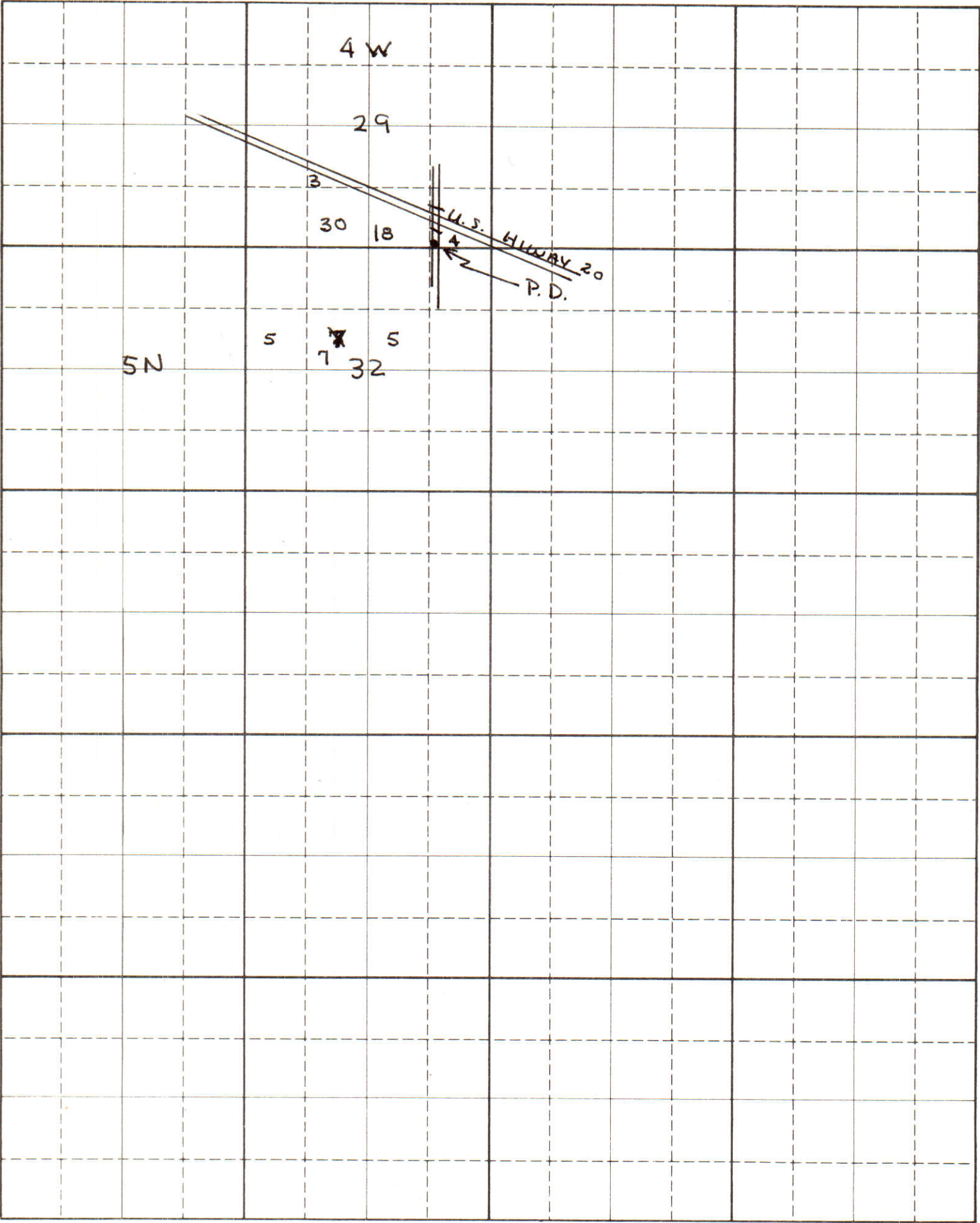


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Manda L. George
(Applicant)

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 13 1977

Department of Water Resources
Western Regional Office

STATE OF IDAHO,)
) ss.
County of Canyon.)

Verla Harker
of Caldwell, Canyon County, Idaho, being first duly
sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune, a daily, (except Sunday) newspaper published in the City of Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times
in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

May 5, 12, 1977

Verla Harker

Subscribed and sworn to before me this _____

12th day of May, 1977.

Adam D. Hall

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that ALBERT C. GEORGE &/or WANDA L. GEORGE, Rt. 1, Parma, ID has on April 22, 1977 submitted Application No. 63-8742 for a permit to appropriate 1.4 cubic feet per second of water from an unnamed drain tributary of Boise River by means of settling pond and ditches within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 29 T5N-R4W B.M., Canyon County to be used from March 1 to Nov. 1 for the irrigation of 72 acres within the E $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec 29; SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, Sec 32; T5N-R4W, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before May 23, 1977.

C. STEPHEN ALLRED

Director
May 5, 12, 1977

OK 148
5-13-77

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

A. GENERAL INFORMATION

Permit No. 63-8742

1. Owner: Dan Bilbao, Jr.

Phone No. 1-800-648-2345

Current Address: P.O. Box 270, Elko, Nevada 89801

2. Accompanied by: Gerald Reuth

EXAM. DATE: 7/20/87

Address: Parma, Idaho

Phone No. 722-6559

Relationship to Permit Holder: Lessee

3. Source: Waste water tributary to Boise River

B. OVERLAP REVIEW

1. Other water rights with same place of use: Baxter Ditch Company

☐ Copies Attached

2. Other water rights with same point of diversion: None

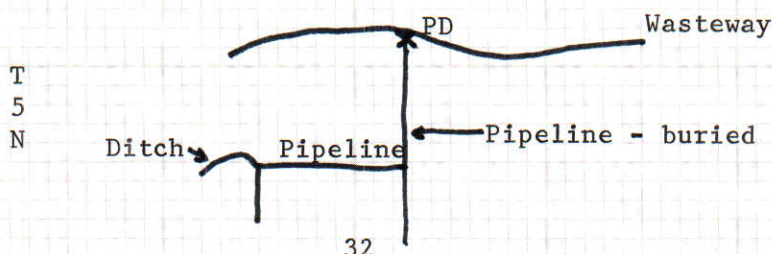
☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

29



R4W

INDEXED
MAR 14 1988

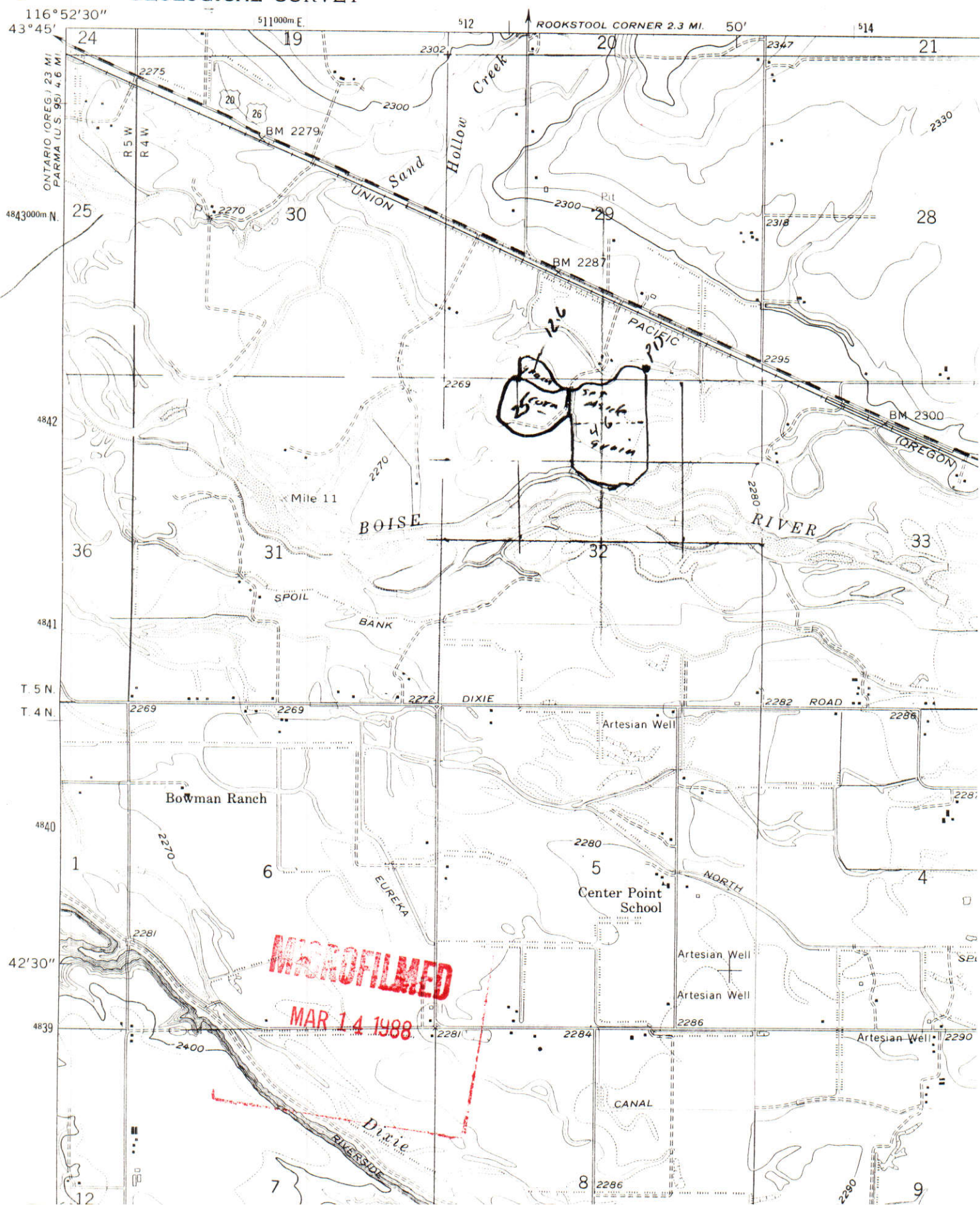
Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

2671 IV SW
(PARMA)



Bilbao
63-8742



UNRECORDED

MAR 14 1988

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-8742

Priority: June 21, 1977 Amount: 1.40 CFS 324.0 AFA

This is to certify, that DAN L. BILBAO, JR.

P.O. BOX 270

ELKO, NV 89801

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated April 22, 1977, and has submitted proof to the Department of Water Resources on July 31, 1987, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 1.99 cfs of water from;

WASTEWATER tributary to BOISE RIVER

and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	1.40 cfs	324.0 afa

LOCATION OF POINT OF DIVERSION(S): SWSE , Sec. 29, Township 5N, Range 4W
Canyon County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
5N	4W	29	SESW 5	SWSE 2			7
		32	NWNE 20	SWNE 5	NENW 31	NWNW 5	65
			SENW 4				

Total number of acres irrigated: 72

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this license is subject to control by the watermaster of State Water District No. 63 .
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

MAINTAINED

MAR 14 1988

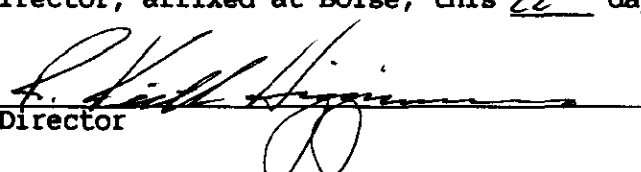
State of Idaho
Department of Water Resources

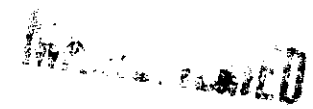
PAGE 2

WATER RIGHT LICENSE

WATER RIGHT NO. 63-8742

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 22nd day of February, 1988.


Director


MAR 14 1988

State of Idaho
Department of Water Resources

RECEIVED

FEB - 8 1988

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-8742

Department of Water Resources

Date of Priority: June 21, 1977

Comes now DAN L. BILBAO, JR.
P.O. BOX 270
ELKO, NV 89801

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-8742, and requests that the permit be changed as follows:

Source: ~~WASTEWATER~~

tributary to: ~~BOISE RIVER~~

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Irrigation	03/15 to 11/15	1.40 cfs	324.0 afa

LOCATION OF POINT OF DIVERSION(S): SWSE, Sec. 29, Township 5N, Range 4W
Canyon County

PLACE OF USE: Irrigation

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
5N	4W	29	SESW 5	SWSE 2			7
		32	NWNE 20	SWNE 5	NENW 31	NWNW 5	65
			SENW 4				

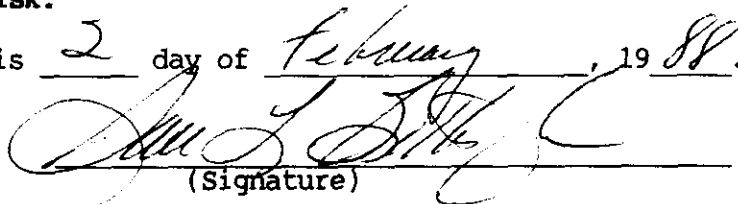
Total number of acres irrigated: 72

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Elko, this 2 day of February, 19 88.

RECORDED

MAR 14 1988


(Signature)

State of Idaho
Department of Water ResourcesAPPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-8742

FOR DEPARTMENT USE ONLY

#48382

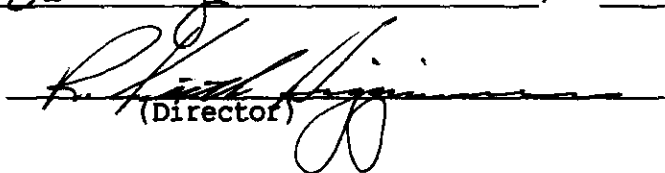
Preliminary check by kw Fee = \$20.00✓ Received by if Date 2-9-88

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 63-8742 with the following;

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this license is subject to control by the watermaster of State Water District No. 63.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

Witness my hand this 22nd day of February, 1988.
(Director)

MAILED

MAR 14 1988

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 63-8742 IN THE
NAME OF DAN BILBAO, JR.

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department has issued the above-captioned permit with the condition that complete proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before June 1, 1982; and,

WHEREAS, the Department extended the time within which to submit proof of beneficial use until June 1, 1987; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department has notified the permit holder that the permit lapsed for failure of the permit holders to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on July 31, 1987;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-8742 be REINSTATED and the priority advanced to June 21, 1977.

Dated this ²⁹ day of September, 1987.

RECEIVED

MAR 14 1988

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

For Office Use Only
Fee Received <u>15.00</u>
Date <u>5/14/82</u>
Receipt # <u>22914</u>

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

MAY 14 1982

Department of Water Resources
Western Regional Office

RECEIVED

Dan Bilbao, Jr. of P.O. Box 270, Elko, Nevada 89801
(Name) (Address)

State of Nevada, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of the State of Idaho No. 63-8742.

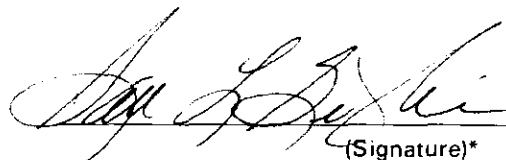
That under the terms and conditions of said permit, work thereunder was required to be completed on or before June 1,, 19 82.

That he has heretofore performed the following work described under said permit: Installation of diversion facility, pump, ditches and surface distribution system for distribution of water to lands described under the permit. Also applicant has begun construction on two retention ponds to capture the water applied for under this permit to provide for a more reliable even supply for irrigation of the crop land on the farm. Costing \$ _____
(This must be filled out! If no work has been completed put none.)

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Applicant has not yet completed construction of the two holding ponds for water to be diverted from the waste ditch described in the permit and is in the process of developing a master plan to increase efficiency of water distribution and application on the farm. The property was recently purchased by the applicant and sufficient time has not elapsed to allow completion of the analysis of the irrigation distribution system and diversion facilities.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to June 1,, 19 87.
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

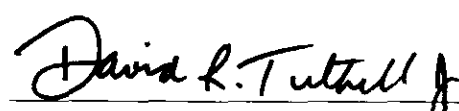

(Signature)*

*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the statement of beneficial use is extended to June 1, 1987.

On this 8 day of June, 19 82.


Acting Chief, Operations Bureau

RECORDED

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. **63-8742**

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows:

"The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 1st day of June 1981.

Glen Saxton

GLEN SAXTON
Chief, Operations Bureau

MICROFILMED

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT C.F.S.
~~Original Permit~~	~~63-8742~~	~~Albert C. George &/or Wanda L. George~~	~~1.4 cfs~~
Full Assignment	63-8742	Dan L. Bilbao, Jr.	1.4 cfs

MICROFILMED

ROBERT J. ENNIS
ATTORNEY AT LAW
IDAHO FIRST PLAZA
SUITE 1201
P.O. BOX 992
BOISE, IDAHO 83701

NOV 12 1981

Department of Water Resources

AREA CODE 208
TELEPHONE 343-9966

November 10, 1981

Certified Mail
Return Receipt Requested

Jim Johnson
Water Distribution Supervisor
Idaho State Department of Water Resources
Statehouse Mail
Boise, ID 83720

Re: Permit No. 63-8742 (Albert C. George or Wanda L. George)

Dear Jim:

With respect to the above Permit, enclosed is the executed original of an Assignment which has been executed by Wanda L. George and Steven L. George in favor of Dan L. Bilbao, Jr., the new owner of the real property described in the Application.

Please record this change of ownership and assignment of permit. The address of the new owner is as follows:

Dan L. Bilbao, Jr.
c/o Stockmens Motor Hotel
340 Commercial Street
Elko, Nevada 89801

If you have any questions or need additional information, please contact me.

Sincerely yours,



ROBERT J. ENNIS

RJE:pah
Enclosure

cc: Mike Marfisi

MICROFILMED

NOV 12 1981
OK to process
RC 11/17/81

ASSIGNMENT

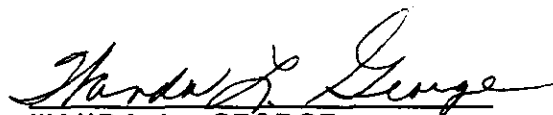
FOR VALUE RECEIVED, the undersigned, WANDA L. GEORGE, a widow, and STEVEN L. GEORGE, a married man, ("ASSIGNORS") do hereby assign, set over and transfer unto DAN L. BILBAO, JR., a married man ("ASSIGNEE"), the following:

(1) All right, title and interest of the ASSIGNORS in and to that certain Permit to appropriate the public waters of the State of Idaho as granted to the ASSIGNORS under Application for Permit to appropriate the public waters of the State of Idaho No. 63-8742, a true and correct copy of which is attached hereto as "Exhibit A".

(2) All right, title and interest of the ASSIGNORS in and to all shares of the Farmers Cooperative Ditch Company, Ltd., owned by the ASSIGNORS, or which the ASSIGNORS are entitled by reason of their ownership of the real property described on Exhibit A, which shares are represented by Certificate No. 2732 (and all replacement certificates, if any) representing thirty (30) shares of said Company.

The undersigned agree to execute such other and further instruments and documents as may be necessary or convenient to effect and accomplish the foregoing.

DATED THIS 2nd day of November, 1981.


WANDA L. GEORGE


STEVEN L. GEORGE

RECORDED

RECEIVED

NOV 12 1981

Deposition of [illegible]

STATE OF IDAHO)
) ss.
County of Canyon

On this 2nd day of November, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared WANDA L. GEORGE, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal the day and year in this certificate first above written.

Sue D. [illegible]
Notary Public for Idaho
Residing at Boise, ID

STATE OF Idaho)
) ss.
County of Canyon)

On this 4th day of November, 1981, before me, the undersigned, a Notary Public in and for said State, personally appeared STEVEN L. GEORGE, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed by official seal the day and year in this certificate first above written.

Sue D. [illegible]
Notary Public for
Residing at Boise

MICROFILMED

Identification No. _____

Application No. 63-8742

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant ALBERT C. GEORGE AND GEORGE L. GEORGE Phone: 208-722-6559
post office address RT 1, Parma, Idaho 83660
2. Source of water supply UNNAMED DRAIN which is a tributary of BOISE
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 29 Township 5N
Range 4W B.M. CANYON County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.4 cfs for IRR. purpose from MARCH 1 to NOVEMBER 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.4 cfs cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Small settling pond with a flume to another pond and a ditch to join existing irrigation ditches.
- b. Height of storage dam 10 feet, active reservoir capacity 1 acre feet; total reservoir capacity 2 acre feet, materials used in storage dam: EARTH FILL
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 1000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	4W	29									3			30			18	4	55
"	"	32			5				5	7									17

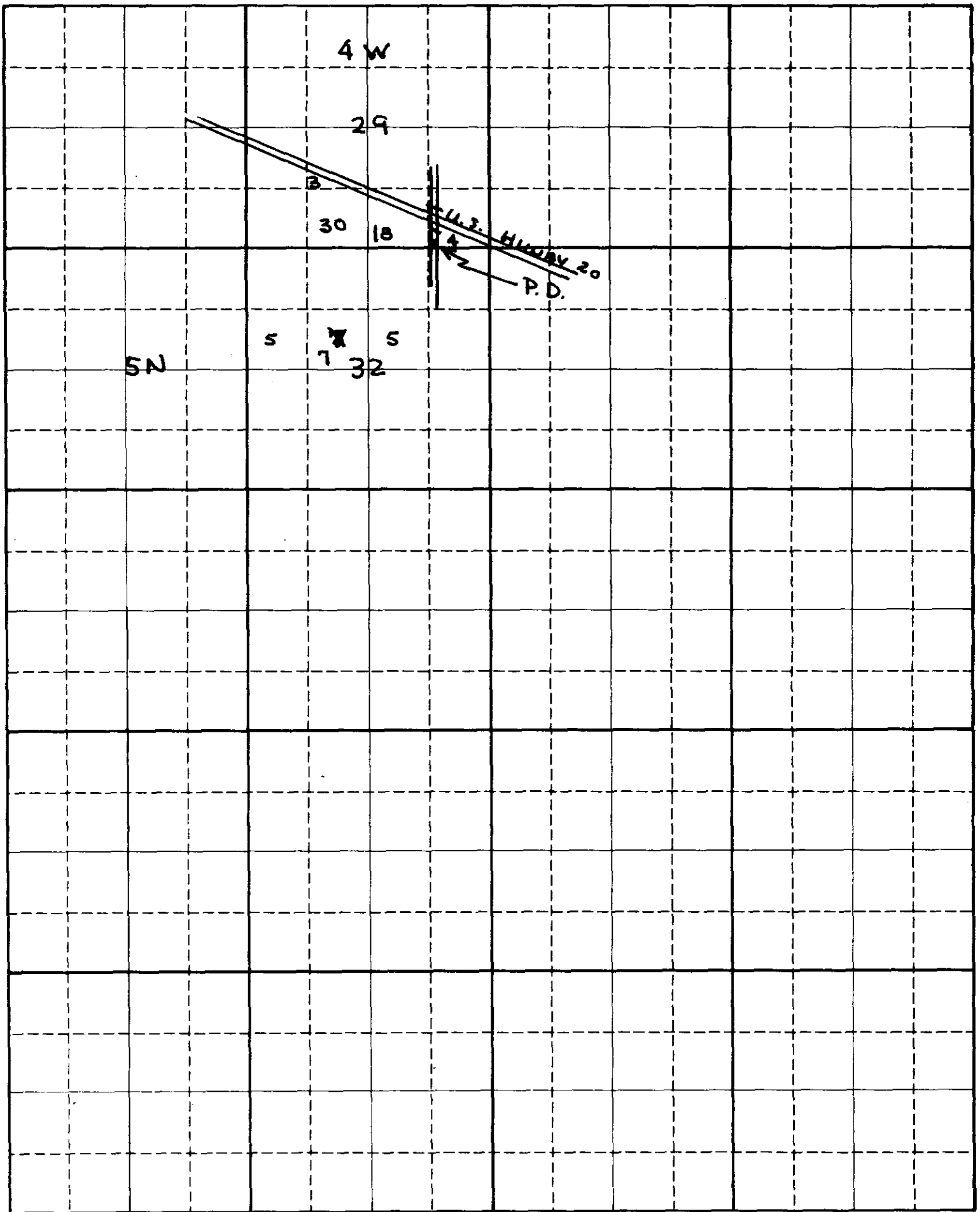
Total number of acres to be irrigated 72

c. Describe any other water rights used for the same purposes as described above.
FARMERS' IRR. Dist.

9. a. Who owns the property at the point of diversion APP
b. Who owns the land to be irrigated or place of use APP
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Manda L. George
(Applicant)

Proposed Priority 4/22/77

Received by JJ Date 4-22-77 Time 5:15 P.M.
Preliminary check by JJ Fee \$ 35.00
Received by KTW Date 4-25-77 # 6979
Publication prepared by CS Date April 28, 1977
Published in Newspaper Tribune
Publication dates May 5, 1977 + May 12, 1977
Publication approved JJ Date 5-16-77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by MS jo

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8742, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

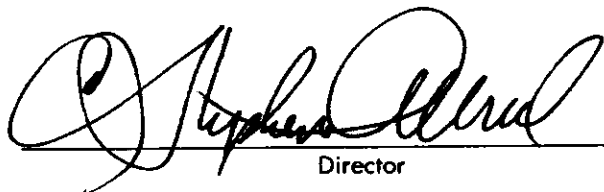
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 82.

c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 23rd day of June, 19 77.


Director

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
) ss.
County of Canyon.)

Verla Harker
of Caldwell, Canyon County, Idaho, being first duly
sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all
times hereinafter mentioned was over the age of twenty-one years,
and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune,
a daily, (except Sunday) newspaper published in the City of
Caldwell, in the County of Canyon, State of Idaho; that
the said newspaper is in general circulation in the said County of
Canyon, and in the vicinity of Caldwell, and has
been uninterruptedly published in said County during a period of
seventy-eight consecutive weeks prior to the first publication of the
notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was
published in said newspaper

Two Times
in the regular and entire issue of said paper, and was
printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

May 5, 12, 1977

Verla Harker

Subscribed and sworn to before me this

12th day of May,
19 77.

Adam O. Kase
Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

OK 148
5-13-77

June 12, 1992

DAN L. BILBAO, JR.
P.O. BOX 270
ELKO NV 89801

RE: Water Right No. 63-08742

Dear Water Right Holder(s):

On June 8, 1992, the department sent you a letter which directed you to immediately cease diverting water under the above referenced water right, since the minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second (cfs) measured near Weiser was not being satisfied.

The flow of the Snake River at Weiser is now above 4,750 cfs. You are, therefore, authorized to again divert water under your water right. If the minimum stream flow is not met later this year, however, the department will again notify you to temporarily cease diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

June 8, 1992

DAN L. BILBAO, JR.
P.O. BOX 270
ELKO NV 89801

RE: Water Right No. 63-08742

Dear Water Right Holder(s):

On May 19, 1992, the department sent you a letter advising that you might be required to temporarily cease diverting water from the Snake River or its tributaries if the established minimum stream flow of the Snake River in the amount of 4,750 cubic feet per second measured near Weiser is not satisfied or likely will not be satisfied.

The flow of the Snake River at Weiser is now less than 4,750 cfs. You are, therefore, directed to immediately cease diverting water under the above referenced water right and to not resume use until authorized by the department.

Past flow records show that the duration of seasonal low flow periods typically last several days to a week. Since your use of water is extremely important to you and since mail notification includes a delay associated with mail delivery time, feel free to call the toll-free telephone number 1-800-451-4129 to determine when you are again authorized to divert and use water under your water right. Please use this phone number only in connection with resumption of use.

You need to be aware that Section 42-351, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversion.

Thank you for your cooperation in this matter. Please feel free to contact L. Glen Saxton (phone: 208-327-7955) or Gary Spackman (phone: 208-327-7946) of my staff if you have questions.

Sincerely,

R. KEITH HIGGINSON
Director

existing water users and reduce the need to curtail diversions.

The department has scheduled public information meetings relative to this potential regulation as follows:

Mountain Home - June 4, 1992 - 10:00 a.m. - gymnasium at
North Elementary School, 290 E. 12th N.

Caldwell - June 4, 1992 - 7:00 p.m. - Ballroom in the
Student Union Building, Albertson College of Idaho,
2112 Cleveland

If you have questions concerning this letter or wish to provide the name of a different contact person or address to receive department correspondence, please contact the department.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:klg

May 19, 1992

DAN L. BILBAO, JR.
P.O. BOX 270
ELKO NV 89801

RE: Water Right No. 63-08742

Dear Water Right Holder(s):

Department water right records show that you divert water from the Snake River or its tributaries under a water right that has a priority date later than December 29, 1976. This is the priority of the established minimum stream flow of the Snake River at the Weiser Gage (Weiser) in the amount of 4,750 cubic feet per second.

Because of the continuing drought conditions in the Snake River Basin, department hydrologists project that during 1992, there could be periods when the required minimum flow will not be satisfied due to low flows of the Snake River. The department urges you to not divert at a higher rate than authorized by your water right and to not use your right in any manner different than authorized. In addition, when the minimum flow will not be satisfied or is not being satisfied, you are required to cease diverting water under your water right, because your right is of later priority than the minimum stream flow at Weiser.

If the department determines the minimum flow will not be satisfied, the department will advise you and will provide as much lead time as possible in requiring that you temporarily cease your diversion of water. The greatest likelihood for this to occur is during a period from mid-June to late June.

While the department expects good cooperation from junior water right holders, water users should be aware that Section 42-352, Idaho Code, provides for penalties of up to \$100 per day for unauthorized diversions of water.

The department has contacted both the Idaho Power Company and the U.S. Bureau of Reclamation with respect to the timing of storage releases from upstream reservoirs for flow enhancement purposes. This type of coordination could minimize the impact on

February 29, 1988

DAN L. BILBAO, JR.
P.O. BOX 270
ELKO, NV 89801

RE: Permit No. 63-8742

Dear Permit Holder(s):

Enclosed herewith is a copy of your Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MAR 14 1988

January 21, 1988

DAN L. BILBAO, JR.
P.O. BOX 270
ELKO, NV 89801

RE: Permit No. 63-8742

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

cc: Sheri Chapman

RECEIVED

MAR 14 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

Permit No. _____

1. Measurement Calculations

- a) Field Measurement Calculations (Include theoretical capacities and system capacity)

- b) Volume Calculations for Irrigation:

$$\begin{aligned} V_{i.R} &= (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 72 \times 4.5 = 324 \text{ AFA} \\ V_{d.R} &= [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.4 \times 245 \times 1.9835 = 680.3 \text{ AFA} \\ V &= \text{Smaller of } V_{i.R} \text{ and } V_{d.R} = 324.0 \text{ AFA} \end{aligned}$$

- c) Volume Calculations for Other Uses:

N/A

2. Overlap Review

- a) Other water rights with same place of use: Boise River - From Shares in
FARMERS CO-OP DITCH Co.
- b) Other water rights with same point of diversion: _____
- c) Analysis: - Use R32 - controlling use of multiple sources.

REPRODUCTION FILMED

MAR 14 1988

30 DAY

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
63-8742	6-21-1977	1.40	4-22-77	7-31-1987	1.99

Address: P.O. Box 270, ELKO, NEVADA

6. Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
Irrigation	3-15	11-15	1.4	324.0

Allowable Maximums: 1.4 324.0

[illegible]

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5 N	4 W	29												5			2		7
		32		20	5		31	5		4									65
																		Total Acres	72

10. Recommended Amendments

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None **MAR 14 1988**
☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

Checked in Regional Office by _____ Date _____

Approved in State Office by Jim JOHNSON Date 12-3-87

MISFILED

MAR 14 1988

Date _____

Date _____

Date 12-3-87

FIELD EXAM REVIEW

TO: File 63-8742

FROM: Jim Johnson

DATE: 11-16-87

COMPLIANCE WITH BENEFICIAL USE RULES & REGULATIONS:

<u>*</u> 3,1.	<u>✓</u> 5,1,4.	<u>N/A</u> 5,1,9.	<u>✓</u> 5,1,14.
<u>✓</u> 3,2.	<u>N/A</u> 5,1,5.	<u>N/A</u> 5,1,10.	<u>✓</u> 5,1,15.
<u>✓</u> 4,1.	<u>**</u> 5,1,6.	<u>N/A</u> 5,1,11.	<u>And</u> 5,1,16. <u>req'd</u>
<u>✓</u> 5,1,2.	<u>✓</u> 5,1,7.	<u>N/A</u> 5,1,12.	<u>✓</u> 5,2,4.
<u>✓</u> 5,1,3.	<u>✓</u> 5,1,8.	<u>✓</u> 5,1,13.	<u>✓</u> 5,3,1.

REMARKS:

* 3,1. — NOT INCLUDED — Rec'd 12-3-87

** 5,1,6. — MEASUREMENT SHEET SHOWING FLOW DETERMINATION NOT INCLUDED.

Rec'd 12-3-87

correspondence - prepared - 11-16-87



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 23, 1987

RE: Permit No. 63-8742

Sherl Chapman
410 S. Orchard, Suite 144
Boise, ID 83705

Dear Sherl:

I have reviewed the beneficial use field report submitted for the above referenced permit. Before a license can be issued, there are two items which need additional information as required by the Department of Water Resources Rules and Regulations on Beneficial Use Examinations.

1. Rule 3,1. requires written authority from the permit holder for you to act in his behalf. I cannot locate this in the file. On November 2, 1987 I corresponded with you on another permit owned by Mr. Bilbao requesting the same information. If you have already submitted it, disregard this request as we can use the one submitted for the other permit.
2. Rule 5,1,6. requires that all conditions of the permit be complied with. This permit requires that the "permit holder . . . provide a certified measurement . . ." I cannot locate any supporting information documenting the measurement of 1.99 cfs. Your report indicates that a AA current meter was used. Please provide the data sheet showing the readings made or other information you may have showing the measurement of 1.99 cfs.

As you know, I am required to inform you that Rule 5,2,3. requires that you submit the information within 30 days of the date of this letter. Again Sherl, if you have any questions or if I can assist you in any way, please let me know.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

RECEIVED

MAR 14 1988

RECEIVED
NOV 27 1987

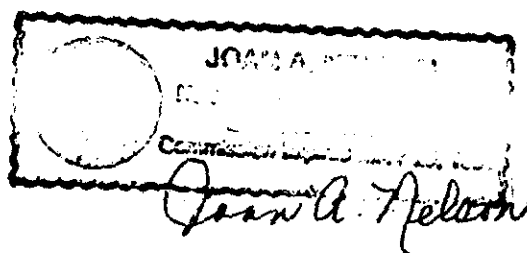
Department of Water Resources
Department of Water Resources

AUGUST 3, 1987

POWER OF ATTORNEY;

THIS POWER IS GIVEN TO SHERL L. CHAPMAN TO SIGN PROOF OF
BENEFICIAL USE FORM 63-8742 FOR ME.

Dan L. Bilbao Jr.
DAN L. BILBAO JR.



RECEIVED
MAR 14 1988

CURRENT METER NOTES

PARTY SEC/GR GAGE

No.	of	Sheets.	Comp. by	Ckd. by
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MAR 14 1988

NOV 27 1987

Department of Water Resources

Sherl L. Chapman

CONSULTANT

410 S. ORCHARD / SUITE 144 / BOISE, IDAHO 83705 / PHONE 344-6690

November 25, 1987

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NOV 27 1987

Department of Water Resources

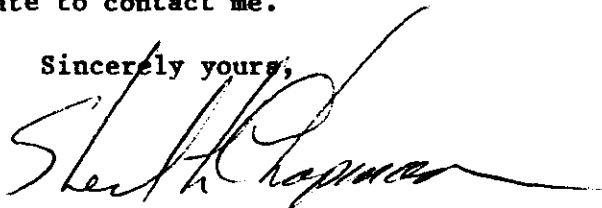
Mr. Jim Johnson
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Johnson:

I am in receipt of your letter of November 23, 1987, relating to the beneficial use field report submitted for permit 63-8742. The power of attorney allowing me to sign the proof of beneficial use form was submitted to Western Division of the Department of Water Resources a few days after the water right exam was filed with them and I assume that's the reason that you do not have it. I am enclosing a copy of the power of attorney for your information and attachment to the exam. Additionally, a copy of my current meter notes were attached to the exam and I don't know how they got separated but I've also enclosed a copy of that portion of the exam as well.

If you have any additional questions or need additional information, please don't hesitate to contact me.

Sincerely yours,



Sherl L. Chapman
Consultant

SLC:kje
enclosures
cc:Mr. Dan Bilbao, Jr.

RECEIVED

MAR 14 1988

STATE OF IDAHO
Department of Water Resources
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

A. GENERAL INFORMATION

Permit No. 63-8742
1. Owner: Dan Bilbao, Jr. Phone No. 1-800-648-2345
Current Address: P.O. Box 270, Elko, Nevada 89801
2. Accompanied by: Gerald Reuth EXAM. DATE: 7/20/87
Address: Parma, Idaho Phone No. 722-6559
Relationship to Permit Holder: Lessee
3. Source: Waste water tributary to Boise River

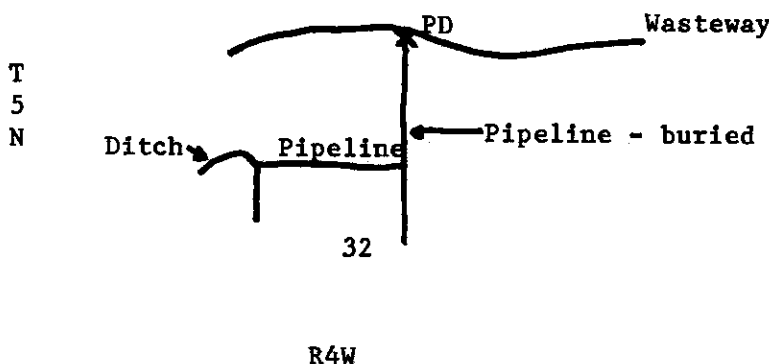
B. OVERLAP REVIEW

1. Other water rights with same place of use: Baxter Ditch Company
☐ Copies Attached
2. Other water rights with same point of diversion: None
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

29



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

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System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Water is pumped from waste ditch into a buried PVC pipe for distribution to the crops. Water may be taken to all or any of the fields shown on the photo outlined in yellow. Pump is moved around the farm as is necessary.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1	Tractor	150	None	Berkeley	10" impeller 6" discharge

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	SW	SE	29	5N	4W	Canyon	Field/quad map

6. **Place(s) of Use:**

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	4W	29												5			2		7
5N	4W	32		20	5		31	5	4										65

MAR 14 1988

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Current meter	AA	Sc. Inst.	AA	None	---	---

2. Measurements:

1.99 cfs = 99.5 miners inches

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 72 \times 4.5 = 324$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 696$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 324$

2. Volume Calculations for Other Uses:

MAR 14 1988

[illegible]

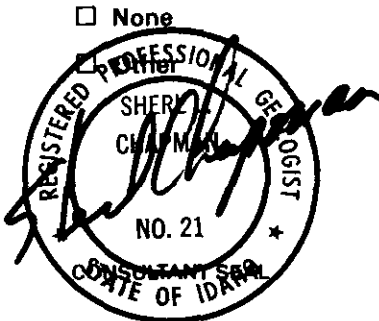
1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	1.44	324
		Totals:	1.44	324

☒ Change P.D. as reflected above ☐ Add P.D. as reflected above

☒ Change P.U. as reflected above ☐ Add P.U. as reflected above

Field Examiner's Name Shel L. Chapman
Signature *Shel L. Chapman*
Certification Date 5/5/87
Field Report Preparation Date 7/22/87

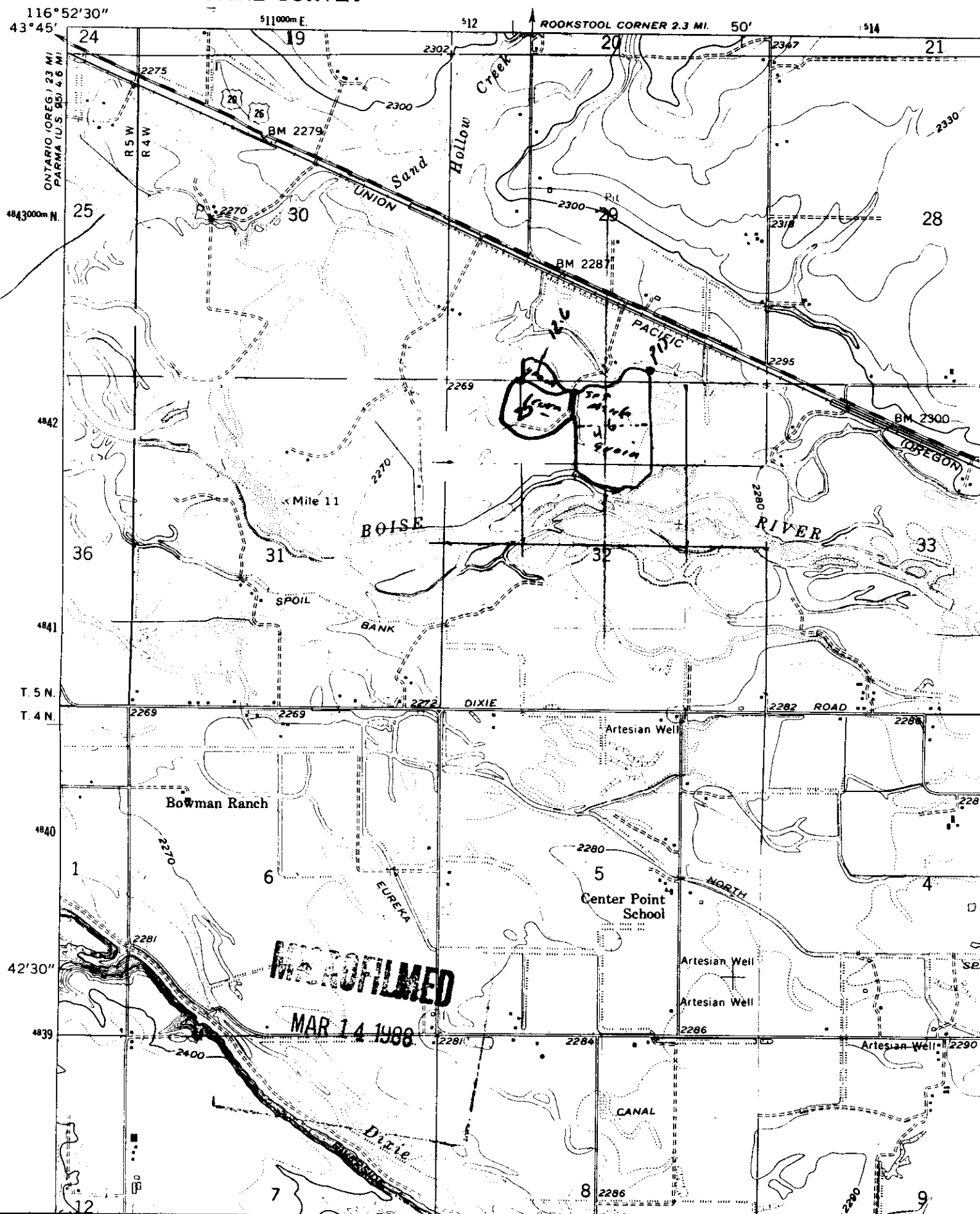


K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

REFILMED

MAR 14 1988

2671 N SW
(PARMA)

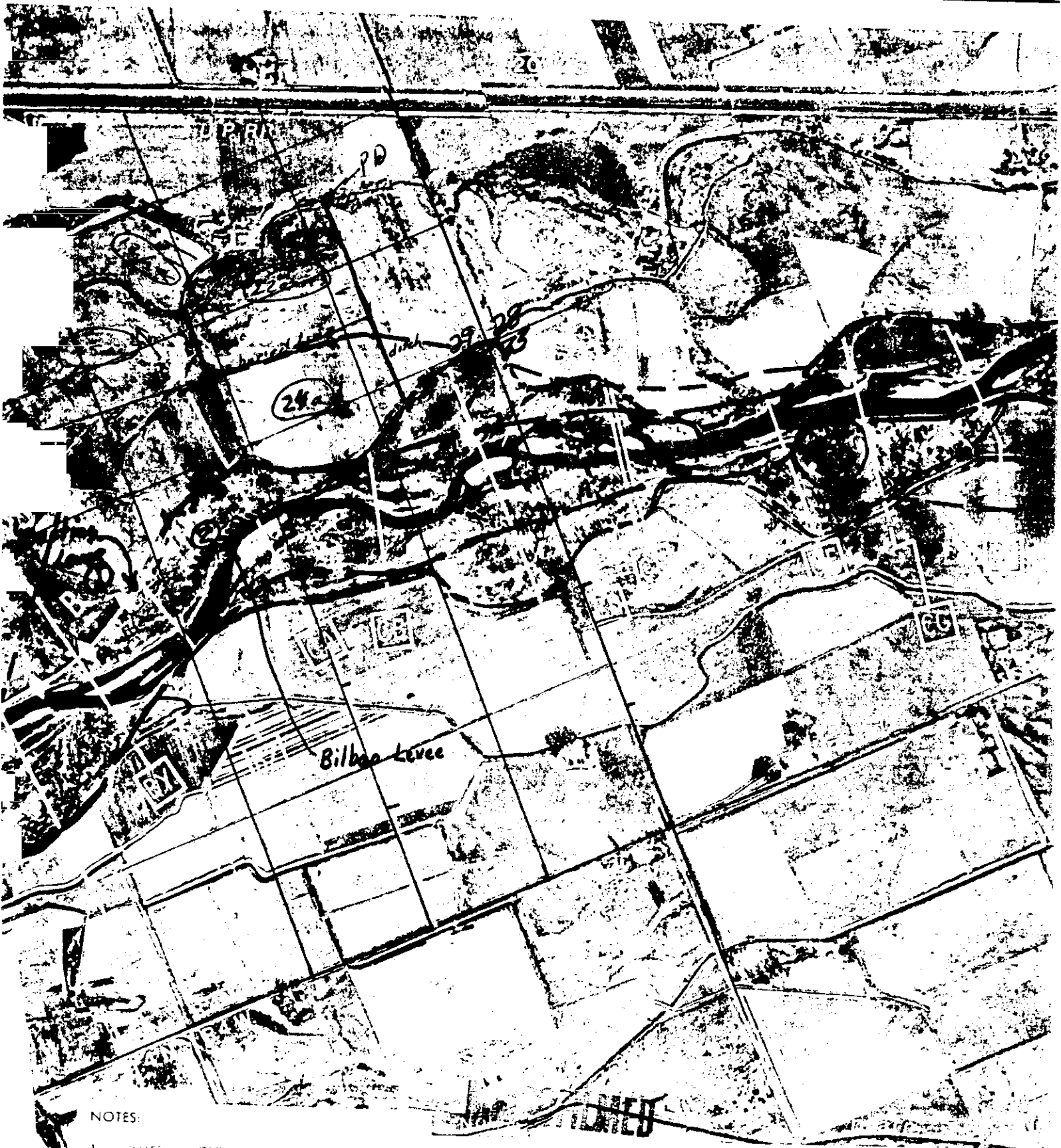


Bilbao
- 63 - 8742



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MAR 14 1988



NOTES:

1. LIMITS OF OVERFLOW MAY VARY SOME FROM ACTUAL LOCATIONS ON THE GROUND, AS EXPLAINED IN THE REPORT.
2. THE FLOODWAY SHOWN IS PRELIMINARY AND SUBJECT TO REVISION.

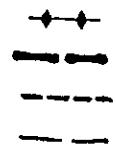
MAR 14 1988

SCALE IN FEET (APPROX.)

1000

0

1000



FEB 27 1985

CALCULATION OF NEW PRIORITY DATE

FROM: RITA FLECK

TO: FILE # 63-8742

DATE: 9-29-1987

Date proof received

212

July 31, 1987

Proof due

- 152

June 1, 1987

Number of day proof late

60

Priority date

+ 112

April 22, 1977

New priority date

172

June 21, 1977

Remarks:

MICROFILMED

MAR 14 1988

Form 217
03/86

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JUL 31 1987

AUG 17 1987

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by _____
Sent to region _____

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

Department of WATER RESOURCES

Department of Water Resources

Western Regional Office

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 63-8742

Name(s) of Permit Holder: Dan Bilbao, Jr.

Post Office Address: P.O. Box 270, Elko, Nevada 89801

Telephone No. 1-800-648-2345

Source of Water: Waste water

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 72 (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted 1.44 cfs 324 acre-feet

Show the date water was first diverted and beneficially used under this permit: June 1977

Measuring Device: Required? ☒ Yes ☐ No
Installed? ☐ Yes ☒ No

Fee enclosed \$ -0-
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

(Name)

(Telephone Number)

(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

7/31/87

Date

Sherl Chapman
Signature of Permit Holder (and title, if appropriate)

MAR 14 1988

- Agent

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

June 4, 1987

BILBAO, JR., DAN L.
P.O. BOX 270
340 COMMERCIAL ST.
ELKO, NV 89801

LAPSE NOTICE

RE: Permit No. 63-8742

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218a, Idaho Code, the above referenced water permit has lapsed. This office did not receive either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time. You were provided the proper forms in our proof due notice to you dated March 31, 1987.

Your permit cannot be reinstated unless you submit proof of beneficial use or submit an extension of time request showing reasonable cause for delay. Either the completed proof of beneficial use submittal (including the examination fee or a completed field examination report) or the extension request form together with the \$15 fee must be received by this Department within sixty days of the date of mailing of this lapse notice or the permit will no longer be of any force or effect.

A proof of beneficial use form and a request for extension of time form are again enclosed for your use. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a governmental agency or by litigation which might bring title to the water in question.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

Enclosures

RECEIVED

MAR 14 1988

6-23-1987

noted
no mail
to the
Lita Fleck

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL
MARCH 31, 1987

138886

BILBAO, JR., DAN L.
P.O. BOX 270
340 COMMERCIAL ST.
ELKO, NV 89801

PROOF DUE NOTICE

RE: PERMIT NO. 63-8742

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF THE ABOVE REFERENCED WATER PERMIT WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 1, 1987. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST.) ENCLOSED IS A FORM WHICH WHEN ACCOMPANIED BY THE LICENSE EXAMINATION FEE OR A COMPLETED FIELD EXAMINATION REPORT PREPARED BY A CERTIFIED WATER RIGHT EXAMINER MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION WHICH MIGHT BRING TITLE TO THE WATER IN QUESTION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER AN ACCEPTABLE PROOF OF BENEFICIAL USE SUBMITTAL OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MAILED

MAR 14 1988

June 8, 1982

Dan Bilbao, Jr.
P.O. Box 270
Elko, NV 89801

Dear Mr. Bilbao:

Re: Permit No. 63-8742

Enclosed is a copy of the approved request for extension of time. The time within which to submit the statement of beneficial use is extended to June 1, 1987.

Also enclosed is Receipt No. 22914 in the amount of \$15.

Sincerely,

RITA I. FLECK
Sr. Secretary

Enclosures
cc: Sherl Chapman

MICROFILMED
JUN 10 1982

Sherl L. Chapman

CONSULTANT

921 S. ORCHARD / SUITE N / BOISE, IDAHO 83705 / PHONE 344-6690

May 12, 1982

Mr. Dave Shaw
Western Division
Department of Water Resources
92 S. Cole Road
Boise, Idaho 83709

Dear Dave:

Enclosed you will find a request for extension of time in behalf of Dan Bilbao, Jr. for permit #63-8742. Mr. Bilbao has recently purchased the farm to which the water is appurtenant and is in the process of developing a master plan for irrigation of the entire property. At the present time, the diversion facilities are in extremely poor shape and need to be modified significantly in order to make the irrigation system more efficient and less labor intensive.

If you have any questions on the extension, please don't hesitate to call me.

Sincerely yours,

Sherl L. Chapman

Sherl L. Chapman
Consultant

SLC:kje
enclosure
cc:Mr. Dan Bilbao, Jr.

RECEIVED

MAY 14 1982

Department of Water Resources
Western Regional Office

SPECIALIST IN

GROUND-WATER HYDROLOGY / WATER RIGHTS / WATER WELL DESIGN / GEOTHERMAL RESOURCES

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138639

BILBAO, JR., DAN L.
C/O STOCKMENS MOTOR HOTEL
340 COMMERCIAL ST.
ELKO, NV 89801

MARCH 31, 1982

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 63-8742 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE JUNE 01, 1982. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

March 19, 1982

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition is less restrictive and provides you the option to install an access port or have your system measured and certified by a professional engineer. Instructions for access port installation are also enclosed.

If you have questions regarding this matter, please contact the regional office nearest to you.

Sincerely,

DAVID R. TUTHILL JR., P. E.
Supervisor, Water Allocations Section

DRT:jg

Enclosures

NORTHERN REGION OFFICE
Route #5, Box 203, Government Way
Coeur d'Alene, Idaho 83814
Telephone 667-6484

EASTERN REGION OFFICE
150 Shoup Avenue
Idaho Falls, Idaho 83401
Telephone 525-7161

SOUTHERN REGION OFFICE
1041 Blue Lake Boulevard North
Twin Falls, Idaho 83301
Telephone 734-3578

WESTERN REGION OFFICE
92 South Cole Road
Boise, Idaho 83709
Telephone 334-2190

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

November 17, 1981

Dan L. Bilbao, Jr.
c/o Stockmens Motor Hotel
340 Commercial St.
Elko, NV 89801

RE: Permit No. 63-8742

Dear Mr. Bilbao,

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:jg

Enclosure

MICROFILMED

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

July 13, 1977

Re: Permit No. 63-8742

Albert C. &/or Wanda L. George
Route #1
Parma, ID 83660

Dear Albert &/or Wanda:

Enclosed is a copy of your approved Application for Permit No. 63-8742. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

RECEIVED
JUL 13 1977
WATER RIGHTS
DIVISION
IDAHO DEPT. OF
AGRICULTURE

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 13

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) R.W.H. 4-26-77

In form to receipt

(2) _____

Send Copies to:

_____ Idaho State Health Department
_____ Idaho Fish and Game Department
_____ Bureau of Land Management

(3) _____

_____ Request Special Use Permit from U.S.F.S.
_____ Request Easement from B.L.M.
_____ Request Information from Applicant
_____ Request Dam Safety Information

(4) R.W.H. 4-26-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: None platted jo

(11) rf OK

Affidavit of Publication received (date) 5-16-77

(12) _____

Final date for protests 5-23-77

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W By WHA Date 5-23-77

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

Cecil D. Anderson
Governor

R. Keith Higginson
Director

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

April 29, 1977

Re: SEE ATTACHED SHEET

The News-Tribune
P. O. Box 1179
Caldwell, ID 83605

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before May 23, 1977.

Sincerely,

MICROFILMED

Bill submitted
5-16-77
JY

PUBLISHED IN THE NEWS-TRIBUNE, CALDWELL, IDAHO ON May 5 & May 12,
1977.

NOTICE OF CLAIM TO A WATER RIGHT

63-4477	W. L. DANFORTH
63-4479	P. HUBERT &/OR ESTELLE N. IVERSON
63-4480	ALBERT C. GEORGE &/OR WANDA GEORGE

NOTICE OF APPLICATION FOR WATER PERMIT

63-8716	GUS LINNING
63-8717	JOHN R. &/or MERRY JO HANSEN
63-8721	YAMAMOTO FARMS, INC.
63-8723	J. A. &/or VELMA J. MARCHBANKS
63-8725	VERNON M. &/or NORMA E. BATT
63-8726	MABEL IVERSON
63-8727	P. HUBERT &/or ESTELLE N. IVERSON
63-8728	JAMES B. HURLEY
63-8731	DAMON &/or MYDRED THOMAS
63-8734	VIRGIL A. HARRIS
63-8737	VIRGIL L. ISAACSON
63-8738	VIRGIL L. ISAACSON
63-8742	ALBERT C. GEORGE &/or WANDA L. GEORGE
63-8743	JOSPEH H. &/or AURALIE COULSON
63-8744	CARL ROBERT SMYTH
63-8745	H. J. BATT, WILDER LAND CO., LTD
63-8746	RAY &/or BEULAH FRANKLIN
63-8750	ROBERT E. KNIEFEL
63-8751	RALPH SHEED
63-8752	CARL KLAHR

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ALBERT C. GEORGE &/or WANDA L. GEORGE
Rt. 1, Parma, ID
has on April 22, 1977 submitted Application No. 63-8742
for a permit to appropriate 1.4 cubic feet per second ~~XXXXXX~~
~~XXXXXX~~ of water from an unnamed drain tributary of Boise River
by means of Settling pond and ditches
within the SE~~1~~SE~~4~~ Sec 29 T5N-R4W B.M., Canyon County

to be used from Mar 1 to Nov 1
for the irrigation of 72 acres

within the E~~1~~SW~~4~~, S~~1~~SE~~4~~, Sec 29; SW~~1~~NE~~4~~, S~~1~~NW~~4~~, Sec 32; T5N-R4W B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before May 23, 1977.

C. STEPHEN ALLRED

Director

Published in the News-Tribune, Caldwell, ID
on May 5, 1977 and May 12, 1977.