

12/10/2006

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

RIGHT NUMBER: 75-4181
NAME AND ADDRESS: B LEE BILGER
707 KEITH ST
SALMON ID 83467

SOURCE: COLSON CREEK TRIBUTARY: SALMON RIVER
QUANTITY: 0.050 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>
DOMESTIC	01/01 12/31	0.020 CFS
IRRIGATION	04/01 10/31	0.030 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T23N R16E S25 SESE 0.50

DOMESTIC in LEMHI County

T23N R16E S25 SESE

0.5 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

09/27/2006

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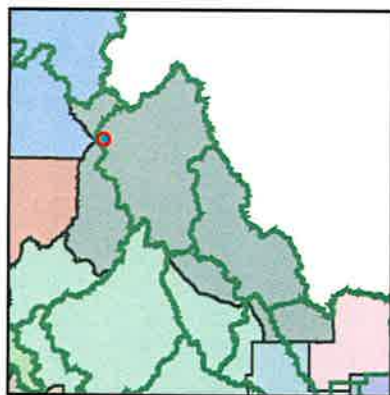
Idaho Department of Water Resources

Adjudication Claim:

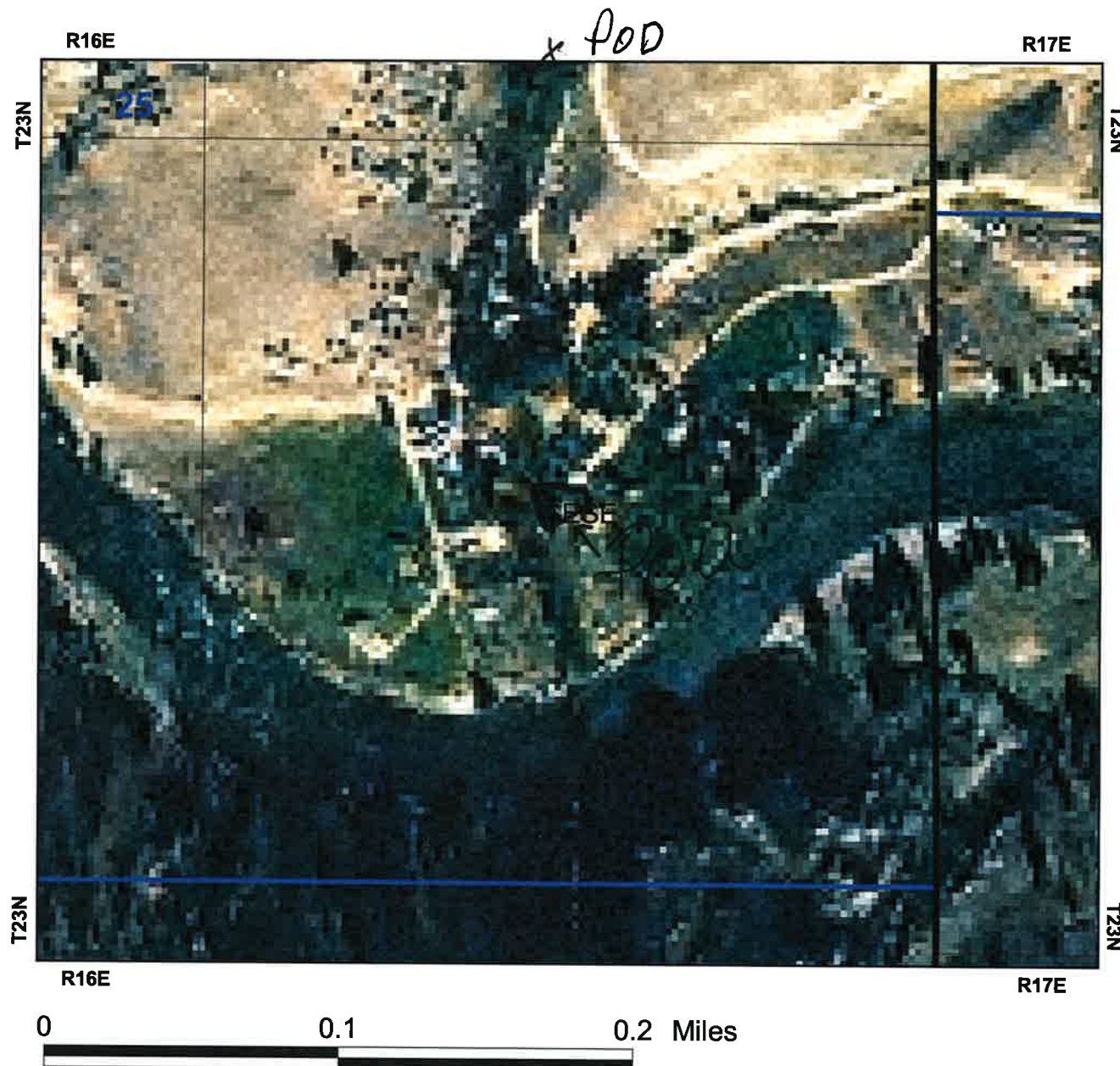
75-4181

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters



Lemhi County
IDWR Basin 75



Prepared by R. Brown
On Sunday, March 5, 2006
1987/88 Aerial Photography

Owner: **B LEE BILGER**

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

Snake River Basin Adjudication
Change in Address of Notice of Claim

RECEIVED

JUN 11 2004

DEPARTMENT OF
WATER RESOURCES

Claim Number(s): 75-4181

Previous Mailing Address: 1065 W 110 S.

Blackfoot, ID 83221

New Mailing Address: 707 Keith St

Salmon, ID 83467

Telephone Number: (208) 756-2206 - 756-2524

Signature of Claimant(s): Lee Lilger

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: shem

Date: 6-14-04

SCANNED

JUN 11 2004

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: 75-4181

B LEE BILGER

707 KEITH ST

SALMON ID 83467

Telephone Number: (208)756-2206

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

I disagree with the whole thing

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

It should be recommended as claimed

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

I flood irrigated at certain times of the year

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

DATE: 12/7/06

SIGNATURE: Lee Bilger

Please print your name: _____

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

Lee irrigates by flooding to get water deep to roots in hot summer times and before shutting down for winter.

P.D. is below Irrigation Co and priority date is after Irr. Co.

Knoblock, Ken

From: Favreau, Danielle
Sent: Friday, October 13, 2006 7:03 AM
To: Knoblock, Ken; Taylor, Greg
Subject: 75-4013, 75-4012A, 75-4012B

Good Morning Ken and Greg,

Would you please check the files 75-4013, 75-4012A and 75-4012B for field exams. I am looking for POD and flow information.

I am currently working on 75-41299 - Colson Creek Irrigation Co. It appears that in 1987, Tibbetts owned all of HES 199. Tibbetts then subdivided the property. As a result, in 1993 the Colson Creek Irrigation District was formed. If everything is as it appears, I will recommend 75-41299 and disallow 75-4354 and disallow at least the irrigation portion of 75-4012A, 75-4012B, and 75-4181.

Thanks,

Danielle

Danielle Bruno-Favreau
GIS Analyst
Idaho Department of Water Resources
322 East Front St.
PO Box 83720
Boise, ID 83720-0098
Phone: (208) 287-4938
Fax: (208) 287-6701

IDAHO DEPARTMENT OF WATER RESOURCES
1515 Lincoln Road
Idaho Falls, Idaho 83401

IN THE MATTER OF THE)
NOTICE OF CLAIM TO A WATER)
RIGHT BY WILLIAM F. BILGER)

PROTEST--EXCEPTION

STATE OF CALIFORNIA

County of Los Angeles --ss

COMES NOW, RODNEY TIBBETTS, who after being first duly
sworn according to law, deposes and says:

That he is an owner of the reservoir, headbox and pipeline
mentioned in the said claim to a Water Right No. 75-4181 by the
said William F. Bilger, and that the said William F. Bilger has
no ownership or interest in said reservoir, headbox and
pipeline.

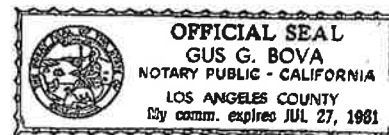
Rodney B. Tibbets

RODNEY TIBBETTS

Subscribed and sworn to before me this 18 day of
November, 1980.

Gus G. Bova

Notary Public for California, residing at LOS ANGELES.



MICROFILMED

RECEIVED

NOV 28 1980

Department of Water Resources

RECEIVED

NOV 24 1980

Department of Water Resources
Eastern District Office

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

CLAIM NO(s). A7504181

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☒ No Change ADDRESS
☐ NEW ADDRESS: _____
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 _____ 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

In the Colson Creek Irrigation Co.

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM
DATE EXAM CONDUCTED: _____

FIELD EXAMINER:

Print Name
Jack F. Ellis
Signature

RECEIVED

OCT 03 2005

Department of Water Resources

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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 75-4181

WATER RIGHT NUMBER: 75-4181

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	B LEE BILGER 707 KEITH ST SALMON, ID 83467 (208)756-2206

Priority Date: 11/10/1916
Basis: Statutory Claim
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>
DOMESTIC	1/01 to 12/31	0.020 CFS	
IRRIGATION	4/01 to 11/01	0.040 CFS	
	<u>Total Diversion:</u>	0.060 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

DOMESTIC Within LEMHI County

T23N R16E S25 SESE

IRRIGATION Within LEMHI County

T23N R16E S25 SESE 1.0

Total Acres: 1

Conditions of Approval:

1. All legal descriptions are approximate. Land is unsurveyed.

Remarks:

SCANNED

OCT 04 2005

The United States of America,

Do all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at Holley, 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 N. N. 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 east 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, north six degrees sixteen minutes east 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 two and thirty-three-hundredths chains to corner No. 7; Thence, meandering right bank of Snake River, south seventeen degrees nineteen 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-hundredths chains, north fifty-five degrees fourteen minutes west three 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, north seventy-four degrees four minutes west five and twenty-nine-hundredths chains, north sixty-seven degrees west three and thirty-six-hundredths chains, north forty degrees west twenty-five and eighty-seven-hundredths chains, south sixty degrees west sixteen minutes east twenty-two and fifty-seven-hundredths chains to corner No. 1, the place of beginning, containing sixty-one acres, according to the

Chains

Log house, 12 x 16 ft., corners of long sides E. and W., the NW. cor. of which bears from Cor. 1, N. 85° 10' E., 3.70 chs. dist.

Value \$150.00

Log barn, 14 x 20 ft., corners 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

1 mile of rail fence.

Value \$ 75.00

1 mile of ditches.

Value \$ 75.00

Total value of improvements:

\$400.00

DESCRIPTION.

About 25 acres of this claim are excellent river bottom land; 5 acres are creek flat; 5 acres are bar land; 10 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-Golson creek trail. Shoup, the nearest Post Office, is about 20 miles distant to the northwest. There is practically no timber on the claim. About 30 acres of the land included within the claim are under cultivation. There are some old placer workings, approximately 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.

HOMESTEAD ENTRY SURVEY NO. 1199

SALMON NATIONAL FOREST

STATE OF IDAHO

Chains

Arthur W. Pope, applicant for U. S. L. E. No. 1199,
dated January 2, 1908.

Special Instructions dated September 24, 1913, for U. S.

all of which are approximately in unincorporated Township 27
North, Range 17 East, of the Boise Meridian, 15200,
and in the Salmon National Forest.

Authority contained in the Acts of June 11, 1906 and
March 4, 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 26, 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 es-
tablish U. S. L. E. No. 199, as follows:

A point of granite rock in place, 6 x 4 x 6 1/2 ft. above
ground, chiseled X U. S. L. E. 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. E. 199 on the south
face, bears N. 79° 50' W., 56 lbs. dist.

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

SCANNED

OCT 08 2001

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: A75-04181
Date Received: 5/07/1990
Receipt No: E014223
Received By: DM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: B. LEE BILGER 208-684-3433
Address: 1065 W. 110 S.
BLACKFOOT, ID 83221

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, HEADBOX & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.040		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is 2.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/ONE HOME.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	16E	25	SE	SE		IRR	1.0
			SE	SE		DOMEST	

A75-04181

Page 1

Date: 05/07/90

A7504181



MICROFILMED

DEC 15 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	1.0
					Total Acres	1.0

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:
N/A

14. Remarks:
All legal descriptions are approximate. Land is unsurveyed.

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): S. L. Lee Dwyer Date: May 4, 1990

Date: _____

State of Idaho)
County of SANDWICH) SS.

Subscribed and sworn (or affirmed) before me this 7 day
of May 19 90

[Signature]
Notary Public

Seal

Residing at 1240 Hills
My Commission Expires 4-12-94

