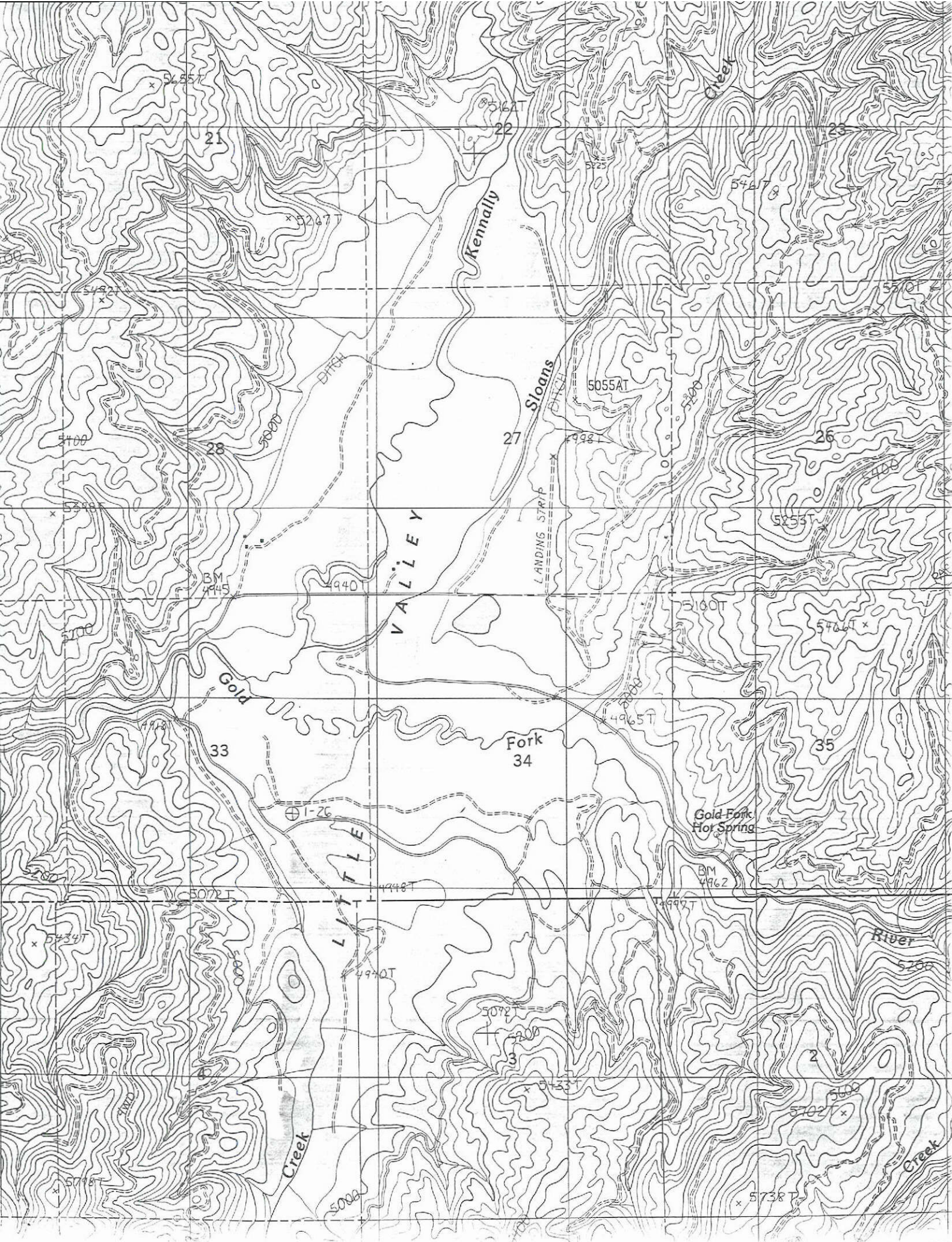




1974c  
1980-11

*Yonkers side*

$\frac{21}{28} \mid \frac{22}{27}$

*F-12*

*From 5 ft high*

SCALE

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from Apr 15 to Oct 15 amount 1.02 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 1.02 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 202 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NA

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 |            |
| <u>16N</u> | <u>04E</u> | <u>27</u> |        |       | <u>5</u> |       |        |       |       | <u>10</u> | <u>37</u> |       |       | <u>40</u> |        | <u>6</u> | <u>3</u> |       | <u>101</u> |
|            |            |           |        |       |          |       |        |       |       |           |           |       |       |           |        |          |          |       |            |
|            |            |           |        |       |          |       |        |       |       |           |           |       |       |           |        |          |          |       |            |
|            |            |           |        |       |          |       |        |       |       |           |           |       |       |           |        |          |          |       |            |
|            |            |           |        |       |          |       |        |       |       |           |           |       |       |           |        |          |          |       |            |
|            |            |           |        |       |          |       |        |       |       |           |           |       |       |           |        |          |          |       |            |
|            |            |           |        |       |          |       |        |       |       |           |           |       |       |           |        |          |          |       |            |

Total number of acres irrigated 101

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

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

65-4032 or None ( )

14. Remarks:

THIS RIGHT WHEN COMBINED WITH  
RIGHT 65-4032 SHALL PROVIDE NO MORE  
THAN .02 CFS / ACRE - SCORCE ALSO  
KNOWN AS COLD CREEK.  
TRUST MEMBERS - DANIAL R. YANKE, SUSAN YANKE NOREY, JILL  
MARIE YANKE, JENNIFER J NICHOLSON, KELIA R. NICHOLSON,  
SCOTT R. NICHOLSON.

Last Name Y-N TRUST Ident No. \_\_\_\_\_

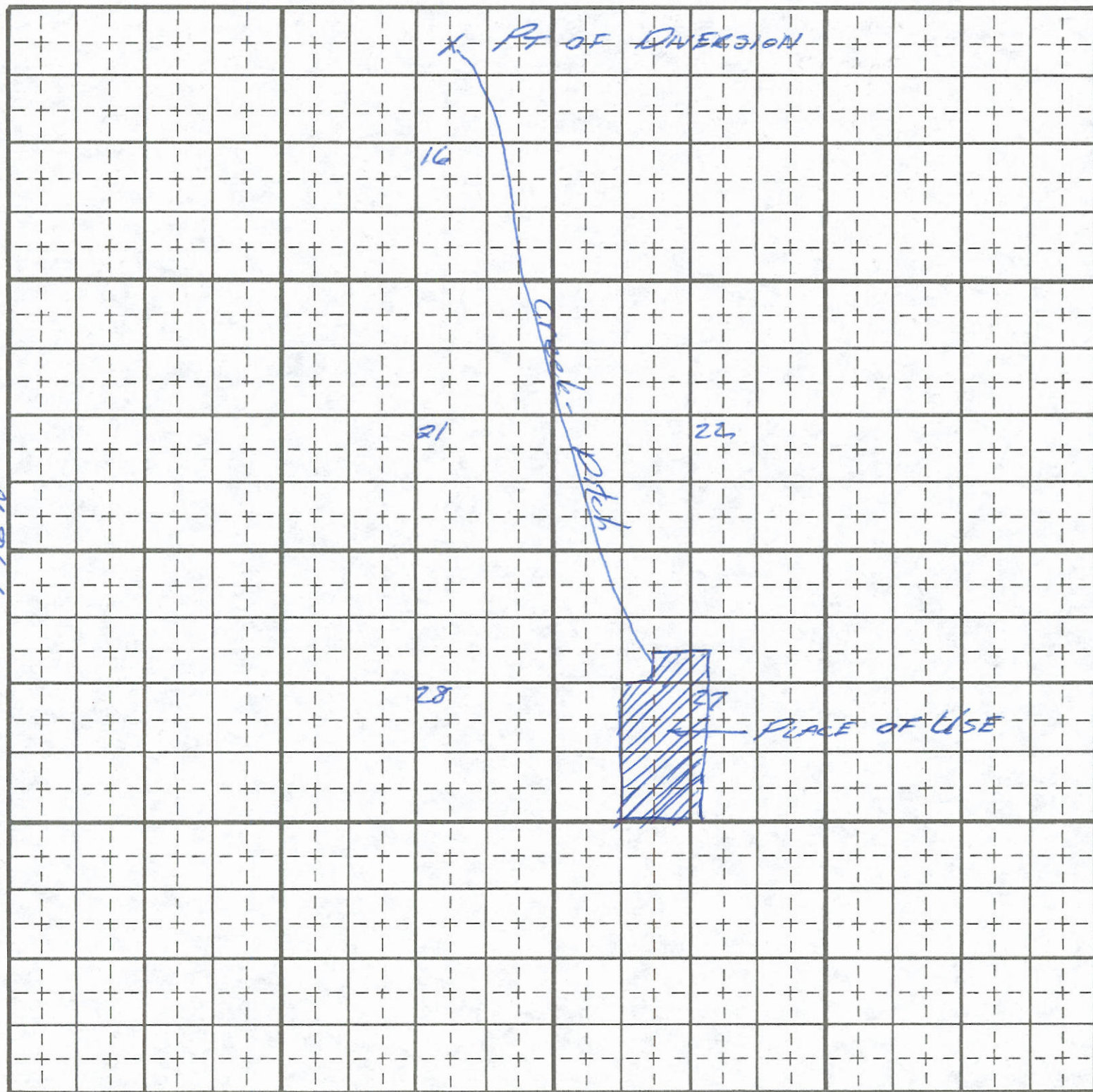
Copies: Wine-Store, Yellow claimant

MICROFILMED

SEP 23 1992

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

Scale: 2 inches equals 1 mile



Last Name Y-N TRUST Ident No. \_\_\_\_\_

**MICROFILMED**  
Copies: White-State, Yellow-Claimant  
**SEP 23 1992**

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: **A65-06837**  
Date Received: 11/ 7/1988  
Receipt No: X999999  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

**COPY FOR  
YOUR FILES**

|          |                      |              |
|----------|----------------------|--------------|
| 1. Name: | KELI A NICHOLSON     | 208-888-1593 |
| Address: | 700 W OVERLAND RD    |              |
|          | MERIDIAN ID          | 83642        |
| AND      |                      |              |
| Name:    | JENNIFER J NICHOLSON | 208-888-1593 |
| Address: | 700 W OVERLAND RD    |              |
|          | MERIDIAN ID          | 83642        |
| AND      |                      |              |
| Name:    | SCOTT R NICHOLSON    | 208-888-1593 |
| Address: | 700 W OVERLAND RD    |              |
|          | MERIDIAN ID          | 83642        |

2. Date of Priority: MAY 3, 1918

3. Source: SLOANS CREEK Trib. to: GOLD FORK CREEK

4. Point of Diversion:

|          |       |         |        |        |     |     |        |
|----------|-------|---------|--------|--------|-----|-----|--------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 16N      | 04E   | 16      |        | NW     | NE  |     | VALLEY |

5. Description of diverting works:  
DITCHES, HEADGATES, ETC.

6. Water is used for the following purposes:

|            |       |       |       |      |        |
|------------|-------|-------|-------|------|--------|
| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
| IRRIGATION | 04/15 | 10/15 | 1.020 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 16N      | 04E   | 27      | SW     | NE  |     | IRR | 5.0   |
|          |       |         | SE     | NW  |     | IRR | 10.0  |
|          |       |         | NE     | SW  |     | IRR | 37.0  |
|          |       |         | SE     | SW  |     | IRR | 40.0  |
|          |       |         | NW     | SE  |     | IRR | 6.0   |
|          |       |         | SW     | SE  |     | IRR | 3.0   |

Section Acres 101.0

Total Acres 101.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:  
65-4032

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-4032 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. SOURCE ALSO KNOWN AS COLD CREEK.

TRUST MEMBERS - DANIAL R. YANKE, SUSAN YANKE NOREY, JILL MARIE YANKE, JENNIFER J. NICHOLSON, KELIA A. NICHOLSON, SCOTT R. NICHOLSON.

OWNERSHIP CHANGED BY DB 5/24/99.

NAME CORRECTION FROM "KELIA" TO "KELI", PER SIGNATURE AND OFFICE VISIT 6/1/99 FROM TOM NICHOLSON.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

September 29, 1999

NOTICE OF ERROR  
REPLY

RECEIVED

OCT 27 1999

WATER RESOURCES  
WESTERN REGION

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:** October 29, 1999

Water right number: 65-06837

KELI A NICHOLSON  
JENNIFER J NICHOLSON  
700 W OVERLAND RD  
MERIDIAN ID 83642

Daytime Telephone Number:

Evening Telephone Number:

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:

X I AGREE with this proposed recommendation; no changes need to be made.

DATE: 10/25/99 SIGNATURE: Jennifer J. Nicholson, Keli A. Nicholson  
Please print your name: Jennifer J. Nicholson, Keli A. Nicholson

IDWR Western Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

September 29, 1999

NOTICE OF ERROR  
REPLY

RECEIVED  
OCT 27 1999  
WATER RESOURCES  
WESTERN REGION

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:** October 29, 1999

Water right number: 65-06837

SCOTT R NICHOLSON  
700 W OVERLAND RD  
MERIDIAN ID 83642

Daytime Telephone Number:

Evening Telephone Number:

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: 10/27/99 SIGNATURE: Scott R. Nicholson  
Please print your name: SCOTT R. NICHOLSON

IDWR Western Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

AJ0749NP  
No. R65-06837

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 06/02/99  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS       | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|----------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | KELI A NICHOLSON     | 05/03/1918       | IRRIGATION | 04-15 10-15           | 1.02 CFS          |                     |
| C             | JENNIFER J NICHOLSON |                  |            |                       |                   |                     |
| C             | SCOTT R NICHOLSON    |                  |            |                       |                   |                     |
|               | 700 W OVERLAND RD    |                  |            | TOTAL DIVERSION:      | 1.02 CFS          |                     |
|               | MERIDIAN ID 83642    |                  |            |                       |                   |                     |
|               | (208) 888-1593       |                  |            |                       |                   |                     |

Water Source: SLOANS CREEK

Tributary to: GOLD FORK RIVER

Stage: DECREED

Point(s) of Diversion:

T16N R04E S27

NWNE

VALLEY County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |             |   |       |  |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|---|-------|--|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac          | : | SUM   |  |
| 16N | 04E | 27 | : |    |    | 05 | :  |    |    | 10 | :  | 37 |    | 40 | :  | 06 | 03 |    |             | : | 101.0 |  |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES |   | 101.0 |  |

POU County: VALLEY

Other Rights: 65-4032

Remarks: POU1 USE OF THIS RIGHT WITH RIGHT NO. 65-04032 IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 101 ACRES IN A SINGLE  
IRRIGATION SEASON.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:  
Presumption Flag:

Comments: Date: 06/02/1999 User-ID: SBOCK Subject: COPIED FROM REMARKS  
TRUST MEMBERS - DANIAL R. YANKE, SUSAN YANKE NOREY, JILL MARIE  
YANKE, JENNIFER J. NICHOLSON, KELIA A. NICHOLSON, SCOTT R.  
NICHOLSON.  
OWNERSHIP CHANGED BY DB 5/24/99.  
NAME CORRECTION FROM "KELIA" TO "KELI", PER SIGNATURE AND OFFICE

AJ0749NP  
No. R65-06837

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT  
(REGIONAL)

DATE: 06/02/99  
PAGE: 2

=====

Comments: Date: 06/02/1999 User-ID: SBOCK Subject: COPIED FROM REMARKS  
VISIT 6/1/99 FROM TOM NICHOLSON.

Audit: 06/02/99 SBOCK

AJ5809NP  
No. A65-06837

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/05/99  
PAGE: 96

| OWNER<br>CODE | NAME & ADDRESS                                                                                             | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|------------------------------------------------------------------------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | YANKE-NICHOLSON CHILDREN TRUST<br>WM E MORRIS CUSTODIAN<br>PO BOX 5405<br>BOISE ID 83705<br>(208) 342-8901 | 05/03/1918       | IRRIGATION | 04-15 10-15           | 1.02 CFS          |                     |
|               |                                                                                                            |                  |            | TOTAL DIVERSION:      | 1.02 CFS          |                     |

Water Source: SLOANS CREEK

Tributary to: GOLD FORK CREEK

Stage: DECREED

Point(s) of Diversion:

T16N R04E S16E NWNE

VALLEY County

Place of use Legal Description for: IRRIGATION

|             |        | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |       |       |
|-------------|--------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------|-------|
| T           | R S    | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac    | SUM   |
| 16N         | 04E 27 |    |    | 05 |    |    |    | 10 |    | 37 |    | 40 |    | 06 | 03 |    |       | 101.0 |
| TOTAL ACRES |        |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 101.0 |       |

POU County: VALLEY

Non-Irrigation Uses: N/A

Other Rights: 65-4032

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
A65-04032

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-4032 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. SOURCE ALSO KNOWN AS COLD CREEK. TRUST MEMBERS - DANIAL R. YANKE, SUSAN YANKE MOREY, JILL MARIE YANKE, JENNIFER J. NICHOLSON, KELZA A. NICHOLSON, SCOTT R. NICHOLSON.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:  
Presumption Flag:

WR5809NP  
No. 65-06837

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 05/20/99  
PAGE: 4

| OWNER<br>CODE    | NAME & ADDRESS                    | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-----------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | JOHN H. EATON                     | 03/05/1918       | IRRIGATION | 04/15 10/15           | 1.020 CFS         |                     |
| C                | CHARLES C. EATON<br>BEND OR 97701 |                  |            |                       |                   |                     |
| TOTAL DIVERSION: |                                   |                  |            |                       | 1.020 CFS         |                     |

Water Source: SLOANS CREEK

Tributary to: GOLD FORK CREEK

Stage: DECREED

Point(s) of Diversion:

T16N R04E S16 NWNE

VALLEY County

Place of use Legal Description for: IRRIGATION

|     |     |    |   | NE   |      |      |      | NW |      |      |      | SW   |    |      |      | SE   |      |    |      |      |      |      |             |     |       |       |  |
|-----|-----|----|---|------|------|------|------|----|------|------|------|------|----|------|------|------|------|----|------|------|------|------|-------------|-----|-------|-------|--|
| T   | R   | S  |   | NENE | NWNE | SWNE | SENE | :  | NENW | NWNW | SWNW | SENW | :  | NESW | NWSW | SWSW | SESW | :  | NESE | NWSE | SWSE | SESE | :           | SUM |       |       |  |
|     |     |    |   | Lt   | Ac   | Lt   | Ac   | Lt | Ac   | Lt   | Ac   | Lt   | Ac | :    | Lt   | Ac   | Lt   | Ac | :    | Lt   | Ac   | Lt   | Ac          | Lt  | Ac    | :     |  |
| 16N | 04E | 27 | : |      |      |      | 05   | :  |      |      |      | 10   | :  | 37   |      |      | 40   | :  |      |      | 06   | 03   |             |     | :     | 101.0 |  |
|     |     |    |   |      |      |      |      |    |      |      |      |      |    |      |      |      |      |    |      |      |      |      | TOTAL ACRES |     | 101.0 |       |  |

Pou County: VALLEY

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-4032 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.  
SOURCE ALSO KNOWN AS COLD CREEK.

Dates: App. Received: Priority Date: 03/05/1918  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: 65 Field Exam Fee:

FOU E11

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

00:01:40  
04/20/99

PAGE: 1  
GENERAL INFORMATION

115  
CLAIM NUMBER: A65-06837

LAST: EATON FIRST: JOHN H  
ADDRESS:  
CITY: BEND STATE: OR ZIP: 97701  
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: EATON FIRST: CHARLES C  
ADDRESS:  
CITY: BEND STATE: OR ZIP: 97701  
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: YANKE-NICHOLSON CHILDREN TRUST FIRST:  
ADDRESS: WM E MORRIS CUSTODIAN  
PO BOX 5405  
CITY: BOISE STATE: ID ZIP: 83705  
PHONE NUMBER: 208-342-8901

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE  
Y

FIELD  
EXAMINER  
Y( ) N( )

CLAIM REMARKS: GEN THIS RIGHT WHEN COMBINED WITH RIGHT 65-4032 SHALL PROVIDE NO  
MORE THAN .02 CFS/ACRE. SOURCE ALSO KNOWN AS COLD CREEK.  
TRUST MEMBERS - DANIAL R. YANKE, SUSAN YANKE NOREY, JILL MARIE  
YANKE, JENNIFER J. NICHOLSON, KELIA A. NICHOLSON, SCOTT R.  
NICHOLSON.

PAGE: 2  
FIELD EXAMINATION INFORMATION

116  
CLAIM NUMBER: A65-06837

CONTACT PERSON: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

DATE OF FIELD EXAM: \_\_\_\_/\_\_\_\_/\_\_\_\_

APPOINTMENT MADE: Y(\_\_\_\_) N(\_\_\_\_)

TIME: \_\_\_\_:\_\_\_\_ A(\_\_\_\_) P(\_\_\_\_)

ACCOMPANIED BY: \_\_\_\_\_

PHONE NUMBER: (\_\_\_\_) \_\_\_\_-\_\_\_\_

RELATIONSHIP TO CLAIMANT: \_\_\_\_\_

DIRECTIONS TO PROPERTY / NOTES:

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A. AJ CLAIM: # A65-06837 PRIORITY DATE: 05-03-1918 STAGE: D

B. WR RECORD: # 65-06837 PRIORITY DATE: 03-05-1918 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?  
(IF YES, DESCRIBE BELOW)

Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☐) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☐) Y(☐) N(☐)

LICENSE ISSUED

N/A(☐) Y(☐) N(☐)

\* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,  
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE  
OF THE PRIORITY DATE REQUIRED?

N/A(☒) Y(☐) N(☐)

\* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,  
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☒) N(☐)

NOTES:

=====

RECOMMENDED PRIORITY DATE:

REVIEWED BY

5-3-1918  
6-2-99

DATE

SB

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT     | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|-----------|-----------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| A65-06837 | 16N 04E   | 16   |     | NW  | NE  |     |             | VALLEY |                |                  |

OTHER AJ CLAIMS WITH SAME AJ POD  
A PREFIX R PREFIX  
A65-04032 NONE

WR RECORDS IN SAME 40 ACRE TRACT  
65-04032

SOURCE: SLOANS CREEK

TRIB: GOLD FORK CREEK

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT    | TWP. RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY | DIVERSION NAME | DIVERSION NUMBER |
|----------|-----------|------|-----|-----|-----|-----|-------------|--------|----------------|------------------|
| 65-06837 | 16N 04E   | 16   |     | NW  | NE  |     |             | VALLEY |                |                  |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT  
A PREFIX R PREFIX

65-04032

A65-04032 NONE

SOURCE: SLOANS CREEK

TRIB: GOLD FORK CREEK *River*

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A( ) Y(☒) N( )

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y( ) N(☒)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N( )

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y( ) N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM Dec 11) Y( ) N( )

AJ FIELD EXAM (DATE OF FIELD EXAM \_\_\_\_\_) NAME OF EXAMINER \_\_\_\_\_ Y( ) N( )

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: On 6/1/99 spoke w/ Tom Nicholson about  
PODS

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | POD<br>FLAG | COUNTY<br>VALLEY | DIVERSION NAME | DIVERSION NBR |
|------|------|------|-----|-----|-----|-----|-------------|------------------|----------------|---------------|
| 16N  | 04E  | 18   |     | NW  | NE  |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |
|      |      |      |     |     |     |     |             |                  |                |               |

SOURCE: SLOANS CREEK

TRIB: GOLD FORK CREEK

River

REVIEWED BY:

SB

DATE:

6/2/99

SYSTEM DESCRIPTION: DESCRIBED BELOW ( ), SEE LICENSE FILE ( ), OR SEE ATTACHMENT ( )

A. ROOT WATER RIGHT NUMBERS: A65-06837

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME                                    | AJ<br>#/ACRES | WR<br>#/ACRES   | LANDSAT<br>DATA | FIELD<br>EXAM. | RECOMM.<br>ACRES |
|-----|-----|-----|-----|-----|-----|-----------------------------------------|---------------|-----------------|-----------------|----------------|------------------|
| 16N | 04E | 27  | SW  | NE  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-06837 | / 5.0         | 65-06837 / 5.0  |                 |                |                  |
|     |     |     | SW  | NE  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-04032 | / 5.0         | 65-04032 / 5.0  |                 |                |                  |
| 16N | 04E | 27  | SE  | NW  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-06837 | / 10.0        | 65-06837 / 10.0 |                 |                |                  |
|     |     |     | SE  | NW  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-04032 | / 10.0        | 65-04032 / 10.0 |                 |                |                  |
| 16N | 04E | 27  | NE  | SW  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-06837 | / 37.0        | 65-06837 / 37.0 |                 |                |                  |
|     |     |     | NE  | SW  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-04032 | / 37.0        | 65-04032 / 37.0 |                 |                |                  |
| 16N | 04E | 27  | SE  | SW  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-06837 | / 40.0        | 65-06837 / 40.0 |                 |                |                  |
|     |     |     | SE  | SW  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-04032 | / 40.0        | 65-04032 / 40.0 |                 |                |                  |
| 16N | 04E | 27  | NW  | SE  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-06837 | / 6.0         | 65-06837 / 6.0  |                 |                |                  |
|     |     |     | NW  | SE  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-04032 | / 6.0         | 65-04032 / 6.0  |                 |                |                  |
| 16N | 04E | 27  | SW  | SE  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-06837 | / 3.0         | 65-06837 / 3.0  |                 |                |                  |
|     |     |     | SW  | SE  |     | YANKE-NICHOLSON CHILDREN TRUSTA65-04032 | / 3.0         | 65-04032 / 3.0  |                 |                |                  |

ADDITIONAL POU FOUND

TOTAL ACRES A65-06837

101.00

101.00

POU COUNTY: VALLEY

101

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y( ) N(☒)

\* IF YES, ARE THESE TRACTS LISTED ABOVE ( ), OR ARE THEY LISTED ON AN ATTACHED SHEET ( )

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

| CLAIM NO. | SOURCE       | NAME                           | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|--------------|--------------------------------|-----------|----------------|-----------|----------------|
| A65-06837 | SLOANS CREEK | YANKE-NICHOLSON CHILDREN TRUST | 1.020     | 0.010          |           |                |
| A65-04032 | SLOANS CREEK | YANKE-NICHOLSON CHILDREN TRUST | 1.000     | 0.009          |           |                |

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(☒) N( )

\* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 65-4032

*limited to 1" per acre*

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A( ) Y(☒) N( )

\* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A( ) Y(☒) N( )

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y( ) N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y( ) N(☒)

CHECK DOCUMENTS USED TO VERIFY POU: ( ) ORTHOPHOTOQUAD, IDWR NO. \_\_\_\_\_; ☒ TOPOGRAPHIC QUAD, IDWR NO. T 11;  
( ) NAPP, IDWR NO. \_\_\_\_\_; ☒ ASCS PHOTO; ( ) OTHER \_\_\_\_\_

NOTES: See 65-034274 65-04032 for more info from  
claimant

RECOMMENDATIONS:

TOTAL ACRES: 101 N/A( )

REVIEWED BY: GB

DATE: 6/1/99

A. AJ CLAIMED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| A65-06837 IRRIGATION        | FROM 04-15 TO 10-15       | 1.020 CFS              |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 1.020 CFS              |                        |

B. WR RECORDED USES:

| PURPOSE OF USE              | PERIOD OF USE (MONTH/DAY) | DIV. RATE FOR EACH USE | DIV. VOL. FOR EACH USE |
|-----------------------------|---------------------------|------------------------|------------------------|
| 65-06837 IRRIGATION         | FROM 04-15 TO 10-15       | 1.020 CFS              |                        |
| TOTAL DIVERSION RATE/VOLUME |                           | 1.020 CFS              |                        |

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

\* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y(☒) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(☐) N(☐)

\* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y(☐) N(☐)

\* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☒) Y(☐) N(☐)

PAGE: 10

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

124

CLAIM NUMBER: A65-06837

NOTES:

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AJ CLAIM TOTAL DIVERSION RATE: 1.020 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 1.020 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A( ) Y(☒) N( )

\* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y( ) N(☒)

\* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y( ) N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD \_\_\_\_\_, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE  
ACRES 101 x 0.02 CFS/ACRE = 2.02 CFS  
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y( ) N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y( ) N( )

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = \_\_\_\_\_ AF/A

ACRES \_\_\_\_\_ x DIVERSION VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL DIVERSION VOLUME \_\_\_\_\_ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = \_\_\_\_\_ AF/A

ACRES \_\_\_\_\_ x CONSUMPTIVE VOL. AF/A FOR AREA \_\_\_\_\_ =

TOTAL CONSUMPTIVE USE \_\_\_\_\_ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW ( ) OR SEE ATTACHMENT ( )

NOTES: Together w/ 105-04032 = 1" acc.

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ( )

| REC.<br>PURPOSE OF USE | REC. PERIOD |       | REC. DIV          |                   | REC. DIV |                   | REC. CONS.      |                   |
|------------------------|-------------|-------|-------------------|-------------------|----------|-------------------|-----------------|-------------------|
|                        | FROM        | TO    | RATE              | CFS               | VOL.     | AF/A              | USE             |                   |
| IRRIGATION             | 04-15       | 10-15 | DATABASE<br>1.020 | EXAMINER<br>_____ | DATABASE | EXAMINER<br>_____ | DATABASE<br>0.0 | EXAMINER<br>_____ |
| _____                  | _____       | _____ |                   | _____             |          | _____             |                 | _____             |
| _____                  | _____       | _____ |                   | _____             |          | _____             |                 | _____             |
| _____                  | _____       | _____ |                   | _____             |          | _____             |                 | _____             |
| _____                  | _____       | _____ |                   | _____             |          | _____             |                 | _____             |
| TOTAL FOR THIS RIGHT   |             |       | 1.020             | _____             |          | _____             | 0.0             | _____             |

NON-IRRIGATION USES CLAIMED: N/A

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (X)

REVIEWED BY: SB DATE: 6/2/99

FLAG: \_\_\_\_\_

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

FOU1 E11

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

|                              | ACCEPTED<br>AS CLAIMED | NEEDS<br>REVIEW |
|------------------------------|------------------------|-----------------|
| OWNERSHIP _____              | (✓)                    | ( )             |
| FORFEIT/ABANDON _____        | ( )                    | ( )             |
| ADDITIONAL DIV. AMOUNT _____ | ( )                    | ( )             |

B. SPLIT WATER RIGHT REVIEW

NIA

ROOT WATER RIGHT NUMBER: 65-06837

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE  
1.020

EXAMINER  
\_\_\_\_\_

CFS

SPLITS:

| OLD RIGHT<br>NUMBERS | CURRENT<br>CLAIM NUMBERS | DIVERSION<br>RATE | CURRENT "R"<br>CLAIM NUM. | "R" DIV.<br>RATE | WR RIGHT<br>NUMBERS | DIVERSION<br>RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| -                    | A65-06837                | 1.020             | -                         |                  | 65-06837            | 1.020             |
| TOTAL CFS            |                          | 1.020             |                           |                  |                     | 1.020             |

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)  
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW ( ) OR SEE ATTACHMENT ( )?

DATABASE  
Y  
FIELD  
EXAMINER  
Y( ) N( )

NOTES:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

AUTHENTICATION:

SIGNATURE: [Signature] DATE: 6/2/99

NAME OF FIELD EXAMINER: \_\_\_\_\_ TITLE: \_\_\_\_\_

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

| TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) | IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION | COPY INCLUDED<br>IN FILE? |
|-------------------------------------------|--------------------------------------------------------|---------------------------|
| ( ) ORTHOPHOTOQUAD                        | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )                 |
| (X) TOPOGRAPHIC                           | DATE FIELD CHECKED <u>1988</u> IDWR ID NO. <u>T 11</u> | Y(X) N( )                 |
| ( ) NAPP                                  | DATE OF PHOTO _____ IDWR ID NO. _____                  | Y( ) N( )                 |
| ( ) ASCS AERIAL PHOTO                     | DATE OF PHOTO _____                                    | Y( ) N( )                 |
| ( ) ASCS COLOR SLIDE                      | DATE OF PHOTO _____                                    | Y( ) N( )                 |
| ( ) BLM OR USFS AERIAL PHOTO              | DATE OF PHOTO _____                                    | Y( ) N( )                 |
| ( ) TOWNSHIP SURVEY (GOVERNMENT PLAT)     | DATE OF SURVEY _____                                   | Y( ) N( )                 |
| ( ) SCS SOIL SURVEY MAP                   | DATE ISSUED _____                                      | Y( ) N( )                 |
| ( ) SUBDIVISION PLAT MAP                  | DATE OF MAP _____                                      | Y( ) N( )                 |
| (X) OTHER <u>GIS map</u>                  | DATE <u>see LOS - 04032</u>                            | Y( ) N( )                 |
| ( ) OTHER _____                           | DATE _____                                             | Y( ) N( )                 |
| ( ) OTHER _____                           | DATE _____                                             | Y( ) N( )                 |

| LIST OF ATTACHMENTS (CHECK IF ATTACHED) | IF ATTACHED, SUPPLY APPROPRIATE INFORMATION | NO. OF<br>PAGES | NOTES |
|-----------------------------------------|---------------------------------------------|-----------------|-------|
| ( ) LICENSING FIELD EXAM                | DATE OF FIELD EXAM _____                    | _____           | _____ |
| ( ) WATER RIGHT LICENSE                 | DATE LICENSE SIGNED _____                   | _____           | _____ |
| ( ) IDWR APPROVED TRANSFER              | DATE TRANSFER APPROVED _____                | _____           | _____ |
| ( ) SYSTEM DESCRIPTION                  | DATE DRAWN _____                            | _____           | _____ |
| ( ) PHOTOGRAPHS                         | DATE(S) PHOTOS TAKEN _____                  | _____           | _____ |
| ( ) SPLIT RIGHT REVIEW                  | DATE REVIEW COMPLETED _____                 | _____           | _____ |
| ( ) HUBBLE ANALYSIS                     | DATE ANALYSIS COMPLETED _____               | _____           | _____ |
| ( ) CONVEYANCE LOSS ANALYSIS            | DATE ANALYSIS COMPLETED _____               | _____           | _____ |
| ( ) FLOW MEASUREMENT CALCULATIONS       | DATE SYSTEM MEASURED _____                  | _____           | _____ |
| ( ) OTHER _____                         | DATE _____                                  | _____           | _____ |
| ( ) OTHER _____                         | DATE _____                                  | _____           | _____ |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM VERIFICATION REPORT

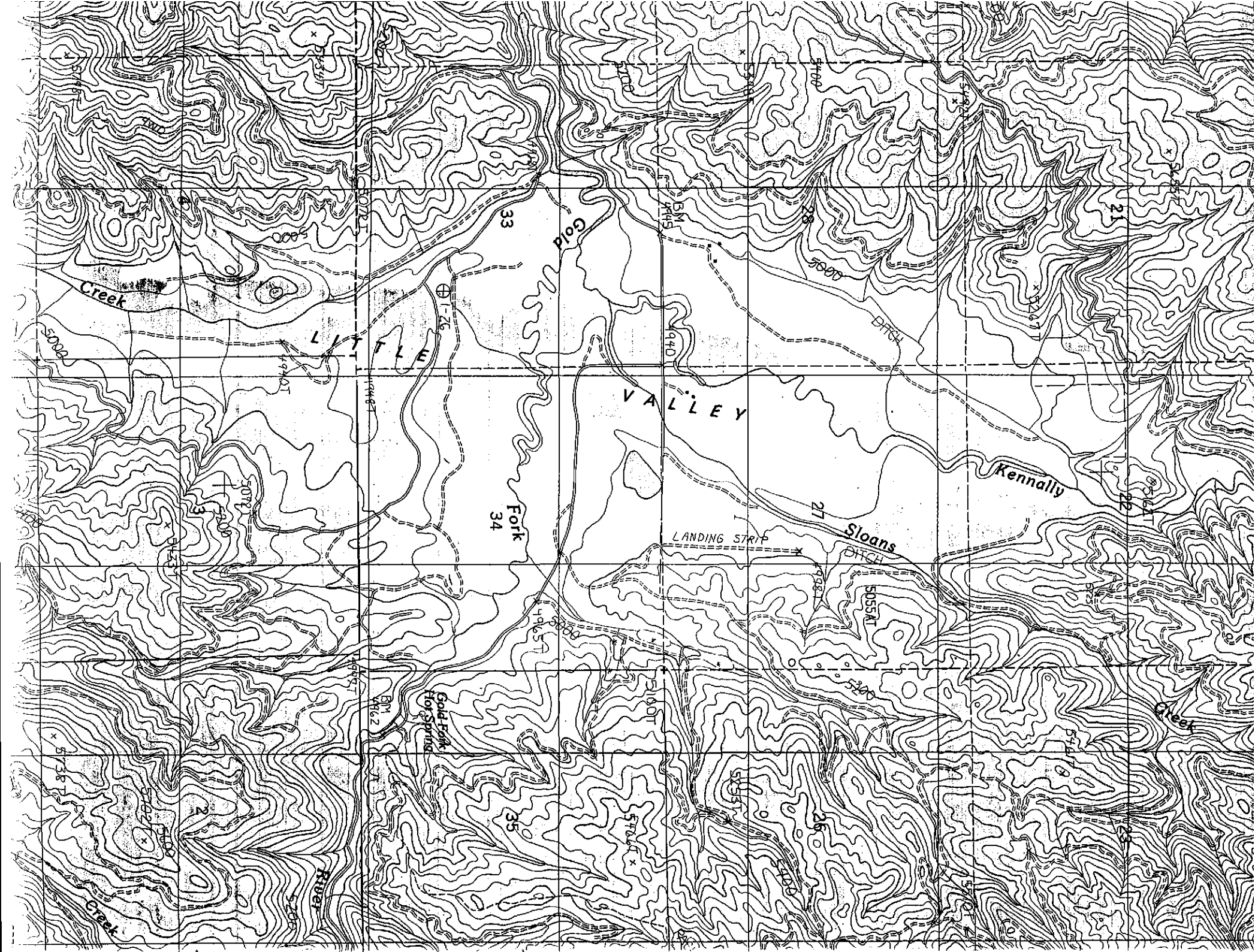
00:01:40  
04/20/99

PAGE: 16  
QUICKLOOK INFORMATION

130  
CLAIM NUMBER: A65-06837

| WR ELEMENT                | DATA<br>DISCREPANCY<br>Y/N | CORRESPONDENCE<br>SENT/RECEIVED<br>BY WHOM/DATE | FIELD EXAM<br>BY WHOM/DATE | CHANGE<br>CLAIM<br>Y/N | ELEMENT<br>DOCUMENTED<br>WHOM/DATE | COMPLETED<br>REVIEW<br>WHOM/DATE | COMPLETED<br>DATA ENTRY<br>WHOM/DATE | VERIFIED<br>DATE<br>WHOM/DATE |
|---------------------------|----------------------------|-------------------------------------------------|----------------------------|------------------------|------------------------------------|----------------------------------|--------------------------------------|-------------------------------|
| PRIORITY DATE             | Y                          |                                                 |                            | N                      | Doc 100                            | 38<br>6-22-99                    |                                      |                               |
| POINT OF DIV              |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| SOURCE                    |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| PLACE OF USE              | Y                          |                                                 |                            |                        |                                    |                                  |                                      |                               |
| DIV. AMOUNT<br>CFS/VOLUME |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| CONSUMPTIVE USE           |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| PURPOSES OF USE           |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| PERIOD OF USE             |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| BASIS OF CLAIM            |                            |                                                 |                            |                        |                                    |                                  |                                      |                               |
| REMARKS                   | Y                          |                                                 |                            |                        |                                    |                                  |                                      |                               |

BARCODE UPDATED  
WHOM/DATE



1644C  
1988 711



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190  
FAX (208) 334-2348

May 24, 1999

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

Re: Notice of Claim to a Water Right No. A65-004032, A65-05427,  
and A65-06837

JENNIFER J NICHOLSON  
KELIA A NICHOLSON  
SCOTT R NICHOLSON  
700 W OVERLAND RD  
MERIDIAN ID 83642

Dear Property Owners:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water right(s) covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

The ownership has also been changed on water right number 65-05430 which has been decreed by the SRBA Court. A profile report of this right is enclosed.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington  
Records Clerk  
Adjudication Section  
Western Region Office

DB:db

Enclosure



State of Idaho

## DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

May 21, 1999

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

Tom Nicholson — 888-1593  
PO Box 690  
Meridian, Idaho 83680

RE: 65-05427, 65-05426, 65-04032, 6506837

Mr. Nicholson:

I have enclosed a map with the place of use outline in pink, and the points of diversion (POD's) as decreed in the Payette River Adjudication. Please look over the map and make the necessary changes, or you can set up an appointment to come in and go over the rights.

I need clarification on the following items:

Claim Nos. 65-04032 and 65-06837, were decreed with the water source - Sloans Creek and a POD located at T16N, R04E, Sec 16, NWNE. You can see on the map, that Sloans Creek does not go through Sec 16, and if fact is approximately two miles away from the place of use.

Claim 65-05426 shows the source as Mc Kinney Fork in T16N, R04E, Sec 22 NESW. There is no Mc Kinney Fork shown on the map. I am assuming this should have been Kennally Creek and the point of diversion is shown correctly.

Claim 65-05427 was decreed with two sources, Kennally Creek and Sloans Creek, but only one POD, T16N, R04E, Sec 27 NWNE. This POD corresponds to Sloans Creek, however, I still need a POD for Kennally Creek. Additionally this claim was decreed for 31 acres of irrigation in Sec 34 NENW. In looking at the photo, it appears a pond takes up a large portion of this quarter/quarter. Were some of these acres moved to another location?

Please look over this information and get back to me by June 18, 1999.

Thank you for your assistance.

Sincerely,

Susan Bock  
Sr. Water Resource Agent

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: **A65-06837**  
Date Received: 11/ 7/1988  
Receipt No: X999999  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

**COPY FOR  
YOUR FILES**

|          |                      |              |
|----------|----------------------|--------------|
| 1. Name: | JENNIFER J NICHOLSON | 208-888-1593 |
| Address: | 700 W OVERLAND RD    |              |
|          | MERIDIAN ID          | 83642        |
| AND      |                      |              |
| Name:    | KELIA A NICHOLSON    | 208-888-1593 |
| Address: | 700 W OVERLAND RD    |              |
|          | MERIDIAN ID          | 83642        |
| AND      |                      |              |
| Name:    | SCOTT R NICHOLSON    | 208-888-1593 |
| Address: | 700 W OVERLAND RD    |              |
|          | MERIDIAN ID          | 83642        |

2. Date of Priority: MAY 3, 1918

3. Source: SLOANS CREEK Trib. to: GOLD FORK CREEK

4. Point of Diversion:

|          |       |         |        |        |     |     |        |
|----------|-------|---------|--------|--------|-----|-----|--------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 16N      | 04E   | 16      |        | NW     | NE  |     | VALLEY |

5. Description of diverting works:  
DITCHES, HEADGATES, ETC.

6. Water is used for the following purposes:

|            |       |       |       |      |        |
|------------|-------|-------|-------|------|--------|
| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
| IRRIGATION | 04/15 | 10/15 | 1.020 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 16N      | 04E   | 27      | SW     | NE  |     | IRR | 5.0   |
|          |       |         | SE     | NW  |     | IRR | 10.0  |
|          |       |         | NE     | SW  |     | IRR | 37.0  |
|          |       |         | SE     | SW  |     | IRR | 40.0  |
|          |       |         | NW     | SE  |     | IRR | 6.0   |
|          |       |         | SW     | SE  |     | IRR | 3.0   |

Section Acres 101.0

Total Acres 101.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:  
65-4032

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-4032 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. SOURCE ALSO KNOWN AS COLD CREEK. TRUST MEMBERS - DANIAL R. YANKE, SUSAN YANKE NOREY, JILL MARIE YANKE, JENNIFER J. NICHOLSON, KELIA A. NICHOLSON, SCOTT R. NICHOLSON.  
OWNERSHIP CHANGED BY DB 5/24/99.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

STATE OF IDAHO  
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 21 1999

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

WATER RESOURCES  
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.  
Incomplete forms will be returned.

1. Water Right No(s).: 65-06837  
Adjudication Claim No(s).: A65-06837
2. The following REQUIRED information must be submitted with this form:
  - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.  
AND
  - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)  
OR
  - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Yanke-Nicholson Children Trust, William E. Morris, Custodian  
P.O. Box 5411, Boise, ID 83705
4. New Owner/Claimant(s) Jennifer J. Nicholson, Kelia A. Nicholson, Scott R. Nicholson  
Name Connector (Check one): ☒ and, ☐ or, ☐ and/or  
New Mailing Address 700 West Overland Rd.  
City, State and ZIP Code Meridian, ID 83642  
New Telephone Number (208) 888 1593
5. Date you acquired the property Sept. 13, 1994
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.  
Number of acres you irrigate \_\_\_\_\_ Number and type of stock \_\_\_\_\_  
Diversion rate in CFS \_\_\_\_\_ Number of homes \_\_\_\_\_ Other uses \_\_\_\_\_  
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Keli Nicholson, Jennifer J. Nicholson, Scott R. Nicholson  
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

## INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', -or-'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

**IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190**

**IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033**

**IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450**

**IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161**

After Recording Return to:  
 Richard D. Heaton  
 P.O. Box 5405  
 4414 S. Gekeler Lane  
 Boise, ID 83705

206780  
 MOUNTAIN TITLE & ESCROW  
 REQUESTED BY  
 RECORD  
 TYPE: *Deed* H10  
 VALLEY  
 BY: *W. Morris*  
 FEE: *12.00*

## WARRANTY DEED

FOR VALUE RECEIVED, WILLIAM E. MORRIS, as custodian for Jennifer J. Nicholson, Kelia A. Nicholson, and Scott R. Nicholson, the Grantor, does hereby grant, bargain, sell and convey unto Jennifer J. Nicholson, Kelia A. Nicholson, and Scott R. Nicholson, each an undivided one-third (1/3) interest as tenants in common, the Grantees, whose address is 700 West Overland, Meridian, Idaho 83642, that portion of property lying on the east side of the center line of the North Fork of the Gold Fork River (or Kennally Creek) within that property described in Exhibit "B", attached hereto and incorporated herein by this reference, located in Valley County, Idaho.

TO HAVE AND TO HOLD the said Premises, with their appurtenances unto the said Grantees, and Grantees' successors and assigns forever. The Grantor does hereby covenant to and with the said Grantees that Grantor is the owner in fee simple of said Premises; and that said Premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantees; and subject to general taxes and assessments (including irrigation and utility assessments, if any) for the current year which are not yet due and payable; and, that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED: September 13, 1994

GRANTOR:

*William E. Morris*

William E. Morris  
 Custodian for Jennifer J. Nicholson,  
 Kelia A. Nicholson and Scott R.  
 Nicholson

STATE OF IDAHO )  
 ) ss  
 County of ADA )

On this 13th day of September, 1994, before me, the undersigned Notary Public for the state of Idaho, personally

appeared William E. Morris, custodian for Jennifer J. Nicholson, Kelia A. Nicholson and Scott R. Nicholson, known to me to be the person whose name is subscribed to the foregoing, and acknowledged to me that he executed the same in such capacity.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

(Seal)

M. Margaret J. J. J.  
Notary Public for the state of Idaho

Residing at: Boise Idaho

My commission expires: 11-3-94

EXHIBIT "B"

Those premises containing approximately 946 acres situated in Valley County, Idaho, described as follows:

The E $\frac{1}{2}$  of the NE $\frac{1}{4}$  of Section 28, and the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 21, all in Township 16 North, Range 4 East of the Boise Meridian, containing 120 acres, more or less;

The SE $\frac{1}{4}$  of Section 28, Township 16 North, Range 4 East of the Boise Meridian, containing 160 acres, more or less;

The W $\frac{1}{2}$  of the SW $\frac{1}{4}$  and the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 22, and the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 27, in Township 16 North, Range 4 East of the Boise Meridian, containing 160 acres, more or less;

The SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 27, in Township 16 North, Range 4 East of the Boise Meridian, containing 40 acres, more or less;

Together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including all water, water rights, ditches and rights of ways for ditches used upon or appurtenant to the above described real property; including, but not limited to 3.2 cubic feet of water from Kenley Fork.

The W $\frac{1}{2}$  of the SW $\frac{1}{4}$ , Section 27, the N $\frac{1}{2}$  of the NW $\frac{1}{4}$  of Section 34, all in Township 16 North, Range 4 East of Boise Meridian, containing 160 acres of land, more or less;

Together with all water and ditch rights and rights of way for water and ditches,

AND

The NW $\frac{1}{4}$  of the NE $\frac{1}{4}$ ; the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$ ; the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$ ; the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$ ; the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$ ; the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$ ; the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$ ; and the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  all in Section 27; the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 22, in Township 16 North, Range 4 East, B.M., Valley County, Idaho. EXCEPTING THEREFROM a piece or parcel of land lying and being in the W $\frac{1}{2}$  of the NE $\frac{1}{4}$  of Section 27, T. 16N., R. 4E.; B.M., more particularly described as follows:

Starting at the NE corner of Section 27, T. 16 N., R. 4E., B.M.; thence N. 89°42' W., 1311 feet; thence S. 0°02' E., 440 feet, more or less, along the line between the E½ and the W½ of the NE¼ of said Section 27 to a steel pin, the real place of beginning; thence S. 59°42' W., 99.2 feet; thence S. 32°42' W., 93.0 feet; thence S. 25°12' W., 184.4 feet; thence S. 61°39' W., 108.1 feet; thence S. 30°40' W., 218.7 feet; thence S. 7°45' E., 150.2 feet; thence S. 8°45' W., 139.7 feet; thence S. 13°57' W., 229.8 feet; thence S. 10°46' E., 138.0 feet; thence S. 6°12' W., 103.8 feet; thence S. 1°25' W., 215.5 feet; thence S. 52°45' E., 256.3 feet; thence S. 81°03' E., 268.4 feet; thence N. 0°02' W., 1,697.6 feet along the 1/16 line to the point of beginning; all angle points in the above described line being marked by steel pins, and the above described exceptions containing 14.12 acres.

Yonkers, N.Y.

2122  
2827

F-12

Thurs 11/14

TO SPALF

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: **A65-06837**  
Date Received: 11/ 7/1988  
Receipt No: X999999  
Received By: \_\_\_\_\_

**COPY FOR  
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW**

**COPY FOR  
YOUR FILES**

1. Name: YANKE-NICHOLSON CHILDREN TRUST 208-342-8901  
Address: WM E MORRIS CUSTODIAN  
PO BOX 5405  
BOISE ID 83705

2. Date of Priority: MAY 3, 1918

3. Source: SLOANS CREEK Trib. to: GOLD FORK CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 16N      | 04E   | 16      | NW     | NE     |     |     | VALLEY |

5. Description of diverting works:  
DITCHES, HEADGATES, ETC.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 1.020 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 16N      | 04E   | 27      | SW     | NE  |     | IRR | 5.0   |
|          |       |         | SE     | NW  |     | IRR | 10.0  |
|          |       |         | NE     | SW  |     | IRR | 37.0  |

10. Place of Use: Continued

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 16N           | 04E   | 27      | SE     | SW  |     | IRR | 40.0  |
|               |       |         | NW     | SE  |     | IRR | 6.0   |
|               |       |         | SW     | SE  |     | IRR | 3.0   |
| Section Acres |       |         |        |     |     |     | 101.0 |
| Total Acres   |       |         |        |     |     |     | 101.0 |

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:  
65-4032

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-4032 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. SOURCE ALSO KNOWN AS COLD CREEK. TRUST MEMBERS - DANIAL R. YANKE, SUSAN YANKE NOREY, JILL MARIE YANKE, JENNIFER J. NICHOLSON, KELIA A. NICHOLSON, SCOTT R. NICHOLSON.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant



## State of Idaho

### DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT  
GOVERNOR

KARL J. DREHER  
DIRECTOR

November 6, 1997

YANKE-NICHOLSON CHILDREN TRUST  
WILLIAM E MORRIS CUSTODIAN  
PO BOX 5405  
BOISE ID 83705

RECEIVED

DEC 02 1997

Department of Water Resources

Re: Snake River Basin Adjudication (SRBA)  
Notices of Claim #A65-17572, A65-04032, A65-05426, A65-05427  
A65-05430, & A65-06837  
Change of Address

Dear Gentlemen:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water rights can be sent only to the address on your water rights or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter. Please return the letter by December 1, 1997. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Anita L. Warntjes  
Administrative Assistant  
Adjudication Bureau

ALW:region

\*\*\*\*\*

The address is correct as shown above or as otherwise changed.

Claimant Signature

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: A65-06837  
Date Received: 11/07/1988  
Receipt No: X999999  
Received By: DE ZD

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: YANKE-NICHOLSON CHILDREN TRUST 208-342-8901  
Address: WM. E. MORRIS, CUSTODIAN  
P.O. BOX 5411  
BOISE, ID 83705

2. Date of Priority: MAY 03, 1918

3. Source: SLOANS CREEK Trib. to: GOLD FORK CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 16N      | 04E   | 16      | NW     | NE     |     |     | VALLEY |

5. Description of diverting works:  
DITCHES, HEADGATES, ETC.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 10/15 | 1.020  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
N/A

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 16N      | 04E   | 27      | SW     | NE  |     | IRR | 5.0   |
|          |       |         | SE     | NW  |     | IRR | 10.0  |

A65-06837

Page 1

Date: 01/04/89

MICROFILMED

SEP 23 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 16N      | 04E   | 27      | NE     | SW  |     | IRR           | 37.0  |
|          |       |         | SE     | SW  |     | IRR           | 40.0  |
|          |       |         | NW     | SE  |     | IRR           | 6.0   |
|          |       |         | SW     | SE  |     | IRR           | 3.0   |
|          |       |         |        |     |     | Section Acres | 101.0 |
|          |       |         |        |     |     | Total Acres   | 101.0 |

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:  
65-4032

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHT 65-4032 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE. SOURCE ALSO KNOWN AS COLD CREEK. TRUST MEMBERS - DANIAL R. YANKE, SUSAN YANKE NOREY, JILL MARIE YANKE, JENNIFER J. NICHOLSON, KELIA A. NICHOLSON, SCOTT R. NICHOLSON.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

**For Individuals:**

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

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_  
My Commission Expires \_\_\_\_\_

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

65-6837

Date Received

11/67/88

Receipt Number

exempt

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) YANKE-NICHOLSON CHILDREN TRUST Phone (208) 342-8901

Mailing Address P.O. Box 5411, Boise Idaho Zip 83705

2. Date of Priority (Only one (1) per claim) 03 MAY 1918

3. Source of water supply (a) SLOANS CREEK  
which is tributary to (b) GOLD FORK CREEK

4. a. Location of existing point of diversion is: Township 16N Range 04E Section 16,  
1/4 of NW 1/4 of NE 1/4, Govt. Lot, — B.M., County of VALLEY

Additional points of diversion if any: NONE

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.

DIVERSION, DITCHES,  
HEADGATES, ETC.

MICROFILMED

SEP 23 1992

## HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from Apr 15 to 2/15 amount 1.02 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 1.02 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is 202 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NA

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 |        |
| 16N | 04E | 27  |        |       | 5     |       |        |       | 10    | 37    |        |       | 40    |       | 6      | 3     |       |       | 101    |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |
|     |     |     |        |       |       |       |        |       |       |       |        |       |       |       |        |       |       |       |        |

Total number of acres irrigated 101

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

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.

65-9032 or None ( )

14. Remarks:

THIS RIGHT WHEN COMBINED WITH  
RIGHT 65-9032 SHALL PROVIDE NO MORE  
THAN .02 CFS / ACRE - SOURCE ALSO  
KNOWN AS COLD CREEK.

TRUST MEMBERS - DANIEL R. YANKE, SUSAN YANKE NOREY, JILL  
MARIE YANKE, JENNIFER S. NICHOLSON, KENNETH A. YANKE, JR.,  
SCOTT R. NICHOLSON.

Last Name Y-N TRUST Ident No. \_\_\_\_\_

Copies: SEP 23 1992 State, Federal, Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

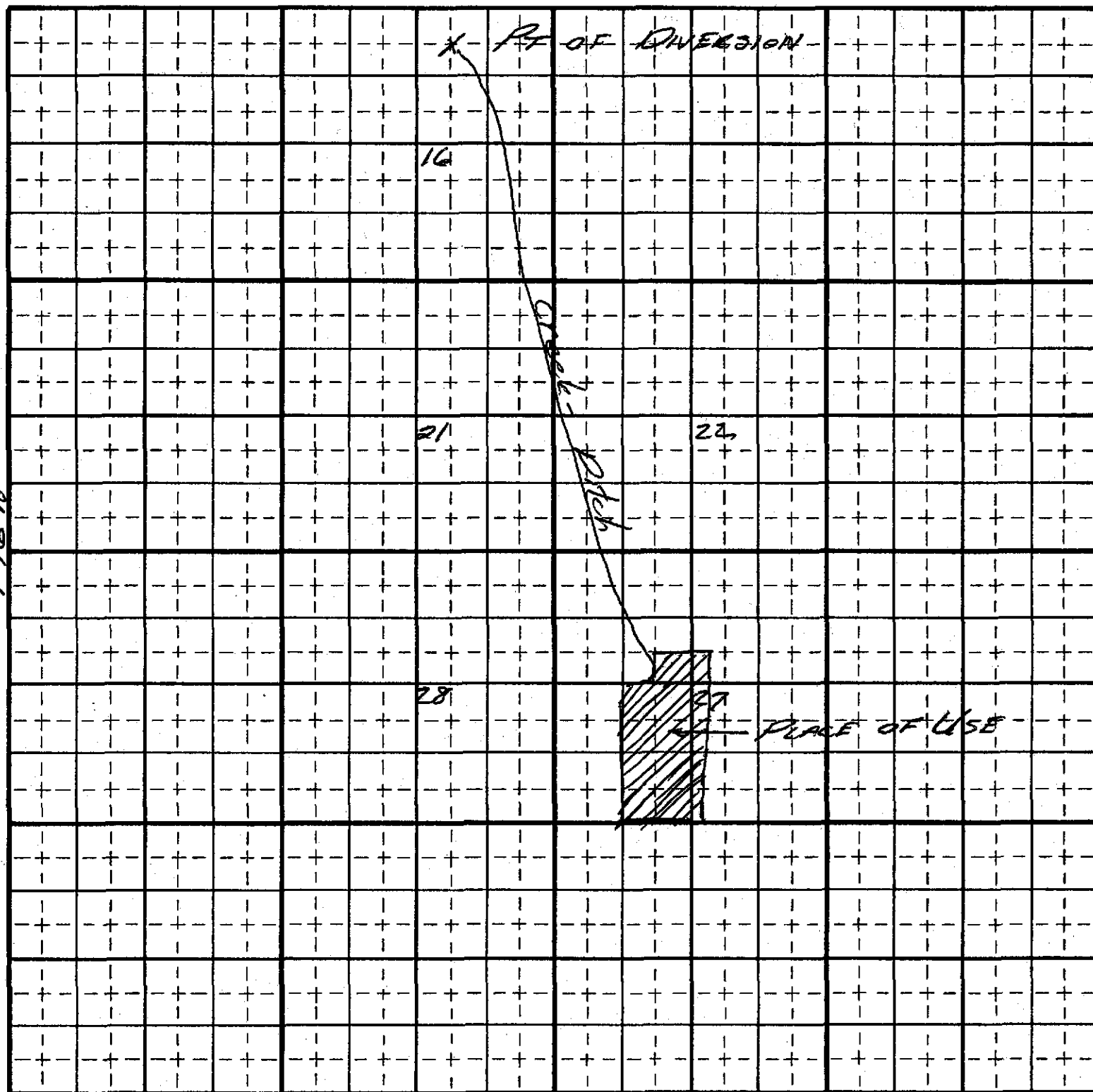
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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

Scale: 2 inches equals 1 mile



RAE

Last Name

Y-N TRUST

Ident No.

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**SEP 23 1992**

15. Basis of Claim (check one) Beneficial Use \_\_\_\_\_ Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_

Decree ☒

If applicable provide IDWR Water Right Number 65-6837

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 0

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

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

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

Title

of YANKE-NICHOLSON CHILDREN TRUST, that I have signed the foregoing

Organization

document in the space below as CUSTODIAN of Y-N CHILDREN TRUST

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Will E. Morris

Title and Organization CUSTODIAN, YANKE-NICHOLSON CHILDREN TRUST Date Nov 7 1988

State of Idaho/or IDAHO )  
County of ADA ) SS.

Subscribed and sworn (or affirmed) before me this 7<sup>th</sup> day of November 19 88

SEAL

Notary Public Keith E Stokes

Residing at Boise Idaho

My Commission Expires Apr 9, 1992

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 \_\_\_\_\_

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SEP 23 1992

Last Name Y-N TRUST Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

7/23/1988

## SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Yarker-Nicholson Children Trust CLAIM IDENT. NO. A65-06837

DATE RECEIVED 11/07/88 CK # exempt AMOUNT \$ \_\_\_\_\_

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | YES                                 | NO                       |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|--------------------------|
| 1. Is the name and address complete with zip code?                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Is priority date entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?<br>A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). Use care if claim is returned. Refer to Adjudication Memos # 1 (Adj. Claims/Applications) and # 9 (Rejection of Claims). Explain in Comments. |                                     |                          |
| 3. (a) Is a source entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| (b) Is a tributary to entered? (if required)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 4. Is the legal description of the p.d. complete?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 5. Is there a description of the diverting works?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. Are the water uses appropriate for the form? The short form limited domestic and stockwater. Instream stockwater must use long form.                                                                                                                                                                                                                                                                                                                                                                                          | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Is the period of use included?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Is a quantity claimed for each use?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 7. Is a total quantity claimed entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 8. Is the consumptive use correct?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| If required is a consumptive use entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, each household must file a separate claim.                                                                                                                                                                                                                                                                                         | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 10. Is (are) the place(s) of use entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 11. Is (are) the county(ies) entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 12. Is the ownership of p.u. checked?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 13. Are other water rights listed or "none" checked?                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)                                                                                                                                                                                                                                                                                                                                                                          | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 15. Is the basis of the claim checked?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 16. Is the claim signed by the claimant?<br>Is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)                                                                                                                                                                                                                                                                                         | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Has the claim been signed, sealed, and dated by a notary?                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Is the fee enclosed correct?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| If this claim is based on an existing water right, has the identification number been entered?                                                                                                                                                                                                                                                                                                                                                                                                                                   | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Should this claim be receipted and data entered?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Claim checked by: EJR

Comments: \_\_\_\_\_

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