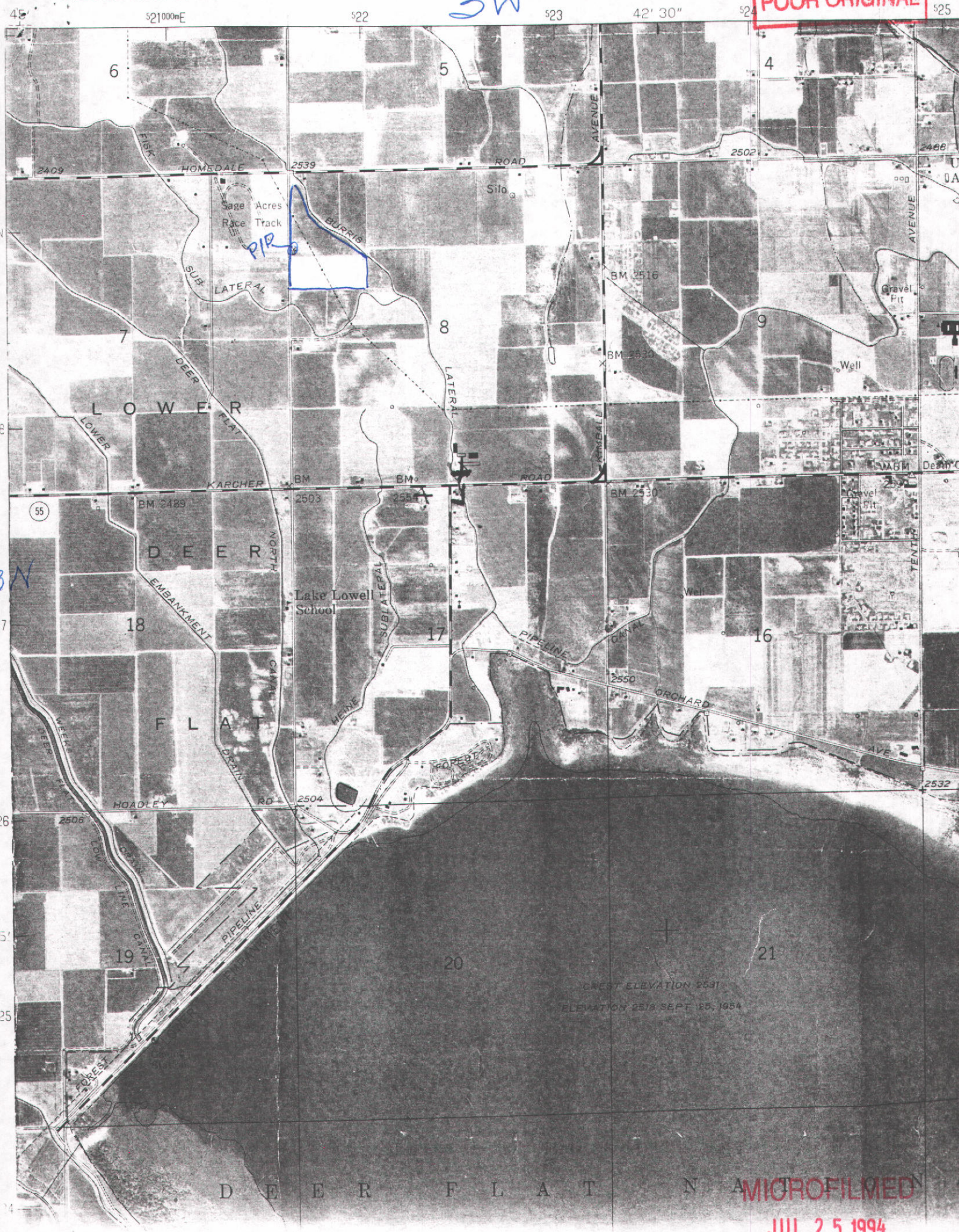


3W

POOR ORIGINAL



CREST ELEVATION 2531
ELEVATION 2518 SEPT 125, 1954

DEER FLAT N A MICROFILMED

JUL 25 1994

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: A63-03209
Date Received: 1/24/1994
Receipt No: W017119
Received By: ku

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEROY O NIELSEN 208-459-1988
Address: 4520 E HOMEDALE
CALDWELL ID 83605

OR

Name: LOLA M NIELSEN 208-459-1988
Address: 4520 E HOMEDALE
CALDWELL ID 83605

2. Date of Priority: JUL 28, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03W	8	SW	NW			CANYON

5. Description of diverting works:
222' 10" WELL, 20 HP ELECTRIC MOTOR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.680		

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

8. Total consumptive use is 119.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03W	8	NW	NW		IRR	14.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03W	8	SW	NW		IRR	20.0
Section Acres							34.0
Total Acres							34.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 28863

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: 1

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): Leroy O. Nielsen Date: 1-24-94
Lola M. Nielsen Date: 01-24-94

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 24th day
of January 19 94

Seal

Ruthlyn A. Walker
Notary Public

Residing at Eagle, Idaho
My Commission Expires 2-14-1999

SPLIT CLAIM

Page 1

02/04/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3209

WATER RIGHT NUMBER: 63-3209

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	W K ADAMS 1307 S 11TH AVE CALDWELL, ID 83605
Original Owner	LOLA M NIELSEN 4520 E HOMEDALE CALDWELL, ID 83605 (208)459-1988
Original Owner	LEROY O NIELSEN 4520 E HOMEDALE CALDWELL, ID 83605 (208)459-1988

Priority Date: 07/28/1960

Basis: License

Status: Parent

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.680 CFS	
<u>Total Diversion:</u>		0.680 CFS	

Location of Point(s) of Diversion

GROUND WATER SW1/4NW1/4 Sec. 8, Twp 03N, Rge 03W, B.M. CANYON County

Place of Use

IRRIGATION Within CANYON County

T03N R03W S08 NWNW 14.0 T03N R03W S08 SWNW 20.0

Total Acres: 34

Conditions of Approval:

Remarks:

1. General This claim has been split. See nos. 63-31399 & 63-31400 DB 2/1/2002

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3209

Dates and Other Information:

Claim Received Date: 1/24/1994
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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48

521000mE

522

523

42' 30"

52

\$25



JUL 25 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 25, 2002

WAYNE L NIELSEN
5203 S INDIANA AVE
CALDWELL ID 83605

RE: Notice of Change of Water Right Ownership No. 63-3209

Dear Property Owners:

Enclosed is a copy of your Notice of Change of Water Right Ownership form that was recently submitted to our office. However, we cannot continue to process the ownership change due to the following reasons. Your ownership change indicated that your number of irrigated acres were 34. Our Department records show 14 acres irrigated in the NWNW, and your ownership change description shows an exception in which we calculate 1.3 irrigated acres. An ownership split will be needed unless you can show ownership for the exception per Exhibit "A". If we split the right your portion will be 32.7 acres for the water right ownership change.

Please submit any additional proof if you now own the exception, and we will be able to further review the ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Adjudication Section
Western Region
(208) 334-2190

RH: db

Enclosures