RECOMMENDED IN THE NAME OF THE

2. Describe the changes you wish to make in the proposed recommendation:

SEE ATTACHED

TIBBETTS FAMILY
TRUST & WANDA
& MICHAEL
TIBBETTS.

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: 12-7-2006

SIGNATURE:

Michael B. Tibbetts

Please print your name:

IDWR Regional Office, 7600 Mineral Drive, Suite 100, Coeur D' Alene, ID 83815, 2087622800

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s).

A7504012B

1. ☒ No Change NAME IS SAME

☐ NEW OWNER:

☐ No Change ADDRESS

☐ NEW ADDRESS:

208-394-2153

3431 Salmon River Road Shoup, ID 83469

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.: A0011589 GPS 015

Township _____ Range _____ Section 1/4 1/4 1/4
Township _____ Range _____ Section 1/4 1/4 1/4

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

6. ☒ No Change - WATER USES

☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☐ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

Each lot in this area plus the lots on the west side of the creek are also served by an underground pipe system from the reservoir

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: _____

FIELD EXAMINER:

Print Name _____
Jack F. Ellis
 Signature _____

25

POB-10

R16E

R17E

75 4012

Identification No. _____

Claim No. _____

Map No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION**

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Rodney B. or Wanda S. Tibbetts
 post office address Colson Creek, Shoup, Idaho
 on HES 199 approx. 1200' Northerly from H.E.S. Cor #4
 2. The point of diversion is in 1/4 of 1/4 Section 23N. Township
 Range 17E B.M. located on Colson Creek
 (name of source)
 tributary to Salmon River in Lemhi County.
3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.
 - a. Date of priority claimed:

<u>November 10, 1916</u>	amount: <u>1.38</u>	c.f.s. or	acre feet
	amount: _____	c.f.s. or	acre feet
	amount: _____	c.f.s. or	acre feet
Total claimed <u>1.38</u> c.f.s. or _____ acre feet.			
 - b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use <u>Irrigation</u>	period of use from <u>April 1</u>	to <u>November 1</u>	(both dates inclusive)
use _____	period of use from _____	to _____	(both dates inclusive)
use _____	period of use from _____	to _____	(both dates inclusive)
use _____	period of use from _____	to _____	(both dates inclusive)
4. Description of diverting works:
 - a. Surface water diversion dam and/or headgate: material is composed of Native Soil
 _____; length is _____ feet; height is _____ feet;
 width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

 - b. Underground water diverting works: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
 capacity of pump is _____ g.p.m.; name and address of well driller is _____

75-4012

attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

d. If water is stored: name of reservoir _____;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____; year completed _____; date first used _____
period of storage is from _____ to _____; is reservoir drained each year _____;
is reservoir on or off stream _____ explain _____

If feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated 69.0

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____
None Known

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch
The other users and their respective
interests in the ditch are (if known) No Others.

6. Where water is used for stock watering, give number of each kind of stock watered Maximum of
12 head of horses.

7. Where water is used for domestic or municipal purposes give number of families served
name of town supplied

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

* Claimant has two surface water diversions from Colson Creek for
irrigation.

- Other surface diversion & ditch from Colson Creek is approx. 1000'
in length. Water is diverted into an 8" wooden wire-woven pipe
100' long and then into a ditch of a similar size to the ditch
described in Item 4-C above. Gradient is approx. 25 feet per 1000'.

State of Idaho

County of Lemhi

ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the
foregoing claim to a water right, together with all attached information, and that the matters and facts therein are
true to the best of the affiants knowledge.

Sworn to before me this

30th

day of

June

1972

Rodney B. Libbette
Claimant

Lyle Glen Saxton
Notary Public

Residing at Salmon, Idaho

My commission expires July 14, 1974

For Department Use Only

Received by Ba Date 7/6/72

Exception filed by:

Forwarded to
claimant by:

Date

Prelim. check by NCY Date 7/6/72

Fee received by PC Date 6-30-72 Fee \$12.00

Approved for publication by NCY # 7910

Published in ACCORD-Herald Dates 7-13-72-72

75-4012

SCANNED

OCT 03 1990

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: A75-04012B
Date Received: 5/09/1990
Receipt No: E014375
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RODNEY B. TIBBETTS 213-861-2931
Address: 8276 QUOIT ST
DOWNEY, CA 90242
AND/OR
Name: WANDA S. TIBBETTS 213-861-2931
Address: 8276 QUOIT ST
DOWNEY, CA 90242
AND/OR
Name: MIKEAL TIBBETTS
Address: DOWNEY, CA 90242

2. Date of Priority: NOV 10, 1916

3. Source: COLSON CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	16E	25	SE	SE			LEMHI

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	04/01	11/01	1.380		
DOMESTIC	01/01	12/31	0.240		

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

8. Total consumptive use is 172.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/12 HORSES D/ 18 RESIDENTS

A75-04012B

Page 1

Date: 05/24/90

SCANNED
JAN 05 2006

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DEC 15 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
23N	16E	25	35.0 x SE		IRR	
	17E	30	34.0 x SW		IRR	

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
75-04013

14. Remarks:
P/D & P/U CORNER #4, H.E.S. 199, T23, R17E.
2 P/D FROM COLSON CK.
AC. IRR. = 69.

15. Basis of Claim: STATUTORY CLAIM

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:

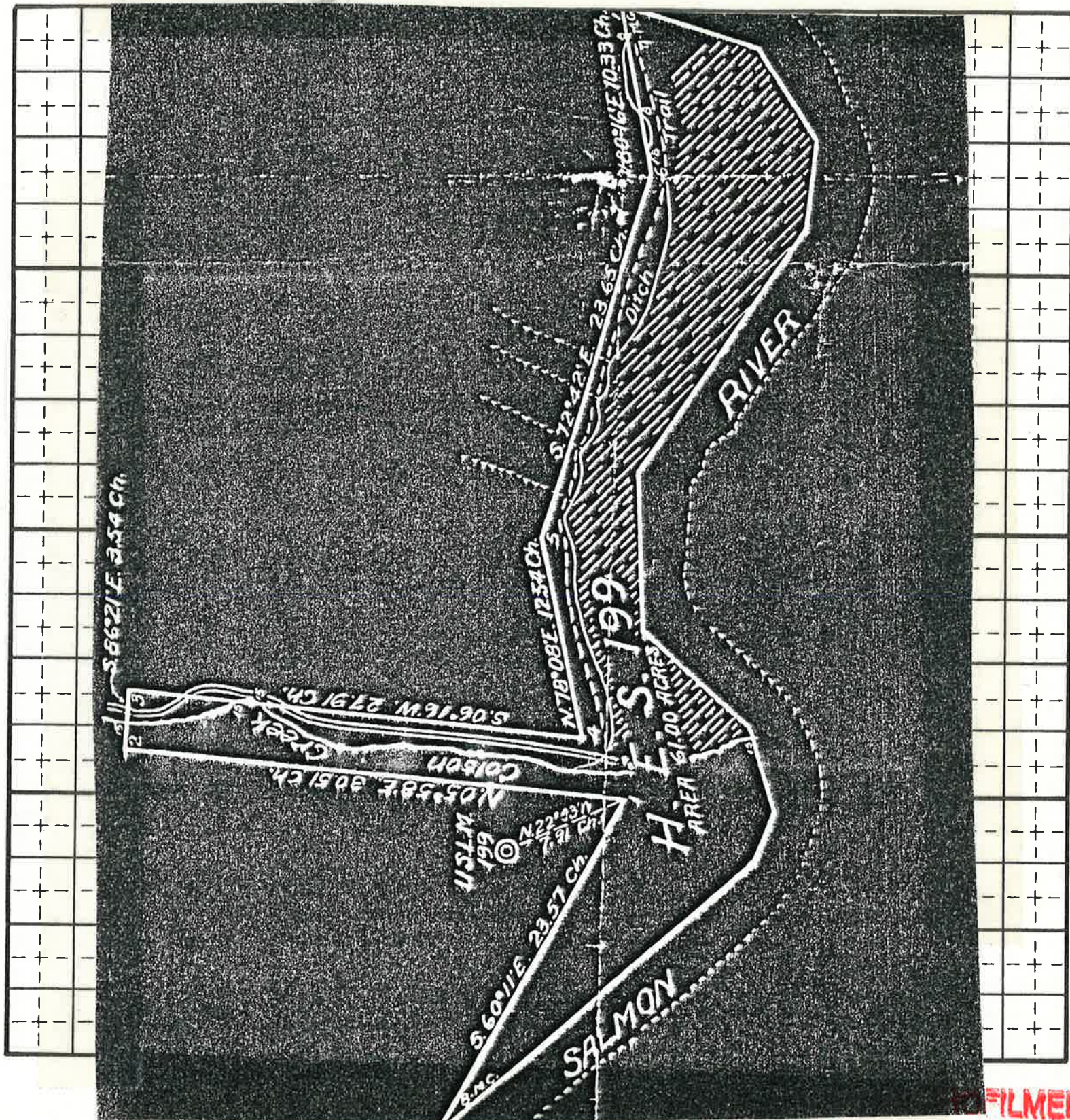
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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

Scale: 2 inches equals 1 mile

Township 23N, Range 17E, HES #199



Last Name TIBBETTS Ident No. _____

SCANNED

Copies: White-State, Yellow-Claimant

JAN 05 2006

DEC 15 1992

FILED

7/43

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 75-04012B
Date Received 5-9-90
Receipt Number EO 14375/90

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY - 9 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Rodney B. Tibbetts and/or
Wanda S. Tibbetts and/or Phone (213) 861-2931
Mikeal B. Tibbetts
Mailing Address 8276 Quoit St., Downey, California Zip 90242

2. Date of Priority (Only one (1) per claim) November 10, 1916

3. Source of water supply (a) Colson Creek
which is tributary to (b) Salmon River

4. a. Location of existing point of diversion is: Township 23N Range 17E Section ,
HES 199, approx. 1200' Northerly from HES Corner #4
1/4 of 1/4 of 1/4, Govt. Lot, B.M., County of Lemhi

Additional points of diversion if any: See remarks

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

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

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. Ditch comes out of Colson Creek
34" wide by 10" on bottom of ditch.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4/1 to 11/1 amount 1.38 or _____

For domestic purposes from 1/1 to 12/31 amount .24 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.38 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 172.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater - Maximum of 12 head of horses, domestic - 18 residents

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	
23N	17E		HES	No.	199														69
23N	17E		HES	No.	199														D

Total number of acres irrigated 69

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

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

See remarks

or None ()

14. Remarks:

Other surface diversion & ditch from Colson Creek is approx. 1000' in length. Water is diverted into an 8" wooden wire-woven pipe 100' long and then into a ditch of a similar size to the ditch described in Item 5. Gradient is approx. 25 feet per 1000'. Also a well which is used to replenish for domestic purposes.

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JAN 05 2006

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DEC 15 1992

Last Name TIBBETTS Ident No. _____

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 75-4012

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 _____

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

Signature of Claimant (s)

Rodney B. Tibbets
Wanda S. Tibbets

5-4-90
Date 5-4-90

Michael B. Tibbets

Date 5-4-90

For Organizations: I do solemnly swear or affirm that I am _____

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 California)

County of LOS ANGELES) SS.

Subscribed and sworn (or affirmed) before me this 4th day of MAY 19 90

Notary Public

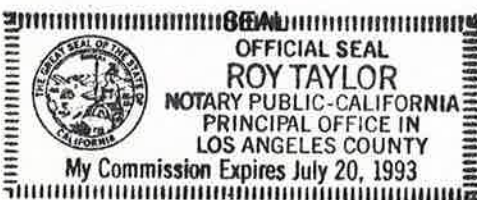
Roy Taylor

Residing at

Downey California

My Commission Expires _____

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 _____

Last Name TIBBETTS Ident. Number _____

SCANNED
JAN 05 2006

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DEC 15 1992

Copies White-State, Yellow-Claimant