

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

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

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

P/D & P/U H.E.S. 199, T23N, R17E.
WATER STORED IN TIBBITTS RESERVOIR.

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

~~Show Disallowed Version~~

11/04/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-4013

NAME AND ADDRESS: MIKEAL B TIBBETTS
COLSON CREEK RANCH
3431 SALMON RIVER RD
SHOUP ID 83469

RODNEY B TIBBITTS
8276 QUOIT ST
DOWNEY CA 90242

WANDA S TIBBITTS
8276 QUOIT ST
DOWNEY CA 90242

SOURCE: COLSON CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 12.080 CFS
1.700 AFY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 11/10/1916

The appropriator shall exercise this right in a manner that recognizes the historic practice that the use of water for power generation is incidental to the rights of others to the use of water for other purposes. The appropriator shall not make a delivery call for hydropower generation except as against junior hydropower rights.

POINT OF DIVERSION:

T23N R16E S25 NESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	1/01 12/31	0.020 CFS
DOMESTIC FROM STORAGE	1/01 12/31	1.70 AFY
POWER	1/01 12/31	12.000 CFS
COMMERCIAL	1/01 12/31	0.020 CFS
DOMESTIC STORAGE	1/01 12/31	1.70 AFY
DOMESTIC	1/01 12/31	0.060 CFS

PLACE OF USE: STOCKWATER in LEMHI County

T23N R16E S25 NESE

T23N R16E S25

SESE

COMMERCIAL in LEMHI County

T23N R17E S19 SWSW

POWER in LEMHI County

T23N R16E S25 SESE

DOMESTIC in LEMHI County

T23N R16E S25 SESE

DOMESTIC STORAGE in LEMHI County

T23N R16E S25 NESE

DOMESTIC FROM STORAGE in LEMHI County

T23N R16E S25 SESE 11/04/2006

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

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

P/D & P/U H.E.S. 199, T23N, R17E.
WATER STORED IN TIBBITTS RESERVOIR.

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

215

T23N

POD
Reservoir

x residence

~~res~~ Saloon

T23N

R16E

R17E

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: 75-4013

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

RODNEY B TIBBITTS
8276 QUOIT ST
DOWNEY CA 90242
Telephone Number: (213)861-2931

WANDA S TIBBITTS
8276 QUOIT ST
DOWNEY CA 90242
Telephone Number: (213)861-2931

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

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

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: _____ SIGNATURE: _____

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).

A7504013

1. ☒ No Change NAME IS SAME

☐ NEW OWNER:

☐ No Change ADDRESS

☐ NEW ADDRESS:

208-394-2153

Colson Creek Ranch 3431 Salmon River Rd

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.: A0014907 GPS 014

Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>
Township _____	Range _____	Section _____	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>

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

The water in this claim is mainly used to generate electricity for his own residence and saloon.

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: _____

FIELD EXAMINER:

Print Name
Jack F. Ellis
Signature

**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: Wanda S. Tibbetts

8276 Quoit Street

Downey, California 90242

New Mailing Address: Wanda S. Tibbetts

311 Nugget Lane

Quincy, California 95971

Telephone Number: (530) 283-5120

Signature of Claimant(s): Wanda S. 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:

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Idaho Dept. of Water Resources
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Boise, ID 83706-2237
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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**

SCANNED
CST001

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: A75-04013
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. TIBBITTS 213-861-2931
Address: 8276 QUOIT ST
DOWNEY, CA 90242
AND/OR
Name: WANDA S. TIBBITTS 213-861-2931
Address: 8276 QUOIT ST
DOWNEY, CA 90242
AND/OR
Name: MIKEAL TIBBETTS 213-861-2931
Address: 8276 QUOIT ST
DOWNEY, CA 90242

A7504013



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:
RESERVOIR/ PIPE SPILLWAY/ 30 KVA GENERATOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		
DOMESTIC STORAGE	01/01	12/31			1.70
DOMESTIC FROM STORAGE	01/01	12/31			1.70
POWER	01/01	12/31	12.000		
STOCKWATER	01/01	12/31	0.020		
COMMERCIAL	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
12.080 C.F.S. (and/or) 1.70 A.F.A.

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MICROFILMED
DEC 15 1992

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

9. Non-irrigation uses:

D/ ONE HOME S/ 12 HORSES C/ PROPOSED TRAILER PARK

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
23N	16E	25	SE	SE	POWER DOMEST	

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:

75-04012

14. Remarks:

P/D & P/U H.E.S. 199, T23N, R17E.
WATER STORED IN TIBBITTS RESERVOIR.
DOMESTIC USE OF GROUNDWATER ALSO CLAIMED.

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: _____

\$161.00

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 - 04013

Date Received

5-9-90

Receipt Number

E014375/j

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 _____,
H.E.S. 199, approx. 1200" northerly from H.E.S. corner #4
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Lemhi

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. Reservoir - 1.7 acre feet capacity,
the small storage structure has an inch diameter pipe for a spillway.
Active capacity is 1.7 acre feet Max length of pipeline to first place of
use is 1000'; diameter of pipeline is 14"; type of pipe is steel; grade of
pipeline per 1000' is 5.2'. Water is also used to generate electricity
via a double cup pelton wheel of 5 foot diameter which turns a
30 KVA generator.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)*

For domestic purposes from 1/1 to 12/31 amount .06 or _____
 For power purposes from 1/1 to 12/31 amount 12.0 or _____
 For stockwater purposes from 1/1 to 12/31 amount .02 or _____
 For commercial purposes from 1/1 to 12/31 amount .02 or _____

7. Total quantity claimed (a) 12.08 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic-proposed trailer park for 20 trailers, stockwater-12 horses

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		H.E.S.	No.	199														D
23N	17E		H.E.S.	No.	199														S

Total number of acres irrigated --

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.
Claim to water right No. 75-4012 and well for back-up system or None ()

14. Remarks: The small (1.7AF) storage reservoir built on Colson Creek has a dual purpose. Water for domestic use is stored in it and water is also used to generate electricity. The distance from the dam is about 1000'. A 14" pipe 1000' long is reduced to a 6" nozzle. A double cup pelton wheel of 5 foot diameter turns a 30 KVA generator. The 52 foot static head gives 7 psi at the nozzle.

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JAN 05 2006

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 75-4013
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. Tibbitts

Date 5-4-90

Wanda S. Tibbitts

Date 5-4-90

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 _____

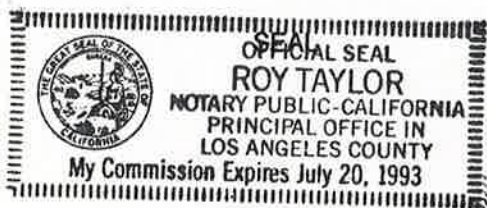
Date _____

State of Idaho/or 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 DOWNY

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 _____

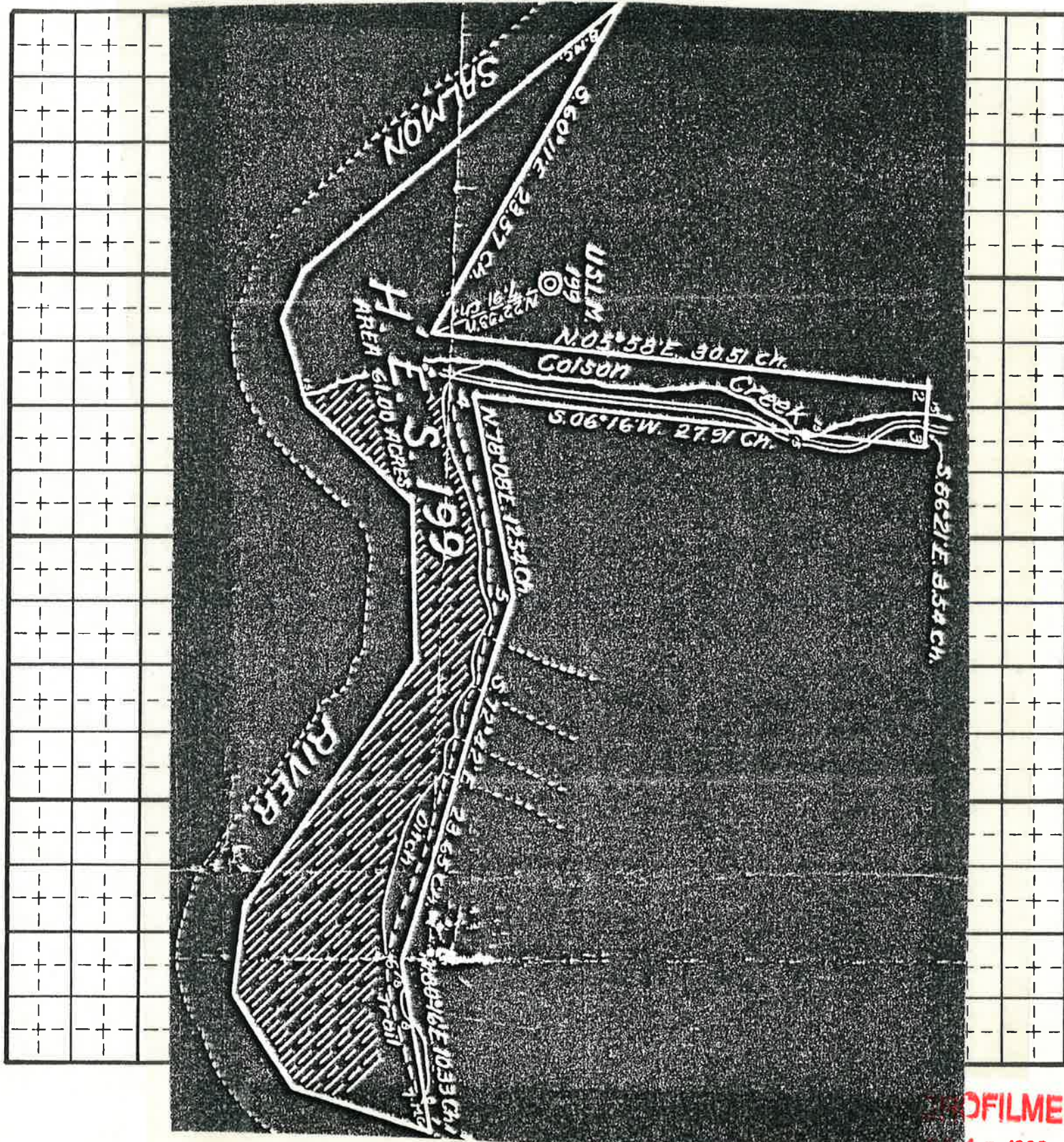
Last Name TIBBETTS Ident. Number _____

SCANNED
JAN 05 2006

MICROFILMED
DEC 15 1992

Copies White-State, Yellow-Claimant

TOWNSHIP 23N., RANGE 17E



Copies: White-State, Yellow-Claimant

JAN 05 2006