



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

March 4, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Lindon A. Mickelsen.
Loreen A. Mickelsen
2011 Riverton Road
Blackfoot, ID 83221

Re: Snake River Basin Adjudication (SRBA)
Claim 27-10416

Subject: AMENDING YOUR CLAIM

RESPONSE DATE: March 25, 2004

Dear Claimant(s):

After reviewing Harold Jones notes on your SRBA claim A27-10416. I'm recommending you amend your claim to correct the place of use and point of diversion. For your convenience I've enclosed the amended claim for your review and signature.

If you agree with the amended claim please sign it in front of a notary. This office must receive your response by the date shown above. If no response is received, then your claim to water **will not** be recommended to be decreed. If you have any questions please feel free to contact me at 547-3993 in Soda Springs.

Respectfully,

COPY

Cindy E. Bird
Adjudication Bureau

CEB/ceb

Enclosure: Amended Notice of Claim 27-10416



10416

10416A

5E5SWSE

1/30/04 CB

1964 imagery



Y30/04 CB

1987 Napp Photography



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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Lindon & Loreen Mickelsen
2011 Riverton Road
Blackfoot, Idaho 83221

January 30, 2004

Re: Snake River Basin Adjudication (SRBA)
Claim 27-10416

Subject: **CLAIM RECOMMENDATION - DISALLOW**

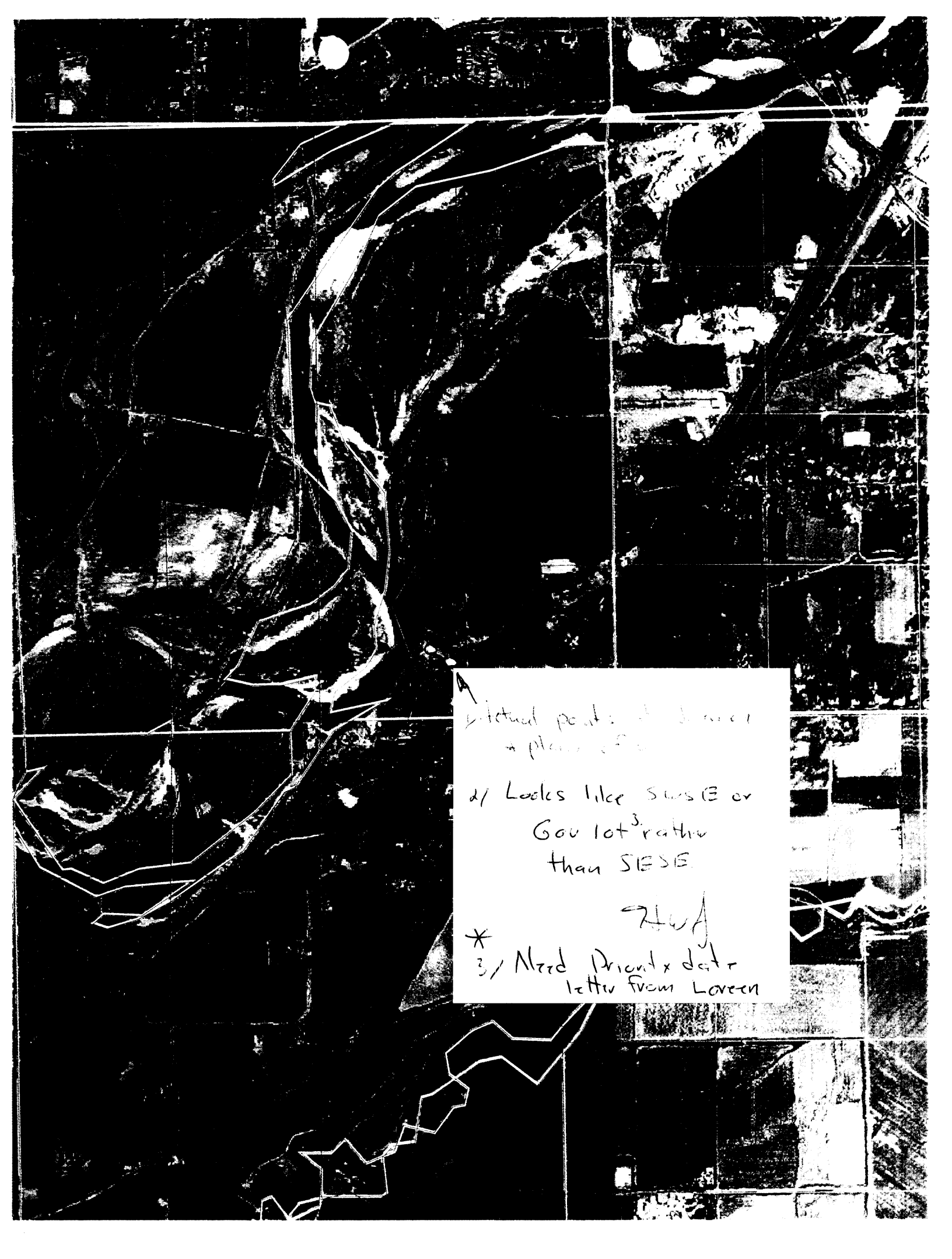
Dear Claimant(s):

Please be advised that since we have had no response from you, we will recommend to the Court that the above referenced claim be disallowed.

Very truly yours,

Cindy E. Bird

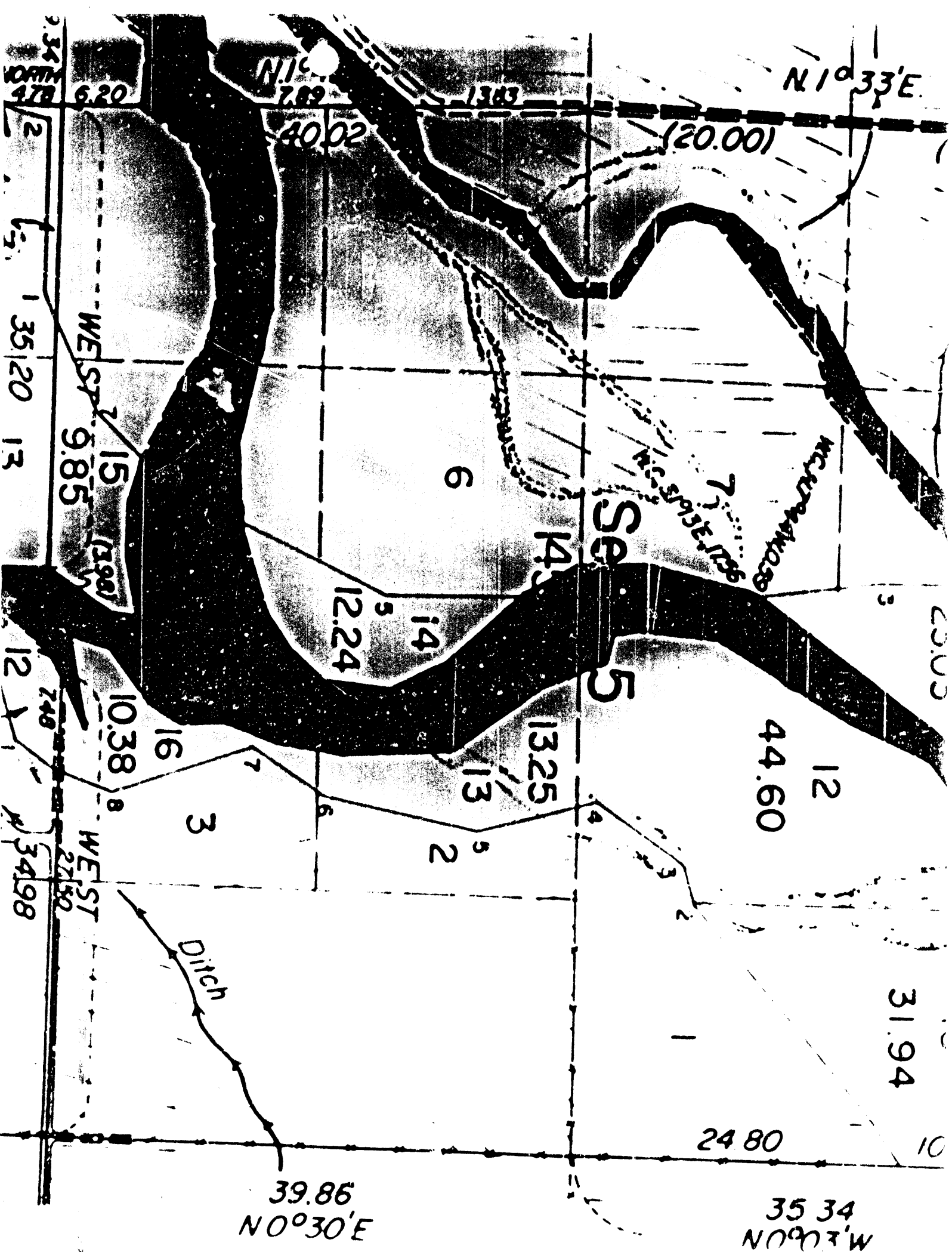
CEB/pb



1/ Attached points of interest
+ place of interest

2/ Looks like SWSSE or
Gov lot³ rather
than SWSSE.

* *HLWJ*
3/ Need Priority date
letter from Loren



Dec. 8, 2003

Lindon Mickelsen
2011 Riverton Rd.
Blackfoot, ID 83221

Mr. Mickelsen:

I am working with the Idaho Dept. of Water Resources on your water right Claim # 27-10416 (see copy enclosed). I will need you to contact me within the next 14 days so I can do the required on-site field exam. Also we still need evidence of the priority date this use first started. This is required on a Beneficial Use Claim like the one you filed.

Please give me a call at my home phone – 523-7240 – or my cell – 589-6145.

Sincerely,

Harold W Jones

INTER-DEPARTMENT MEMO

TO: Skip

SUBJECT: Evidence / B.U.

FROM: Cindy

DATE: 9/30/03

We sent an evidence of priority request
May 6, 2003. Please verify ownership and
B.U. Explain without it the claim will
be disallowed.

④ Give them a date to provide evidence if
they don't respond we will refer to
Candice McHugh.

() For your information

☒ Response required

Cindy Bird
signature



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DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Loreen A. Mickelsen
2011 Riverton Road
Blackfoot, Idaho 83221

May 7, 2003

Re: Evidence of Priority

Claim No.(s) A27-10416

Dear Claimant (s):

The Idaho Department of Water Resources has begun its water right review in Basin 27. The Notice(s) of Claim identified with the number shown above, has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates water usage is based on "Beneficial Use". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a license, Decree, or Permit. For this reason, proof must be provided supporting the priority date. **As the claimant, you are responsible for submitting the necessary proof to support the priority date.**

It is important that each element of the Notice be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

For your reference, I have enclosed the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend historical water rights within the Snake River Basin as accurately as possible.

.....
**The Department cannot recommend the court decree the Notice if no evidence of a
priority date is submitted.**
.....

Please submit the documentation supporting the priority date by **June 26, 2003**, referencing **all documents with the corresponding Notice number.** If you have any questions not covered by this letter, please feel free to contact me at 547-3993.

Respectfully,

Cindy E. Bird
Adjudication Bureau

Enclosure: Brochure on "Evidence of Priority"
 Adjudication Claim Report