

1 21960 Recon USFS
D/C All Min

2 23.63 1 36.33

MS 891

24115
D/C

1 21.00 2 35.50

MS 2695

3 37.79

3 17.30
5 12548
D/C

4 10.32

6 35.50 7 28.60

IDI 26755
Recon USFS
No Min
12/5/1989
WD to USFS
Min Only

1 19290 50'

22

27

28

MS 2068

2 35.60

22.10 1 26.80

41.40

4 29.60 3 39.50

2 11.40

MS 44584

MS 958133

D/C

33

6 8.90

1 19290 50'

3 27.50

MS 3043 A

956082
D/C

34

1 08803
PL 167

24

23

26

27

1 19290 50'

1031321
D/C

MS 3106

3 37.20

2 3.50

5 26.00 6 36.30

1031322
D/C

MS 3104

1 36.50

2 30.80

4 36.90

11-90-0011
D/C

1 1.34

6 36.36

7 3.69

8 1.34

3755

4 37.55

10 37.63

1 21960 Recon USFS
D/C All Min

1 19290 50'

35

9 32.42

1 19290 50'

PLO 3865
Wd to USFS
Rec Area

1 19290 100'

36

MS 3106

3 37.20

2 3.50

5 26.00 6 36.30

1031322
D/C

MS 3104

1 36.50

2 30.80

4 36.90

1 21960 Recon USFS
D/C All Min

1 19290 50'

1 19290 100'

1 19290 50'

1 19290 50'

1 21960 Recon USFS
D/C All Min

1 19290 50'

1 19290 100'

1 19290 50'

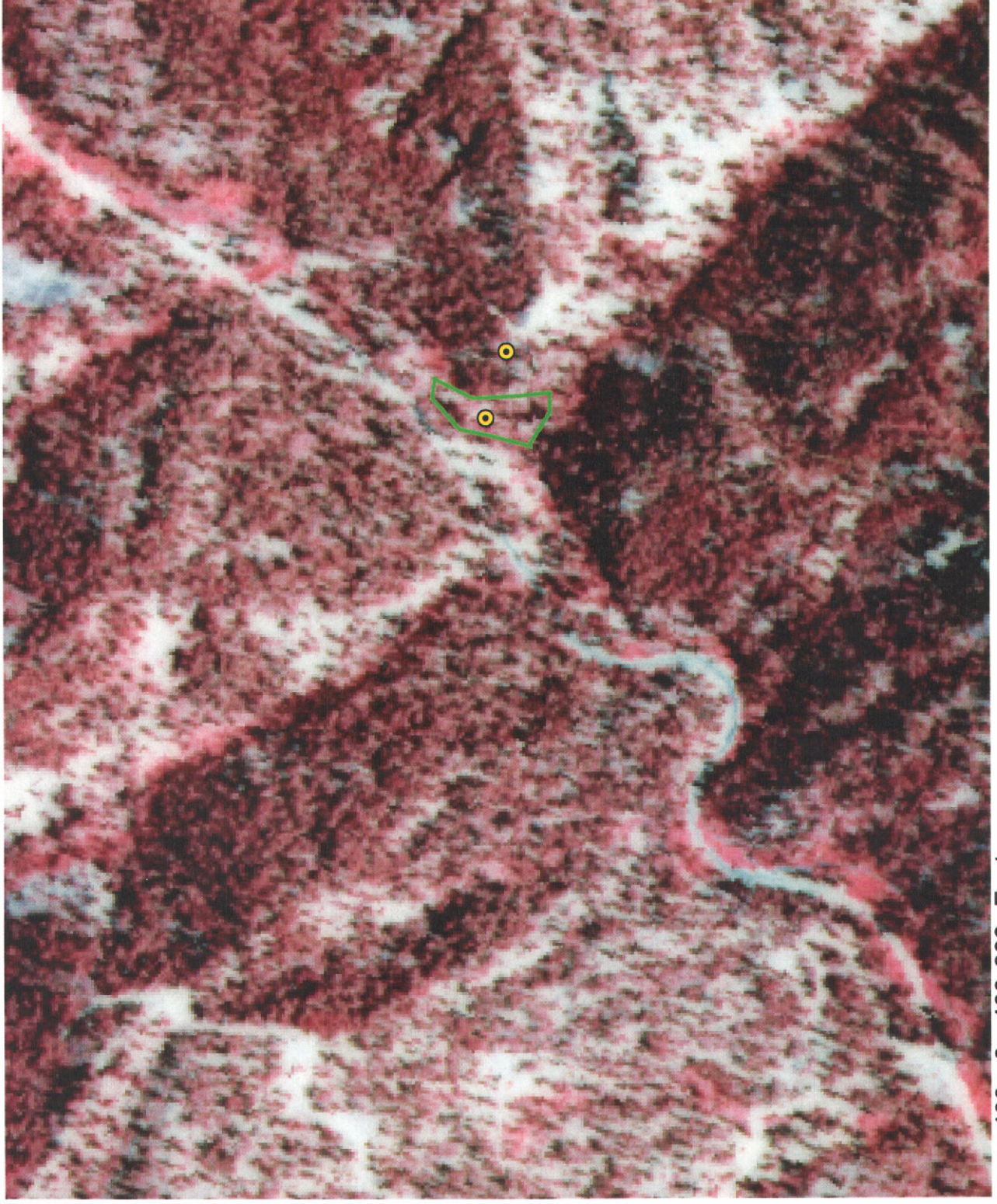
1 19290 50'

Lat. 43°5
Long. 115

IDAHO DEPT OF WATER RESOURCES

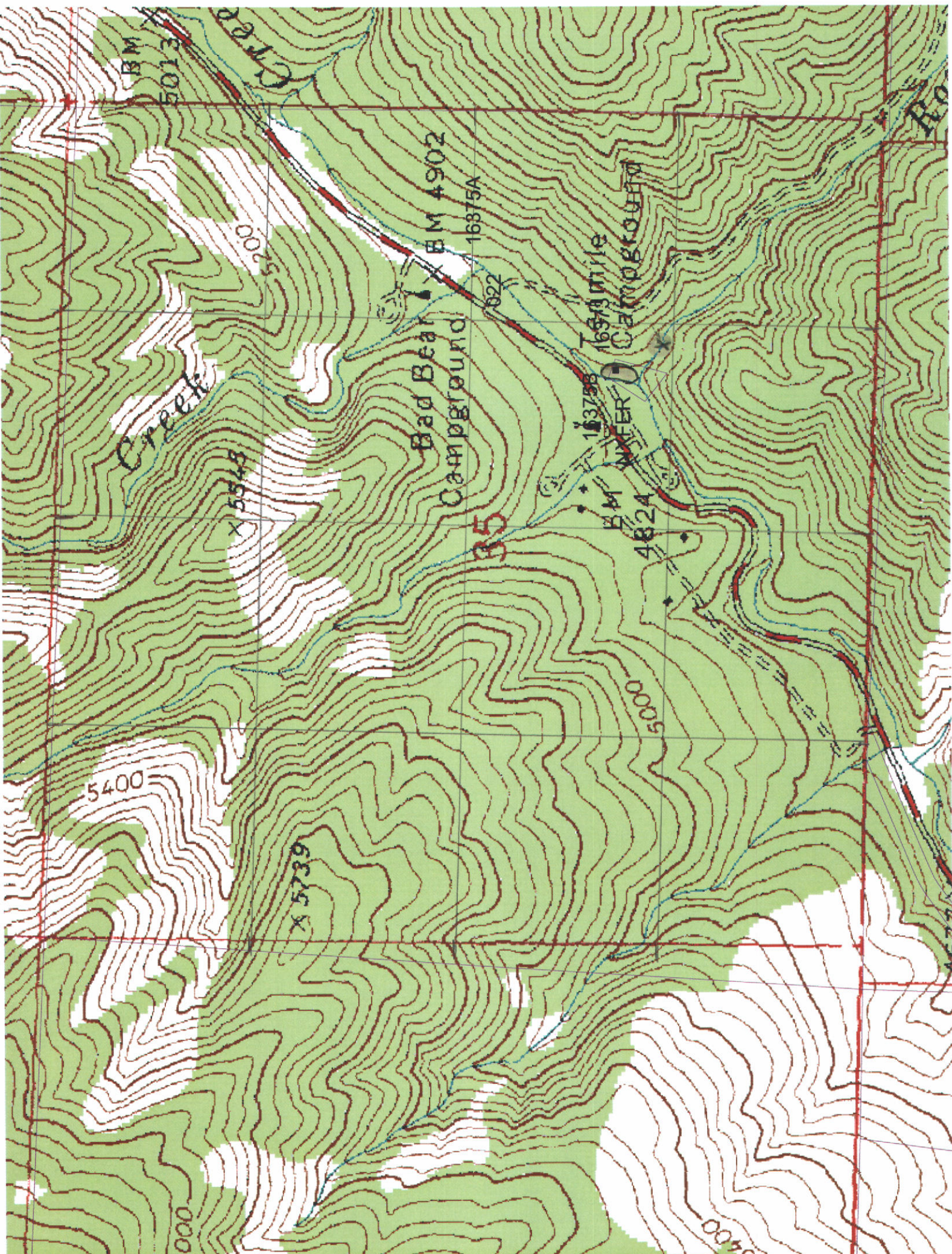
Claim No(s) 63-16373
63-16375
T07N, R06E, Sec 35
Prepared by: Maria Minicucci
February 12, 2002

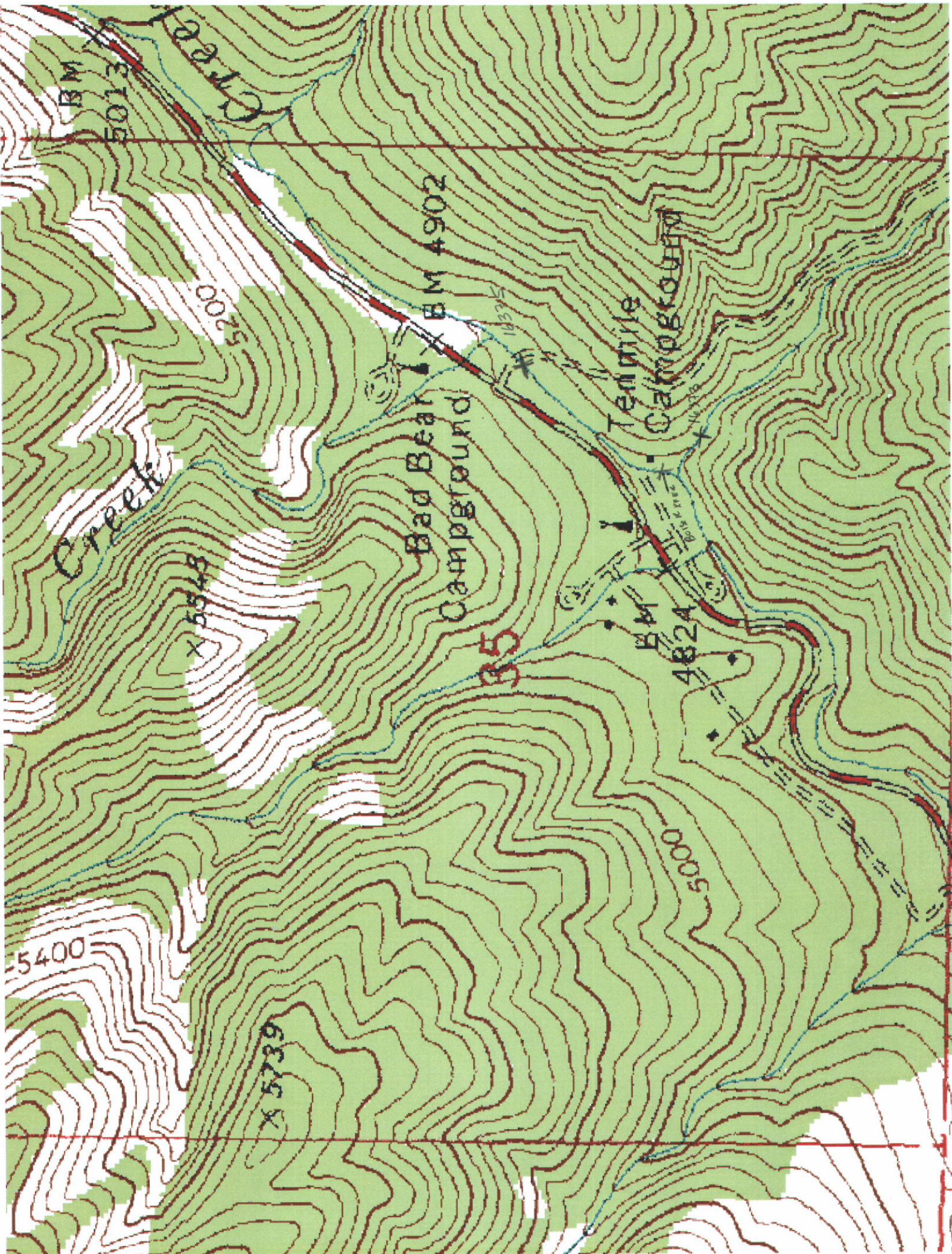
-  Place of use
-  Point of diversion
-  Section Lines
-  Quarter quarter lines



400 0 400 800 Feet

1987 NAPP





SRBA Claim Number A63-16373

Date of Photos 10/30/2001 (Rainy Day)

Photographer M. Minicucci

Legal Description 77N R6E S35 NWSE

①

POD. Pipe
in stream to
open ditch.
30 ft to
collection area
@ headwall



②

Headwall with
2 outlets: one
back to stream
(visible) and one
to 11½" pipe
(buried) along USFS
Road to POD.



SRBA Claim Number A63-16373

Date of Photos 10/30/2001

Photographer M. Minicucci

Legal Description 77N R6E S35 NWSE

③ POV

Photo taken from
south west corner
of the property,
looking east @ POV.
Rough Creek drainage
is to the right.



④ POV

Pipe goes behind
cabin + discharges
into an open ditch.
Flood irrigation.
Photo taken from
southwest portion
of property, looking
north east.



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: **A63-16373**
Date Received: 6/22/1989
Receipt No: C007756
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CARL E NICHOLSON 208-888-1593
Address: PO BOX 690
MERIDIAN ID 83680
OR
Name: BLANCHE NICHOLSON 208-888-1593
Address: PO BOX 690
MERIDIAN ID 83680
OR
Name: CARL V NICHOLSON 208-888-1593
Address: PO BOX 690
MERIDIAN ID 83680
OR
Name: THOMAS T NICHOLSON 208-888-1593
Address: PO BOX 690
MERIDIAN ID 83680

2. Date of Priority: MAY 1, 1932

3. Source: ROUGH CREEK Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	06E	35	SE	NW	SE		BOISE

5. Description of diverting works:
ROCK AND DIRT DAM AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	05/01	10/30	0.100		

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

A.F.A. **MICROFILMED**
JUL 26 1994

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

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	06E	35	NW	SE		IRR	1.5
Section Acres							1.5
Total Acres							1.5

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
0.30 C.F.S. MORES CREEK

14. Remarks:

TITLE IS BEING ACQUIRED FROM THE U.S. FOREST SERVICE BY EXCHANGE AGREEMENT

THIS WATER IS FOR LAWN AND GARDEN IRRIGATION USING RELATIVELY HIGH FLOW RATES FOR ONE OR TWO DAYS PER WEEK
ADDRESS CHANGED BY LH 3/18/94.

15. Basis of Claim: BENEFICIAL USE

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: _____

MICROFILMED

JUL 26 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

JUL 26 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: A63-16373
Date Received: 7/17/1989
Receipt No: C007756
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CARL E. NICHOLSON 208-375-5255
Address: 10322 ESTATE DRIVE
BOISE, ID 83709
OR
Name: BLANCHE NICHOLSON 208-375-5255
Address: 10322 ESTATE DRIVE
BOISE, ID 83709
OR
Name: CARL V. NICHOLSON 208-375-5255
Address: 10322 ESTATE DRIVE
BOISE, ID 83709
OR
Name: THOMAS T. NICHOLSON 208-375-5255
Address: 10322 ESTATE DRIVE
BOISE, ID 83709

2. Date of Priority: MAY 01, 1932

3. Source: ROUGH CREEK Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	06E	35	SE	NW	SE		BOISE

5. Description of diverting works:
ROCK AND DIRT DAM AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	05/01	10/30	0.100		

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

A63-16373

Page 1

Date: 07/17/89

MICROFILMED

AUG 25 1992

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07N	06E	35	NW SE		IRR	1.5

Section Acres 1.5

Total Acres 1.5

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
0.30 C.F.S. MORES CREEK

14. Remarks:

TITLE IS BEING ACQUIRED FROM THE U.S. FOREST SERVICE BY EXCHANGE AGREEMENT

THIS WATER IS FOR LAWN AND GARDEN IRRIGATION USING RELATIVELY HIGH FLOW RATES FOR ONE OR TWO DAYS PER WEEK

15. Basis of Claim: BENEFICIAL USE

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

Date Received

Receipt Number

C007756

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

RECEIVED
JUN 21 1993

Department of ...

Please type or print clearly

1. Name of Claimant (s) See attached sheet Phone (208) 375-5255

Mailing Address 10322 Estate Drive, Boise, Idaho Zip 83709

2. Date of Priority (Only one (1) per claim) May 1, 1932

3. Source of water supply (a) Rough Creek
which is tributary to (b) Mores Creek

4. a. Location of existing point of diversion is: Township 7N Range 6E Section 35,
NW 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Boise

Additional points of diversion if any: _____

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. Rock and dirt dam and ditch.

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AUG 25 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from May 1 to Oct. 30 amount 0.10 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.10 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1 acre feet per annum.

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

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	
7N	6E	35														1.5			1.5

Total number of acres irrigated 1.5

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

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.
0.30 c.f.s. Mores Creek or None ()

14. Remarks:
This water right is for lawn and garden irrigation using
relatively high rate of flow for one or two days per week.
Title is being acquired from U.S. Forest Service by
exchange agreement.

Last Name Nicholson Ident No. _____

MICROFILMED
Copies: White - State, Yellow - Claimant
AUG 25 1992

Scale: 2 inches equals 1 mile

[illegible]

Ident No.

MICROFILMED
Copies: White-State, Yellow-Claimant
AUG 25 1992

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 1

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

Signature of Claimant (s) Thomas T. Nicholson Date 8-20-89

Date _____

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

Title
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 20th day of June 19 89

SEAL

Notary Public Anita C. Mc Cormick

Residing at Boise Idaho

My Commission Expires 11-14-92

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, W. F. Ringert 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 P. O. Box 2773, Boise, ID 83701

Date _____

Last Name Nicholson Ident. Number _____

MICROFILMED

Copies White ~~Blue~~ Yellow ~~Green~~
AUG 23 1992

ATTACHMENT TO NOTICE OF CLAIM TO A WATER RIGHT

1. Carl E. Nicholson or Blanche Nicholson (50%), Carl V. Nicholson (25%), and/or Thomas T. Nicholson (25%).

MICROFILMED

AUG 25 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 SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 63-16373

2003 OCT 14 PM 2:03

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED

NAME AND ADDRESS: DIANE NICHOLSON
THOMAS T NICHOLSON
PO BOX 690
MERIDIAN, ID 83680-0690

SOURCE: ROUGH CREEK TRIBUTARY: MORES CREEK

QUANTITY: 0.02 CFS

USE OF THIS RIGHT WITH RIGHT NO. 63-16375 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .02 CFS.

PRIORITY DATE: 05/01/1932

POINT OF DIVERSION: T07N R06E S35 LOT 8 (SENWSE) Within Boise County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-31	0.02 CFS

PLACE OF USE: Irrigation Within Boise County
T07N R06E S35 LOT 1 (NWSE) 1.5
1.5 Acres Total

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

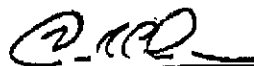
RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Presiding Judge of the
Snake River Basin Adjudication

RECOMMENDATION

OCT 14 2003


SPECIAL MASTER

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

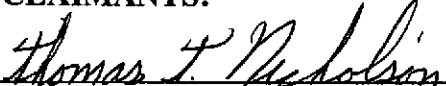
In Re SRBA	)	Subcase No. <u>63-16373</u>
	)	
Case No. 39576	)	Standard Form 5
	)	
	)	STIPULATED ELEMENTS
	)	OF A WATER RIGHT
	)	

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached claim. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANTS:

	
Thomas T. Nicholson	Date
	
Diana R. Nicholson	Date

OBJECTOR:

United States on behalf of the
USDA Forest Service

<u>David L. Negri</u>	Date
-----------------------	------

IDWR CONCURRENCE:

	
Jan Shurte	Date

ATTORNEY FOR IDWR:

<u>Nicholas B. Spencer</u>	Date
----------------------------	------

Right No. 63-16373

IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-16373

NAME AND ADDRESS:

DIANA R NICHOLSON
PO BOX 690
MERIDIAN ID 83680-0690

THOMAS T NICHOLSON
PO BOX 690
MERIDIAN ID 83680-0690

SOURCE: ROUGH CREEK Tributary: MORES CREEK

QUANTITY: 0.020 CFS

USE OF THIS RIGHT WITH RIGHT NO. 63-16375 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .02 CFS.

PRIORITY DATE: 05/01/1932

POINT OF DIVERSION:

~~T07N R06E S35 SENWSE~~
~~Within BOISE County~~

T07N R06E S35 SENWSE Lot 8
Within BOISE County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	04/15 10/31	0.020 CFS

PLACE OF USE: IRRIGATION within BOISE County

~~T07N R06E S35 NWSE-1.5~~
T07N R06E S35 NWSE Lot 1 1.5

1.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

PROPERTY ALSO KNOWN AS RP07N06E3S8300A, LAND PATENT NO. 11-90-0011

SF5 Right No. 63-16373

07/03/2003

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

RIGHT NUMBER: 63-16373

NAME AND ADDRESS: THOMAS T NICHOLSON
PO BOX 690
MERIDIAN ID 83680-0690

DIANA R NICHOLSON
PO BOX 690
MERIDIAN ID 83680-0690

SOURCE: ROUGH CREEK

TRIBUTARY: MORES CREEK

QUANTITY: 0.020 CFS

USE OF THIS RIGHT WITH RIGHT NO. 63-16375 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .02 CFS.

PRIORITY DATE: 05/01/1932

POINT OF DIVERSION:

T07N R06E S35 SENWSE Lot 8 Within BOISE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.020 CFS

PLACE OF USE:

IRRIGATION Within BOISE County
T07N R06E S35 Lot 1 NWSE 1.5

1.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: Beneficial Use

PROPERTY ALSO KNOWN AS RP07N06E358300A, LAND PATENT NO.
11-90-0011

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Water Rights: 63-16373 & 63-16375

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
☒ Substitution of Party
☐ IC § 42-222 transfer

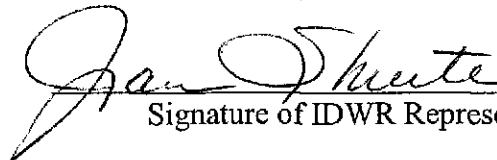
- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |
| ☐ Other | |

- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 3, 2003


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 3, 2003, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
Statehouse Mail
Boise, ID 83720-0010

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

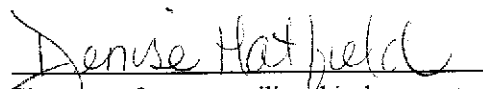
3. Copies to all parties to the subcase:

Thomas T Nicholson *(Former Owners)*
Blanche Nicholson
Carl E Nicholson
Carl V Nicholson
PO Box 690
Meridian ID 83680

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Thomas T Nicholson *(Current Owners)*
Diana R Nicholson
PO Box 690
Meridian ID 83680-0690

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile


Signature of person mailing this document



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

July 3, 2003

THOMAS T NICHOLSON
DIANA R NICHOLSON
PO BOX 690
MERIDIAN ID 83680-0690

RE: Water Right No. 63-16373 & 63-16375

Dear Property Owner(s):

Enclosed is a copy of the above referenced water right(s), which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

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

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region

DH: dh

Enclosures

cc: Blanche Nicholson, Carl E Nicholson, Carl V Nicholson

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
JUL 02 2003
 WATER RESOURCES
 WESTERN REGION

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
63-16373					
63-16375					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Blanche Nicholson, Carl E. Nicholson
Carl V. Nicholson, Thomas T. Nicholson
4. New Owner/Claimant(s) Thomas T. Nicholson, Diana R. Nicholson
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address P.O. Box 690
- City, State and ZIP Code Meridian ID 83680-0690
- New Telephone Number (208) 888-1593
5. Date you acquired the property 7/18/00

6.

If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

RECEIVED
JUL 02 2003
WATER RESOURCES
WESTERN REGION

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Thomas T. Nicholson
Debra K. Nicholson

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by *[Signature]* Date 7-2-03 Fee N/A
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

INST# 177842
REQUEST Tom Nicholson

00 JUL 28 PM 2:45

BOISE COUNTY RECORDER

BY Shirley George
FEE \$6.00/ch

177842
WARRANTY DEED

CARL V. NICHOLSON and PATRICIA A. NICHOLSON, Grantors, hereby convey, grant and warrant our undivided 50% ownership of the following described property to THOMAS T. NICHOLSON and DIANA R. NICHOLSON, Grantees, whose current address is P.O. Box 690, Meridian, ID 83680, for the sum of TEN DOLLARS and other good and valuable consideration, the following described real property located in Boise County, Idaho, to wit:

Boise Meridian, Idaho

T. 7 N., R. 6 E., Section 35, Lot 1:

Together with an easement and right-of-way for a road, 30 feet in width, being 15 feet each side of center line, the center line being more particularly described as follows:

Beginning at the true point of beginning on the west boundary line of Lot 1, said point lying S.29°18' W., 15 feet from the northwest corner of lot 1:

thence along the following courses and distances,
N. 66°24'58" W., 26.08 feet; N65°59'10" W., 22.75 feet; N80°23'42" W., 127.45 feet, to the east boundary of Highway 21 right-of-way, the end of said right-of-way, containing 0.12 acres, more or less.

If the Regional Forester determines that the road, or any segment thereof, is no longer necessary, the easement transversed thereby shall terminate. Evidence for such termination shall be a statement in recordable form furnished by the appropriate Regional Forester to the Grantors or their successors or assigns in interest.

Containing 1.34 acres.

Including all improvements, buildings, fencing, irrigation equipment, furniture and fixtures.

SUBJECT, HOWEVER, to the following:

1. All easements and rights-of-way appearing on record or on the premises.
2. Mineral reservations appearing of record.
3. Covenants, restrictions and zoning regulations as appear of record or by use upon the premises.
4. Current real property taxes, irrigation assessments or other governmental assessments or charges.

SUBJECT TO taxes and assessments for the year 2000 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantor covenant to the Grantee that he is the 50% owner of said premises; that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that he will warrant and defend the same from all lawful claims.

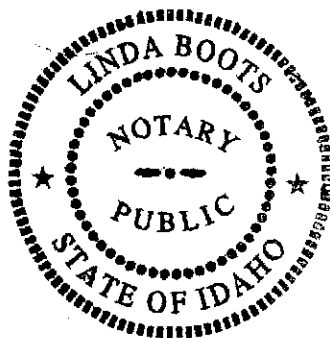
IN WITNESS WHEREOF, the Grantor has executed this instrument on this 18 day of July, 2000.

Carl V. Nicholson
Carl V. Nicholson

Patricia A. Nicholson
Patricia A. Nicholson

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 18 day of July, 2000, before me, Linda Boots, a Notary Public, personally appeared CARL V. NICHOLSON and PATRICIA A. NICHOLSON, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Linda Boots

Notary Public for Idaho
My Commission expires 05/31/01
Residing in Meridian, ID

The United States of America

To all to whom these presents shall come, Greeting:

IDI-26755

WHEREAS

Thomas T. Nicholson, Diane R. Nicholson,
Carl V. Nicholson, and Patricia A. Nicholson

are entitled to a Land Patent pursuant to the General Exchange Act of March 20, 1922 (42 Stat. 465), as amended by the Act of February 28, 1925 (43 Stat. 1090); and the Act of October 21, 1976 (90 Stat. 2743; 43 U.S.C. 1716), for the following-described lands:

Boise Meridian, Idaho
T. 7 N., R. 6 E.,
sec. 35, lot 1.

Together with an easement and right-of-way for a road, 30 feet in width, being 15 feet each side of center line, the center line being more particularly described as follows:

Beginning at the true point of beginning on the west boundary line of lot 1, said point lying S. 29°18' W., 15 feet from the northwest corner of lot 1;

thence along the following courses and distances,

N. 66°24'58" W., 26.08 feet;

N. 65°59'10" W., 22.75 feet;

N. 80°23'42" W., 127.45 feet, to the east boundary of Highway 21 right-of-way, the end of said right-of-way, containing 0.12 acres, more or less.

If the Regional Forester determines that the road, or any segment thereof, is no longer necessary, the easement traversed thereby shall terminate. Evidence for such termination shall be a statement in recordable form furnished by the appropriate Regional Forester to the Grantors or their successors or assigns in interest.

Containing 1.34 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES, unto the above-named claimants, the lands above described; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimants, their successors and assigns forever;

EXCEPTING AND RESERVING TO THE UNITED STATES a right-of-way thereon for ditches or canals constructed by the authority of the United States pursuant to the Act of August 30, 1890 (26 Stat. 391; 43 U.S.C. 945).

Boise County Idaho ss
Request of

Tom Nicholson

Time 9:37 M.T

Date 12/6/89

135183

Arlene C. Kolar

By *Nala Yonker*
Deputy

Fee \$6.00



IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Boise, Idaho
the FIFTH day of DECEMBER in the year
of our Lord one thousand nine hundred and EIGHTY-NINE
and of the Independence of the United States the two hundred
and FOURTEENTH

By *John W. Davis*
Deputy State Director for Operations

Patent Number 11-90-0011

CERTIFICATE OF VITAL RECORD

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE BUREAU OF HEALTH POLICY AND VITAL STATISTICS

DATE FILED BY STATE REGISTRAR:

State of Idaho

CERTIFICATE OF DEATH

2003 - 03203

MAY 06 2003

ONLY A COPY OF THIS DOCUMENT, CERTIFIED BY THE STATE REGISTRAR WITH THE DEPARTMENT OF HEALTH AND WELFARE, SHALL BE USED AS PROOF OF DEATH UNDER §20-209 AND §20-214, IDAHO CODE.

Local Reg. No.

DECEDENT	* 1. DECEDENT'S LEGAL NAME (include AKA's if any) (First, Middle, Last, Suffix) BLANCHE TAYLOR NICHOLSON		2. SEX FEMALE		3. SOCIAL SECURITY NUMBER 518-84-0311	
	4a. AGE-Last Birthday 90 (Years)		4c. UNDER 1 YEAR Months: _____ Days: _____ Hours: _____ Minutes: _____		5. DATE OF BIRTH (Mo/Day/Yr) JUNE 22, 1912	
	7a. RESIDENCE - STATE OR FOREIGN COUNTRY IDAHO		7b. COUNTY ADA		7c. CITY OR TOWN BOISE	
	7d. STREET AND NUMBER 11 MESA VISTA DRIVE		7e. APT. NO. 83705		7f. ZIP CODE 83705	
MORTICIAN: Complete/Verify and File Within 5 Days of Death	8. MARITAL STATUS AT TIME OF DEATH ☐ Married ☐ Married, but separated ☒ Widowed ☐ Divorced ☐ Never married ☐ Unknown		9. SURVIVING SPOUSE'S NAME (if wife, give maiden name) N/A			
	10. EVER IN U.S. ARMED FORCES? ☐ Yes ☒ No		11a. FATHER'S NAME (First, Middle, Last, Suffix) THOMAS TAYLOR, JR.		11b. BIRTHPLACE (State, Territory, or Foreign Country) UTAH	
	12a. MOTHER'S MAIDEN NAME (First, Middle, Last, Suffix) CAROLINE NELSON		12b. BIRTHPLACE (State, Territory, or Foreign Country) UTAH			
	13a. INFORMANT'S NAME (Type or print) JOAN NICHOLSON		13b. RELATIONSHIP TO DECEDENT DAUGHTER		13c. MAILING ADDRESS (Street and Number, City, State, Zip Code) 11 MESA VISTA DR. BOISE, ID 83705	
DISPOSITION	14. METHOD OF DISPOSITION ☒ Burial ☐ Cremation ☐ Donation ☐ Entombment ☐ Removal from Idaho ☐ Other (Specify) _____		15. PLACE OF DISPOSITION (Name and address of cemetery, crematory, other place) MORRIS HILL CEMETERY BOISE, IDAHO		16. NAME AND COMPLETE ADDRESS OF FUNERAL FACILITY RELYEA FUNERAL CHAPEL 318 N. LATAH BOISE, IDAHO 83706	
	17a. SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH <i>[Signature]</i>		17b. LICENSE NUMBER (Of licensee) M-830		18. WAS CORONER CONTACTED? ☐ Yes ☒ No	
	PLACE OF DEATH (19-22)					
	19a. IF DEATH OCCURRED IN A HOSPITAL: ☒ Inpatient ☐ ER/Outpatient ☐ DOA ☐ Hospice facility ☐ Nursing home/Long term care facility ☐ Decedent's home ☐ Other (Specify) _____					
DATE OF DEATH	20. FACILITY NAME (if not facility, give street and number) 11 MESA VISTA DR. (RESIDENCE)		21. CITY, TOWN, OR LOCATION OF DEATH, AND ZIP CODE BOISE, 83705		22. COUNTY OF DEATH ADA	
	23. DATE OF DEATH (Mo/Day/Yr) (Spell month) APRIL 29, 2003		24. TIME OF DEATH 2307 (24hr)		25. DATE PRONOUNCED DEAD (Mo/Day/Yr) (Spell month) APRIL 29, 2003	
					26. TIME PRONOUNCED DEAD 2307 (24hr)	
	27. CAUSE OF DEATH					
CAUSE OF DEATH	PART I. Enter the chain of events - diseases, injuries, or complications - that directly caused the death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest, or ventricular fibrillation without showing the etiology. DO NOT ABBREVIATE. Enter only one cause on a line. IMMEDIATE CAUSE (Final disease or condition resulting in death) a. Alzheimer's Dementia Due to (or as a consequence of) b. _____ Sequentially list conditions, if any, leading to the cause listed on line a. Enter the UNDERLYING CAUSE (Last disease or injury that initiated the events resulting in death) c. _____ Due to (or as a consequence of) d. _____					
	PART II. Enter other significant conditions contributing to death but not resulting in the underlying cause given in Part I					
	28. DID TOBACCO USE CONTRIBUTE TO DEATH? ☐ Yes ☐ Probably ☒ No ☐ Unknown		29. IF FEMALE (Aged 10-54): ☐ Not pregnant within past year ☐ Not pregnant, but pregnant 43 days to 1 year before death ☐ Pregnant at time of death ☐ Unknown if pregnant within the past year		30. MANNER OF DEATH ☒ Natural ☐ Accident ☐ Suicide ☐ Homicide ☐ Pending investigation ☐ Could not be determined	
	31. DATE OF INJURY (Mo/Day/Yr) (Spell month)		32. TIME OF INJURY 2307 (24hr)		33. PLACE OF INJURY (Decedent's home, farm, street, construction site, restaurant, forest, etc.)	
CERTIFIER Complete Within 72 Hours of Death	34. LOCATION OF INJURY: State _____ City/Town or County _____ Zip Code _____		35. INJURY AT WORK? ☐ Yes ☐ No			
	36. DESCRIBE HOW INJURY OCCURRED. IF TRANSPORTATION INJURY, STATE THE TYPE(S) OF VEHICLE(S) INVOLVED (Automobile, pickup, motorcycle, ATV, bicycle, etc.) SPECIFY WHICH VEHICLE DECEDENT OCCUPIED, if applicable					
	37. TRANSPORTATION: 37a. WAS DECEDENT: ☐ Driver/Operator ☐ Passenger ☐ Pedestrian ☐ Other (Specify) _____ 37b. WHAT SAFETY DEVICE(S) DID DECEDENT USE/EMPLOY? ☐ Seat belt ☐ Child safety seat ☐ Helmet ☐ Air bag ☐ None ☐ Unknown					
	38a. CERTIFIER (Check only one, based on official capacity for this certificate) ☒ PHYSICIAN - To the best of my knowledge, death occurred at the time, date, and place, and due to the natural cause(s)/manner stated. ☐ CORONER - On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner stated. Signature and Title of Certifier: <i>[Signature]</i> 38b. NAME, ADDRESS, AND ZIP CODE OF CERTIFIER (Type or print) DR. MICHAEL K. MAIER, M.D. 3301 N. SAWGRASS BOISE, IDAHO 83704					
REGISTRAR	40a. CORONER'S SUBSEQUENT SIGNATURE IF NECESSARY: The coroner's signature in this item supersedes that of the physician, and the coroner becomes the certifier of record.		40b. DATE SIGNED MM DO YYYY 5 1 03		41b. DATE SIGNED MM DO YYYY MAY 06 2003	
	41a. REGISTRAR'S SIGNATURE <i>[Signature]</i>		41c. DATE SIGNED MM DO YYYY MAY 06 2003			

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF HEALTH POLICY AND VITAL STATISTICS.

DATE ISSUED: **MAY 06 2003**

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

97042805

ADA CO. RECORDER
J. DAVID NAVARRO
BOISE ID

Blanche Nicholson
GENERAL POWER OF ATTORNEY

'97 JUN 2 PM 1 41

FEE 15.00
RECORDED DEP THOMAS E. NICHOLSON

I, BLANCHE NICHOLSON, of Boise, Idaho, designate and appoint THOMAS E. NICHOLSON of Boise, Idaho and CARL V. NICHOLSON of Kuna, Idaho, as my attorney in fact and agent (hereinafter collectively referred to as "agent") to act in my name and for my benefit. I grant to my agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as I might or could do if personally present and fully competent, hereby ratifying and confirming all that my agent shall lawfully do or cause to be done by virtue of this power of attorney and the powers herein granted.

1. **GENERAL GRANT OF POWER:** My agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that I now have or may hereafter acquire, relating to any person, matter, transaction or property, real or personal, tangible or intangible, now owned or hereafter acquired by me, including, without limitation, the powers specifically enumerated in this instrument. Generally, my agent shall have power to do and perform all matters, transact all business, and make, execute and acknowledge all contracts, orders, deeds, mortgages, leases, assignments, assurances, and instruments of every kind which may be requisite or proper to effectuate the purposes of this general power of attorney.

2. **SPECIFIC POWERS:** Without in any way limiting the generality of the power and authority conferred upon my agent by this instrument, my agent shall have and may exercise each of the following specific powers:

(a) Power to Acquire and Sell. To acquire, purchase, exchange, grant options and sell, assign, release, convey, mortgage, hypothecate, lease, and accept and take possession of real and personal property and interests therein, both tangible and intangible, upon such terms, conditions, and covenants as my agent shall deem proper; and to sign, seal, execute and deliver and acknowledge such deeds, leases, contracts, assignments, indentures, agreements, mortgages, deeds of trust, bills of sale, security agreements and related forms, exchange agreements, bills, bonds, notes, receipts, releases and satisfactions of mortgages, security interests, and judgments, and such other instruments in writing as shall be proper.

(b) Borrowing and Banking Powers. To borrow moneys on my behalf and to sign, seal, execute, deliver and acknowledge on my behalf such promissory notes, bills, bonds, or other evidence of indebtedness and such mortgages, deeds of trust, security agreements, pledges, or other documents to secure the payment of borrowed funds as my agent shall deem proper; to make, receive, and endorse checks and drafts;

to deposit and withdraw funds, acquire and redeem certificates of deposit, in banks, savings and loan associations, and other financial institutions; and to release such mortgages, deeds of trust, or other security instruments as may be necessary or proper in the exercise of the rights and powers herein granted.

(c) Powers of Collection and Payment. To forgive, request, demand, sue for, recover, collect, receive and hold all sums of money, debts, dues, commercial papers, checks, drafts, accounts, deposits, legacies, bequests, devises, notes, interests, stock certificates, bonds, dividends, certificates of deposit, annuities, pension, profit sharing, retirement, social security, medicare, insurance, and other contractual benefits and proceeds, all documents of title, all property and property rights, real or personal, tangible and intangible, and demands whatsoever, liquidated or unliquidated, now or hereafter owned by, or due, owing, payable or belonging to, me or in which I have or may hereafter acquire an interest; to have, use, and take all lawful means and equitable and legal remedies and proceedings in my name and for the collection and recovery thereof including the enforcement of mortgages, deeds of trust and security instruments, and to adjust, sell, compromise, and agree to the same; to execute and deliver for me, on my behalf, and in my name, all endorsements, releases, receipts, or other sufficient discharges for the same; and to pay and discharge all debts and demands due and payable or which may hereafter become due and payable by me to any person or persons whomsoever.

(d) Management Powers. To maintain, repair, improve, invest, manage, insure, rent, lease, encumber, partition and in any manner deal with any real or personal property, tangible or intangible, or any interest therein, that I now own or may hereafter acquire, upon such terms and conditions as my agent shall deem proper, and to transfer any or all of my assets to the trustee of any revocable living trust which I may have created or which, under the power and authority conferred by this instrument, may be created by my agent for my benefit.

(e) Motor Vehicles. To apply for a certificate of title upon, and endorse and assign or transfer title to, any motor vehicle; and to represent in such assignment or transfer of title that the title to said motor vehicle is free and clear of all liens and encumbrances except those specifically set forth in such assignment or transfer of title.

(f) Business Interests. To conduct or participate in any lawful business of whatever nature; to execute partnership agreements and amendments thereto; to incorporate, reorganize, merge, consolidate, recapitalize, sell, liquidate or dissolve any business; to elect or employ officers, directors and agents; to carry out the provisions of any agreement for the sale of any business interest or the stock therein; and to exercise

voting rights with respect to stock, either in person or by proxy, and exercise stock options.

(g) Tax Powers. To represent me in all tax matters; to prepare, sign, and file federal, state, and/or local income, gift and other tax returns of all kinds, including, where appropriate, joint returns, FICA returns, payroll tax returns, claims for refunds, requests for extensions of time to file returns and/or pay taxes, extensions and waivers of applicable periods of limitation, protests and petitions to administrative agencies or courts, including the tax court, regarding tax matters, and any and all other tax related documents, including but not limited to consents and agreements under Section 2032A of the Internal Revenue Code or any successor section thereto and consents to split gifts, closing agreements, and any power of attorney form required by the Internal Revenue Service and/or any state and/or local taxing authority with respect to any tax year between the years 1980 and 2050; to pay taxes due, collect and make such disposition of refunds as my agent shall deem appropriate, post bonds, receive confidential information and contest deficiencies determined by the Internal Revenue Service and/or any state and/or local taxing authority; to exercise any elections I may have under federal, state or local tax law; to allocate any generation-skipping tax exemption to which I am entitled; and generally to represent me or obtain professional representation for me in all tax matters and proceedings of all kinds and for all periods between the years 1980 and 2050 before all officers of the Internal Revenue Service and state and local authorities and in any and all courts; to engage, compensate and discharge attorneys, accountants and other tax and financial advisers and consultants to represent and/or assist me in connection with any and all tax matters involving or in any way related to me or any property in which I have or may have an interest or responsibility. The principal's social security number is 518-84-0311.

(h) Safe Deposit Boxes. To have access at any time or times to any safe deposit box rented by me, wheresoever located, and to remove all or any part of the contents thereof, and to surrender or relinquish said safe deposit box; and any institution in which any such safe deposit box may be located shall not incur any liability to me or my estate as a result of permitting my agent to exercise this power.

(i) Fund Trusts. To transfer from time to time and at any time to the trustee or trustees of any revocable trust agreement created by me before or after the execution of this instrument, as to which trust I am, during my lifetime, primary income and principal beneficiary, any or all of my cash, property or interests in property, including any rights to receive income from any source; and for this purpose to enter and remove from any safe-deposit box of mine (whether the box is registered in my name alone or jointly with one or more other persons) any of my cash or property and to execute such instruments, documents and papers to effect the transfers described herein

as may be necessary, appropriate, incidental or convenient; to make such transfers absolutely in fee simple or for my lifetime only with the remainder or reversion (of the property so transferred) remaining in me so that such property will be disposed of at my death by my will or by the intestacy laws of the state in which I shall die a resident.

(j) Gifts. To make gifts, grants or other transfers without consideration either outright or in trust (including the forgiveness of indebtedness) to such persons, including my agent, or organizations as my Agent shall select; provided, however, that my Agent shall not make gifts to my Agent unless such gifts are consistent with my estate plan and pattern of gifting prior to my incapacity or disability; provided further, however, that gifts made by my Agent to a charitable, scientific, or educational institution or organization must qualify for a charitable deduction under the income and gift tax provisions of the Internal Revenue Code as from time to time amended.

3. **INTERPRETATION:** This instrument shall be construed and interpreted as a general power of attorney. The enumeration of specific powers herein is not intended to, nor does it, limit or restrict the general powers herein granted to my agent.

4. **DISABILITY OF PRINCIPAL:** This General Power of Attorney shall not be affected by subsequent disability or incapacity of the principal.

5. **SUCCESSOR AGENT:** In the event either THOMAS E. NICHOLSON or CARL V. NICHOLSON fails to qualify or ceases to act as a co-agent, I appoint the remaining or surviving one of them to be my sole successor agent with the same powers and authority as herein set forth for my agent.

6. **THIRD PARTY RELIANCE:** Third parties may rely upon the representations of my agent as to all matters relating to any power granted to my agent, and no person who shall act in reliance upon the representations of my agent or the authority granted to my agent shall incur any liability to me or my estate as a result of permitting my agent to exercise any power.

7. **APPOINTMENT OF CONSERVATOR:** In the event it becomes necessary to have a conservator appointed over the assets of my estate, even though I have this power of attorney, I nominate the persons who are appointed as my agent under this power of attorney, in the priority that they have been appointed in this power of attorney to serve as my agent or successor agent, to be my conservator. If I am not permitted by law to so nominate and appoint my conservator, then I request in the strongest possible terms that any court of competent jurisdiction which may receive and

be asked to act upon a petition by any person to appoint a guardian, conservator or similar representative for me give the greatest possible weight to this request.

8. **GOVERNING LAW:** This General Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

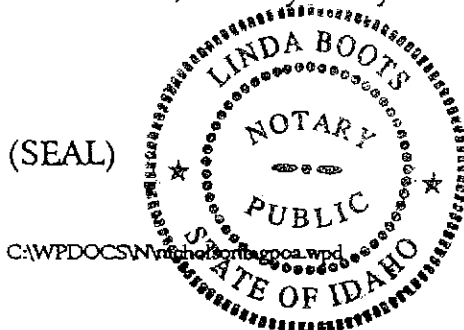
IN WITNESS WHEREOF, I have executed this General Power of Attorney this 30th day of OCTOBER, 1996.

Blanche Nicholson
Blanche Nicholson
Principal

STATE OF IDAHO)
 : ss.
County of ~~Canyon~~ Adair)

On this 30 day of October, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Blanche Nicholson, known to me or identified to me to be the person whose name is subscribed to the within General Power of Attorney and acknowledged to me that she executed the same.

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



Linda Boots
Notary Public for Idaho
Commission expires: 5/31/01

ADA CO. RECORDER

J. DAVID NAVARRO

BOISE ID

Carl Nicholson

GENERAL POWER OF ATTORNEY

'97 JUN 2 PM 1 41

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REQUEST OF

CARL E. NICHOLSON, of Boise, Idaho, designate and appoint THOMAS E. NICHOLSON of Boise, Idaho and CARL V. NICHOLSON of Kuna, Idaho, as my attorney in fact and agent (hereinafter collectively referred to as "agent") to act in my name and for my benefit. I grant to my agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as I might or could do if personally present and fully competent, hereby ratifying and confirming all that my agent shall lawfully do or cause to be done by virtue of this power of attorney and the powers herein granted.

1. **GENERAL GRANT OF POWER:** My agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that I now have or may hereafter acquire, relating to any person, matter, transaction or property, real or personal, tangible or intangible, now owned or hereafter acquired by me, including, without limitation, the powers specifically enumerated in this instrument. Generally, my agent shall have power to do and perform all matters, transact all business, and make, execute and acknowledge all contracts, orders, deeds, mortgages, leases, assignments, assurances, and instruments of every kind which may be requisite or proper to effectuate the purposes of this general power of attorney.

2. **SPECIFIC POWERS:** Without in any way limiting the generality of the power and authority conferred upon my agent by this instrument, my agent shall have and may exercise each of the following specific powers:

(a) Power to Acquire and Sell. To acquire, purchase, exchange, grant options and sell, assign, release, convey, mortgage, hypothecate, lease, and accept and take possession of real and personal property and interests therein, both tangible and intangible, upon such terms, conditions, and covenants as my agent shall deem proper; and to sign, seal, execute and deliver and acknowledge such deeds, leases, contracts, assignments, indentures, agreements, mortgages, deeds of trust, bills of sale, security agreements and related forms, exchange agreements, bills, bonds, notes, receipts, releases and satisfactions of mortgages, security interests, and judgments, and such other instruments in writing as shall be proper.

(b) Borrowing and Banking Powers. To borrow moneys on my behalf and to sign, seal, execute, deliver and acknowledge on my behalf such promissory notes, bills, bonds, or other evidence of indebtedness and such mortgages, deeds of trust, security agreements, pledges, or other documents to secure the payment of borrowed funds as my agent shall deem proper; to make, receive, and endorse checks and drafts;

to deposit and withdraw funds, acquire and redeem certificates of deposit, in banks, savings and loan associations, and other financial institutions; and to release such mortgages, deeds of trust, or other security instruments as may be necessary or proper in the exercise of the rights and powers herein granted.

(c) Powers of Collection and Payment. To forgive, request, demand, sue for, recover, collect, receive and hold all sums of money, debts, dues, commercial papers, checks, drafts, accounts, deposits, legacies, bequests, devises, notes, interests, stock certificates, bonds, dividends, certificates of deposit, annuities, pension, profit sharing, retirement, social security, medicare, insurance, and other contractual benefits and proceeds, all documents of title, all property and property rights, real or personal, tangible and intangible, and demands whatsoever, liquidated or unliquidated, now or hereafter owned by, or due, owing, payable or belonging to, me or in which I have or may hereafter acquire an interest; to have, use, and take all lawful means and equitable and legal remedies and proceedings in my name and for the collection and recovery thereof including the enforcement of mortgages, deeds of trust and security instruments, and to adjust, sell, compromise, and agree to the same; to execute and deliver for me, on my behalf, and in my name, all endorsements, releases, receipts, or other sufficient discharges for the same; and to pay and discharge all debts and demands due and payable or which may hereafter become due and payable by me to any person or persons whomsoever.

(d) Management Powers. To maintain, repair, improve, invest, manage, insure, rent, lease, encumber, partition and in any manner deal with any real or personal property, tangible or intangible, or any interest therein, that I now own or may hereafter acquire, upon such terms and conditions as my agent shall deem proper, and to transfer any or all of my assets to the trustee of any revocable living trust which I may have created or which, under the power and authority conferred by this instrument, may be created by my agent for my benefit.

(e) Motor Vehicles. To apply for a certificate of title upon, and endorse and assign or transfer title to, any motor vehicle; and to represent in such assignment or transfer of title that the title to said motor vehicle is free and clear of all liens and encumbrances except those specifically set forth in such assignment or transfer of title.

(f) Business Interests. To conduct or participate in any lawful business of whatever nature; to execute partnership agreements and amendments thereto; to incorporate, reorganize, merge, consolidate, recapitalize, sell, liquidate or dissolve any business; to elect or employ officers, directors and agents; to carry out the provisions of any agreement for the sale of any business interest or the stock therein; and to exercise

voting rights with respect to stock, either in person or by proxy, and exercise stock options.

(g) Tax Powers. To represent me in all tax matters; to prepare, sign, and file federal, state, and/or local income, gift and other tax returns of all kinds, including, where appropriate, joint returns, FICA returns, payroll tax returns, claims for refunds, requests for extensions of time to file returns and/or pay taxes, extensions and waivers of applicable periods of limitation, protests and petitions to administrative agencies or courts, including the tax court, regarding tax matters, and any and all other tax related documents, including but not limited to consents and agreements under Section 2032A of the Internal Revenue Code or any successor section thereto and consents to split gifts, closing agreements, and any power of attorney form required by the Internal Revenue Service and/or any state and/or local taxing authority with respect to any tax year between the years 1980 and 2050; to pay taxes due, collect and make such disposition of refunds as my agent shall deem appropriate, post bonds, receive confidential information and contest deficiencies determined by the Internal Revenue Service and/or any state and/or local taxing authority; to exercise any elections I may have under federal, state or local tax law; to allocate any generation-skipping tax exemption to which I am entitled; and generally to represent me or obtain professional representation for me in all tax matters and proceedings of all kinds and for all periods between the years 1980 and 2050 before all officers of the Internal Revenue Service and state and local authorities and in any and all courts; to engage, compensate and discharge attorneys, accountants and other tax and financial advisers and consultants to represent and/or assist me in connection with any and all tax matters involving or in any way related to me or any property in which I have or may have an interest or responsibility. The principal's social security number is 519-42-2532.

(h) Safe Deposit Boxes. To have access at any time or times to any safe deposit box rented by me, wheresoever located, and to remove all or any part of the contents thereof, and to surrender or relinquish said safe deposit box; and any institution in which any such safe deposit box may be located shall not incur any liability to me or my estate as a result of permitting my agent to exercise this power.

(i) Fund Trusts. To transfer from time to time and at any time to the trustee or trustees of any revocable trust agreement created by me before or after the execution of this instrument, as to which trust I am, during my lifetime, primary income and principal beneficiary, any or all of my cash, property or interests in property, including any rights to receive income from any source; and for this purpose to enter and remove from any safe-deposit box of mine (whether the box is registered in my name alone or jointly with one or more other persons) any of my cash or property and to execute such instruments, documents and papers to effect the transfers described herein

as may be necessary, appropriate, incidental or convenient; to make such transfers absolutely in fee simple or for my lifetime only with the remainder or reversion (of the property so transferred) remaining in me so that such property will be disposed of at my death by my will or by the intestacy laws of the state in which I shall die a resident.

(j) Gifts. To make gifts, grants or other transfers without consideration either outright or in trust (including the forgiveness of indebtedness) to such persons, including my agent, or organizations as my Agent shall select; provided, however, that my Agent shall not make gifts to my Agent unless such gifts are consistent with my estate plan and pattern of gifting prior to my incapacity or disability; provided further, however, that gifts made by my Agent to a charitable, scientific, or educational institution or organization must qualify for a charitable deduction under the income and gift tax provisions of the Internal Revenue Code as from time to time amended.

3. **INTERPRETATION:** This instrument shall be construed and interpreted as a general power of attorney. The enumeration of specific powers herein is not intended to, nor does it, limit or restrict the general powers herein granted to my agent.

4. **DISABILITY OF PRINCIPAL:** This General Power of Attorney shall not be affected by subsequent disability or incapacity of the principal.

5. **SUCCESSOR AGENT:** In the event either THOMAS E. NICHOLSON or CARL V. NICHOLSON fails to qualify or ceases to act as a co-agent, I appoint the remaining or surviving one of them to be my sole successor agent with the same powers and authority as herein set forth for my agent.

6. **THIRD PARTY RELIANCE:** Third parties may rely upon the representations of my agent as to all matters relating to any power granted to my agent, and no person who shall act in reliance upon the representations of my agent or the authority granted to my agent shall incur any liability to me or my estate as a result of permitting my agent to exercise any power.

7. **APPOINTMENT OF CONSERVATOR:** In the event it becomes necessary to have a conservator appointed over the assets of my estate, even though I have this power of attorney, I nominate the persons who are appointed as my agent under this power of attorney, in the priority that they have been appointed in this power of attorney to serve as my agent or successor agent, to be my conservator. If I am not permitted by law to so nominate and appoint my conservator, then I request in the strongest possible terms that any court of competent jurisdiction which may receive and

be asked to act upon a petition by any person to appoint a guardian, conservator or similar representative for me give the greatest possible weight to this request.

8. **GOVERNING LAW:** This General Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

IN WITNESS WHEREOF, I have executed this General Power of Attorney this 30th day of OCTOBER, 1996.

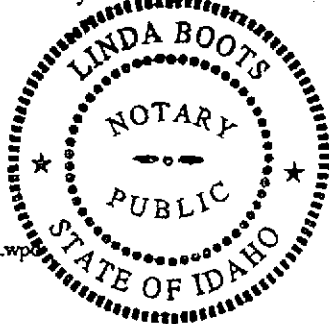
Carl E. Nicholson
Carl E. Nicholson
Principal

STATE OF IDAHO)
 : ss.
County of Canyon)

On this 30 day of October, 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared Carl E. Nicholson, known to me or identified to me to be the person whose name is subscribed to the within General Power of Attorney and acknowledged to me that he executed the same.

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

(SEAL)



Linda Boots
Notary Public for Idaho
Commission expires: 5/31/01

C:\WPDOCS\W\nicholsonc.gpo2.wp

CERTIFICATION OF VITAL RECORD

STATE OF IDAHO

IDAHO DEPARTMENT OF HEALTH AND WELFARE
CENTER FOR VITAL STATISTICS AND HEALTH POLICY

Amended Items #11, #12a-10/18/2000 SC
OCT 13 2000

State of Idaho

CERTIFICATE OF DEATH

State File No. **7100**
Local Reg. No. _____

ONLY A COPY OF THIS DOCUMENT, CERTIFIED BY THE STATE REGISTRAR, WITH THE DEPT. OF HEALTH & WELFARE RAISED SEAL, SHALL BE USED AS PRIMA FACIE EVIDENCE OF THIS DEATH UNDER BOARD CODE 30-20-01 & 30-20-02

TYPE OR PRINT IN PERMANENT BLACK INK. DO NOT USE FELT TIP PEN. NAME OF DECEASED: For use by physician or institution	DECEDENT - NAME FIRST CARL		MIDDLE EMIL		LAST NICHOLSON		SEX MALE	DATE OF DEATH (Month, Day, Year) OCTOBER 5, 2000	
	SOCIAL SECURITY NUMBER 519-42-2532		AGE - Last Birthday (Yr.) 93	UNDER 1 YEAR MONTHS _____ DAYS _____	UNDER 1 DAY HOURS _____	DATE OF BIRTH (Month, Day, Year) MAR. 18, 1907		BIRTHPLACE (City and State or foreign Country) BOISE, IDAHO	
	WAS DECEDENT EVER IN U.S. ARMED FORCES? ☐ Yes ☒ No		PLACE OF DEATH (Check only one) HOSPITAL	(1) ☐ Inpatient (2) ☐ ER/Outpatient (3) ☐ DOA		(4) ☐ Long-Term Care Facility (5) ☒ Own Residence		(6) ☐ Other Private Residence (7) ☐ Other (Specify) _____	
	FACILITY NAME AND ADDRESS (If not a hospital, enter name of place, street and number) (RESIDENCE) #11 MESA VISTA DRIVE				CITY, TOWN OR LOCATION OF DEATH BOISE		COUNTY OF DEATH ADA		
MARITAL STATUS - Married, Never Married, Widowed, Divorced (Specify) MARRIED		SURVIVING SPOUSE (If wife, give maiden name) BLANCHE Taylor (unknown)		DECEDENT'S USUAL OCCUPATION (Give kind of work done during most of working life. Be as exact and refined as possible) RANCHER/WOOD CROWNER		KIND OF BUSINESS / INDUSTRY RANCHING			
RESIDENCE STATE IDAHO		COUNTY ADA	CITY, TOWN OR LOCATION BOISE		STREET AND NUMBER #11 MESA VISTA DRIVE		ZIP CODE 83705		
INSIDE CITY LIMITS? ☒ Yes ☐ No		WAS DECEDENT OF HISPANIC ORIGIN? (Specify No or Yes - If yes, specify Cuban, Mexican, Puerto Rican, etc.) ☐ Yes ☒ No		RACE - American Indian, Black, Japanese, White, etc. (Specify) WHITE		DECEDENT'S EDUCATION (Specify only highest grade completed) Elementary/Secondary (10-12) 12 College (14 or 5+) 4			
FATHER - NAME CHARLES EMIL NICHOLSON		BIRTHPLACE SWEDEN		MOTHER - FULL MAIDEN NAME KATE SANDERSON		BIRTHPLACE IDAHO			
INFORMANT'S NAME (Type/Print) JOAN NICHOLSON		MAILING ADDRESS (Street and Number or Rural Route Number, City or Town, State, Zip Code) #11 MESA VISTA DRIVE, BOISE, IDAHO 83705							
METHOD OF DISPOSITION ☒ Burial ☐ Cremation ☐ Removal from Idaho ☐ Donation ☐ Other (Specify) _____		PLACE OF DISPOSITION (Name of cemetery, crematory, or other place) MORRIS HILL CEMETERY		LOCATION - City or Town, State BOISE, IDAHO					
SIGNATURE OF FUNERAL SERVICE LICENSEE OR PERSON ACTING AS SUCH <i>[Signature]</i>		LICENSE NUMBER (of Licensee) M-687		NAME AND ADDRESS OF FACILITY RELYEA FUNERAL CHAPEL 318 N. LATAH, BOISE, IDAHO 83706					
TIME OF DEATH 9:45 PM		DATE PROMOTED DEAD (Month, Day, Year) OCTOBER 5, 2000		WAS CASE REFERRED TO CORONER? ☒ Yes ☐ No		MANNER OF DEATH (Check One) ☒ Natural ☐ Homicide ☐ Suicide ☐ Accident ☐ Pending Investigation ☐ Could Not Be Determined			
27. PART I. Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. List only one cause on each line. IMMEDIATE CAUSE Respiratory Failure		DUE TO (or as a consequence of): PROLONGED ASPIRATION		DUE TO (or as a consequence of): CVA		Approximate Interval Between Onset and Death 2-3 days 24-48			
27. PART II. Other Significant Conditions contributing to death but not resulting in the underlying cause given in Part I. 164 CAUSE OF DEATH									
CERTIFIER (Check only one) ☒ PHYSICIAN - To the best of my knowledge, death occurred at the time, date, and place, and due to the cause(s) and manner as stated. ☐ CORONER - On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner as stated.		SIGNATURE AND TITLE OF CERTIFIER <i>[Signature]</i>		LICENSE NUMBER M4804		DATE SIGNED (Month, Day, Year) 10/10/2000			
NAME AND ADDRESS OF CERTIFIER (Type/Print) DR. MICHAEL K. MAIER, M.D., 3301 N. SAWGRASS, BOISE, IDAHO 83704									
DATE OF INJURY (Mo., Day, Yr.) 10/10/2000		HOUR OF INJURY 9:45 PM		DESCRIBE HOW INJURY OCCURRED At home, farm, street, factory, office building, etc. (Specify)		LOCATION (Street or Route Number, City/Town, or County and State) 318 N. LATAH, BOISE, IDAHO 83706			
INJURY AT WORK? ☐ Yes ☒ No		IF TRANSPORTATION ACCIDENT, Specify ☐ Driver ☐ Passenger ☐ Pedestrian ☐ Other _____							
CORONER'S ACTION 11a. I have reviewed and/or amended, and certified.		CORONER'S SIGNATURE <i>[Signature]</i>		DATE SIGNED (Month, Day, Year) 10/10/2000					
REGISTRAR'S SIGNATURE <i>[Signature]</i>		DATE FILED (Month, Day, Year) OCT 13 2000							

This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO CENTER FOR VITAL STATISTICS AND HEALTH POLICY.

DATE ISSUED: **OCT 18 2000**

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR



IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-16373

NAME AND ADDRESS:

BLANCHE NICHOLSON
PO BOX 690
MERIDIAN ID 83680CARL E NICHOLSON
PO BOX 690
MERIDIAN ID 83680CARL V NICHOLSON
PO BOX 690
MERIDIAN ID 83680THOMAS T NICHOLSON
PO BOX 690
MERIDIAN ID 83642-0690*Emailed
SF5 to
Becky*

SOURCE: ROUGH CREEK Tributary: MORES CREEK

QUANTITY: 0.020 CFS

USE OF THIS RIGHT WITH RIGHT NO. 63-16375 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .02 CFS.

PRIORITY DATE: 05/01/1932

POINT OF DIVERSION:

~~T07N R06E S35 SENWSE~~
~~Within BOISE County~~T07N R06E S35 SENWSE Lot 8
Within BOISE County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	04/15 10/31	0.020 CFS

PLACE OF USE: IRRIGATION within BOISE County

~~T07N R06E S35 NWSE 1.5~~T07N R06E S35 NWSE Lot 1 1.5

1.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR
THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER
RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO
LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO
CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

PROPERTY ALSO KNOWN AS RP07N06E358300A, LAND PATENT NO. 11-90-0011

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 63-16373

Name and Address: THOMAS T NICHOLSON
PO BOX 690
MERIDIAN, ID 83642-0690

CARL E NICHOLSON
BLANCHE NICHOLSON
CARL V NICHOLSON
PO BOX 690
MERIDIAN, ID 83680

Source: ROUGH CREEK Tributary: MORES CREEK

Quantity: .02 CFS

USE OF THIS RIGHT WITH RIGHT NO. 63-16375 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .02 CFS.

Priority Date: 05-01-1932

Diversion Point: T07N R06E S35 Lot 8 (SENWSE) Within Boise County

Purpose and

Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	04-15 TO 10-31	.02 CFS

Place of Use: Irrigation Within Boise County
T07N R06E S35 Lot 1 (NWSE) 1.5
1.5 Acres Total

Other Provisions Necessary for Definition / Administration of this Water Right:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO
CODE.

Explanatory Material: Basis of Claim - Beneficial Use

PROPERTY ALSO KNOWN AS RP07N06E358300A, LAND PATENT NO.
11-90-0011

1 21960 Recon USFS
D/C All Min

2 23.63 1 36.33

MS 891

24115
D/C

1 21.00 2 35.50

MS 2695

3 37.70

101 26755
Recon USFS
No Min
12/5/1989
WD to USFS
Min Only

3 17.30

5 13.48

D/C

4 10.32

6 36.50

7 23.60

28

2 35.50

4 29.60

3 39.50

2 11.40

1 26.60

MS 2068

22.10

41.40

MS 3043 A

9 28.90

3 27.50

MS 3043 A

956082
D/C

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1 08803
PL 167

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Craig

RECEIVED

JAN 31 2003

Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase: _63-16373_

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America, Acting through the USDA Forest Service

Address: 550 West Fort Street
MSC 033
Boise, Idaho 83724

Daytime Phone: (208) 331-5944

Name and Address of Attorney, if any:

David L. Negri
550 West Fort Street
MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN THE DIRECTOR'S REPORT

Name: Thomas T. Nicholson

Address: Blanche Nicholson
Carl V. Nicholson
Carl E. Nicholson
P.O. Box 690
Meridian, ID 83680

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☒ **Point(s) of Diversion**
Should be: Lot 8. See E below.
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Places of Use**
Should be: Lot 1. See E below.
11. I object because:
☐ This water right should not exist.
☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The point of diversion shown on the Directors Report Recommendation is on National Forest System (NFS) land. The claimant is not authorized to occupy and use NFS land for this purpose. This section was recently 'relotted' to reflect consummated and pending land exchanges with the claimants.

State of Idaho)
) ss.
County of Ada)

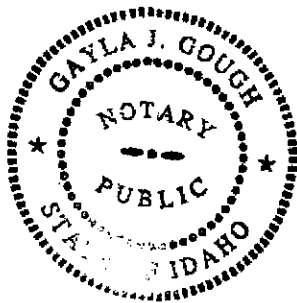
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Steven M. Spence
(Signature of person filing objections)

David Noy
(Attorney signing in representative capacity)

Subscribed and sworn before me on:

January 30, 2013
Gayla J. Gough



Notary Public for: Idaho
Residing at: Kuna, Idaho
Commission Expires: 11/17/2004

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on 1/30/03, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

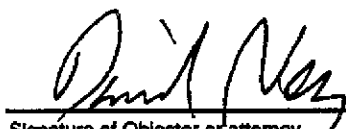
Name: Thomas T. Nicholson
Address: Blanche Nicholson
Carl V. Nicholson
Carl E. Nicholson
P.O. Box 690
Meridian, ID 83680

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resource
Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

02/21/2002

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

RIGHT NUMBER: 63-16373
NAME AND ADDRESS: BLANCHE NICHOLSON
PO BOX 690
MERIDIAN ID 83680

CARL E NICHOLSON
PO BOX 690
MERIDIAN ID 83680

THOMAS T NICHOLSON
PO BOX 690
MERIDIAN ID 83680

CARL V NICHOLSON
PO BOX 690
MERIDIAN ID 83680

SOURCE: ROUGH CREEK TRIBUTARY: MORES CREEK
QUANTITY: 0.02 CFS
USE OF THIS RIGHT WITH RIGHT NO. 63-16375 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF .02 CFS.

PRIORITY DATE: 05/01/1932

POINT OF DIVERSION:
T07N R06E S35 SENWSE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BOISE County
T07N R06E S35 NWSE 1.5

1.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Beneficial Use

PROPERTY ALSO KNOWN AS RP07N06E358300A, LAND PATENT NO.
11-90-0011

IDAHO DEPT OF WATER RESOURCES

Claim No(s) 63-16373
63-16375

T07N, R06E, Sec 35

Prepared by: Maria Minicucci
February 12, 2002

- ☐ Place of use
- ☒ Point of diversion
- ☐ Section Lines
- ☐ Quarter quarter lines



400 0 400 800 Feet



1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES 01/25/2002
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Water Right 63-16373

NAME AND ADDRESS: BLANCHE NICHOLSON
PO BOX 690
MERIDIAN ID 83680

CARL E NICHOLSON
PO BOX 690
MERIDIAN ID 83680

THOMAS T NICHOLSON
PO BOX 690
MERIDIAN ID 83680

CARL V NICHOLSON
PO BOX 690
MERIDIAN ID 83680

SOURCE: ROUGH CREEK

TRIBUTARY: MORES CREEK

QUANTITY: 0.02 CFS ✓

PRIORITY DATE: 05/01/1932

POINT OF DIVERSION:

T07N R06E S35 SENWSE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BOISE County

T07N R06E S35 NWSE 1.5

1.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

PROPERTY ALSO KNOWN AS RP07N06E358300A, LAND PATENT NO.
11-90-0011

*Same POB
as A63-16375
When combined
cannot
exceed
.02 CFS*

*See
layout
SDE
Van area, IRR Section
+ Rate.*

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

CLAIM NO(s). A63-16373

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

2. No Change - DATE OF PRIORITY: Completed evidence submitted ✓
Incomplete - Claimant should be asked during the exam when was water first
used and submit proof of date of priority.

Priority date, per claimant, is: 05/01/1932
(If the priority date, based on your exam, seems questionable, explain below.)

Affidavit by claimant

3. No Change — SAME SOURCE ✓
Source is different than that claimed:
Source found: _____

4. No Change — POINT OF DIVERSION ✓
Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. No Change - DESCRIPTION OF DIVERTING WORKS
Incomplete description, list below:

Dam in creek. Headwall w/ 2 pipes - one back to creek and one
to 11 1/2" (inside diam) buried pipe to 10" gazed pipe @ P.O.V.
Pipe discharges to open ditch on east side of cabin.
Gravity (flood) irrigation.

6. No Change - WATER USES
Different uses, (list uses found):

Use IRR From 4/15 To 10/31 Amount .02 CFS AFA
Use From To Amount CFS AFA
Use From To Amount CFS AFA

7. No Change - TOTAL VOLUME

Incomplete on claim, the total is, Amount CFS AFA

Changes found, the new total is, Amount CFS AFA

8. No Change - NON-IRRIGATION USES:

Changes Exam found:

Domestic # of homes: Stock # List types:

Additional comments:

9. No Change — PLACE OF USE: (If changed, list below.)

Use: IRR Township 7N Range 6E Section 35 1/4 NW 1/4 SE 1 Acre
Use: Township Range Section 1/4 1/4
Use: Township Range Section 1/4 1/4 Add'l. photos
Use: Township Range Section 1/4 1/4 in A63-16375

Remarks: (Comments pertinent to field examination) See additional attachment
A63-16375 (Mone's Creek) is also used on this ROW.

County shows parcel as 1.19 acres. USFS ~~to~~ describes
parcel as 1.34 acres.

Property AKA RPO7N06E358300A, Land Patent No. 11-90-0011

(Gen. Exchange Act of MARCH 20, 1922, as amended).

SYSTEM DIAGRAM INCLUDED

(NA)

Shown on GIS Layout

CK IF IN OFFICE EXAM

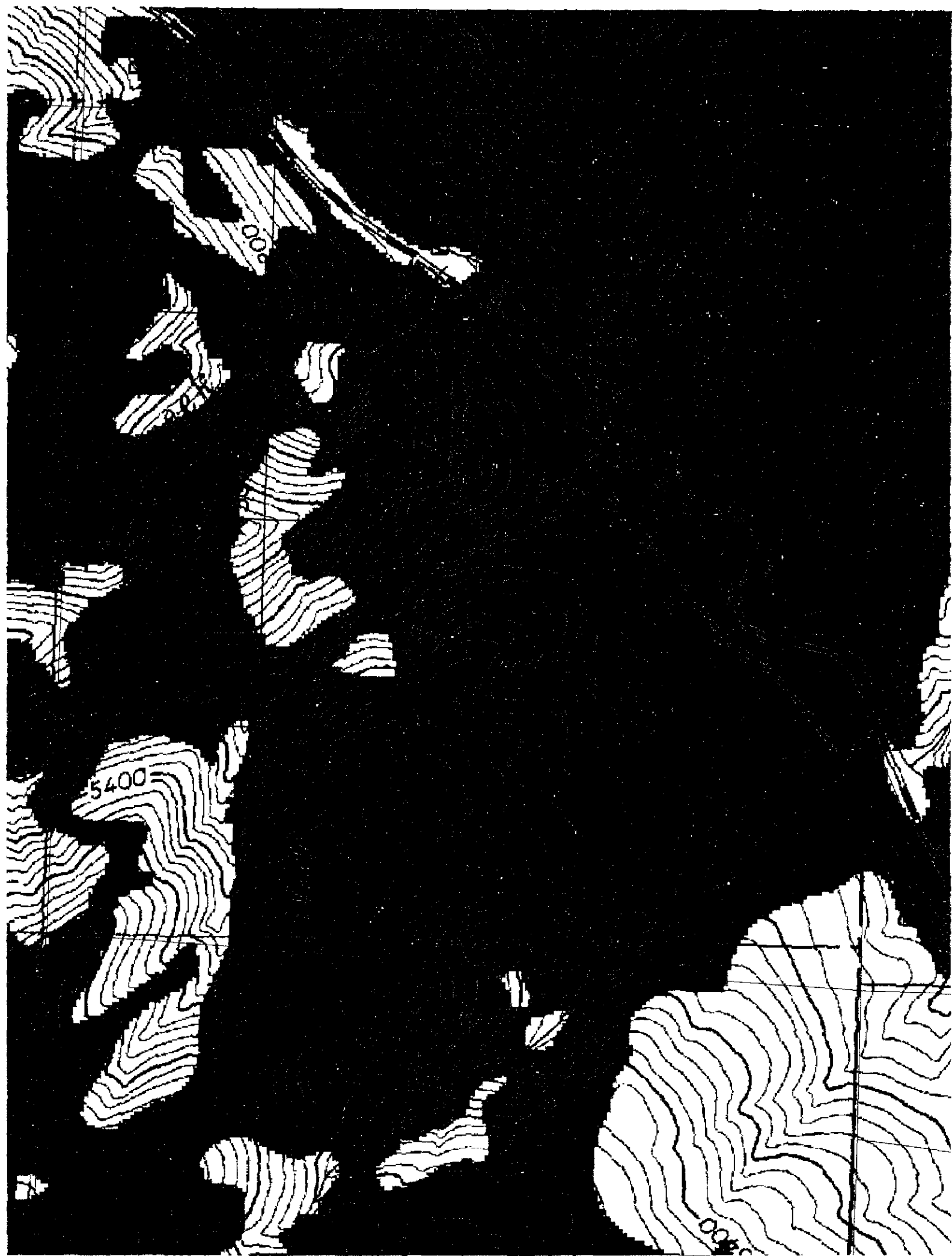
DATE EXAM CONDUCTED: 10/30/2001

FIELD EXAMINER:

MARIA MINICUCCI

Print Name

[Signature]
Signature





SRBA Claim Number A63-16373

Date of Photos 10/30/2001 (Rainy Day)

Photographer M. Minicucci

Legal Description T7N R6E S35 NWSE

①

POD. Pipe
in stream to
open ditch.
30 ft to
collection area
@ head wall



②

Head wall with
2 outlets: one
back to stream
(visible) and one
to 11 1/2" pipe
(buried) along USFS
Road to POD.



SRBA Claim Number A63-16373

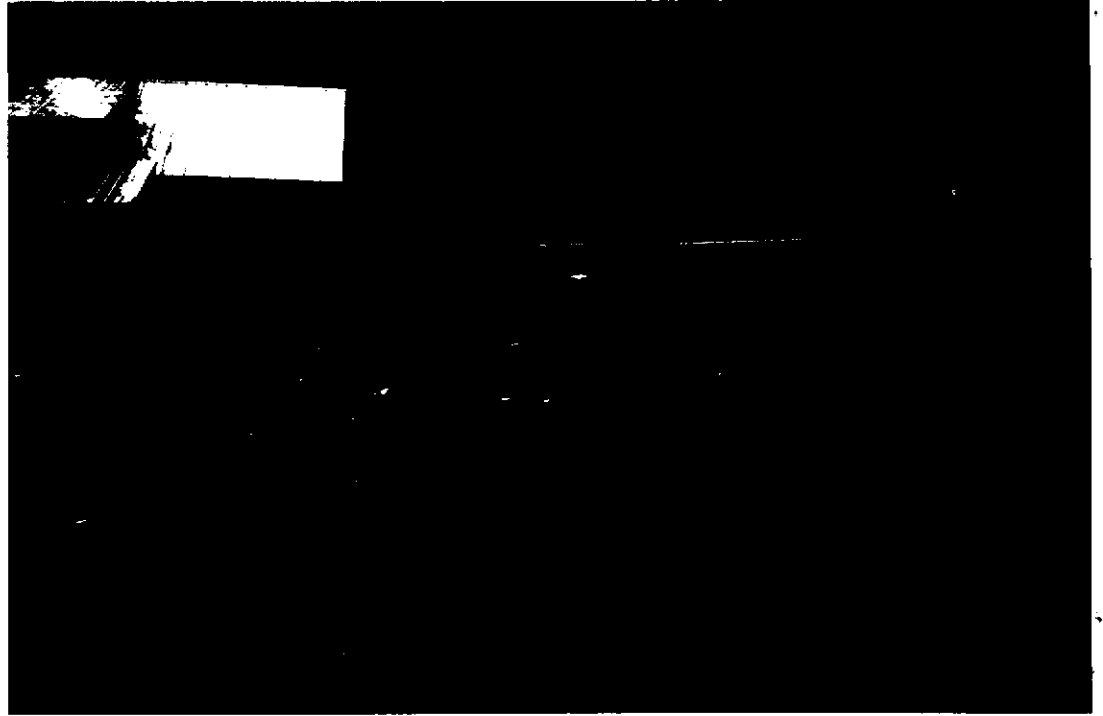
Date of Photos 10/30/2001

Photographer T. T. WILKINSON

Legal Description 77N R6E S35 NWSE

③ POU

Photo taken from
south west corner
of the property,
looking east @ POU.
Rough Creek drainage
is to the right.



④ POU

Pipe goes behind
cabin + discharges
into an open ditch.
Flood irrigation.
Photo taken from
southwest portion
of property, looking
North east.



RECEIVED

SEP 18 2001

WATER RESOURCES
WESTERN REGION

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
63-16373)
63-16375)
STATE OF IDAHO)
COUNTY OF ADA)

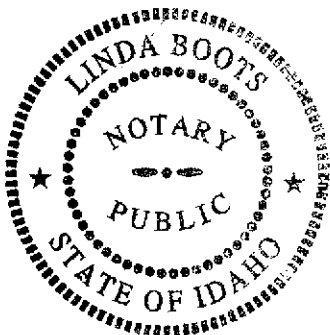
AFFIDAVIT

Thomas T. Nicholson being first duly sworn,
deposes and says:

This property is now owned by myself and my wife, Diana Nicholson. The address
and phone number is correct.

My family has owned the cabin since 1932. The land was being leased from the
Forest Service and then acquired by land patent on December 5, 1989.

My grandmother used to irrigate the land until she died at the age of 97. I have
since personally irrigated the land since then (late 60's) until the present time. I
have been irrigating the lawn, flowers and trees on the property.



Thomas T. Nicholson
(Signature)

Subscribed and sworn to before me this
day 18th of September, 2001.

Linda Boots
(Notary Public)

Residing at Meridian, ID

My Commission Expires May 31, 2007

The United States of America

To all to whom these presents shall come, Greeting:

IDI-26755

WHEREAS

Thomas T. Nicholson, Diane R. Nicholson,
Carl V. Nicholson, and Patricia A. Nicholson

are entitled to a Land Patent pursuant to the General Exchange Act of March 20, 1922 (42 Stat. 465), as amended by the Act of February 28, 1925 (43 Stat. 1090); and the Act of October 21, 1976 (90 Stat. 2743; 43 U.S.C. 1716), for the following-described lands:

Boise Meridian, Idaho
T. 7 N., R. 6 E.,
sec. 35, lot 1.

Together with an easement and right-of-way for a road, 30 feet in width, being 15 feet each side of center line, the center line being more particularly described as follows:

Beginning at the true point of beginning on the west boundary line of lot 1, said point lying S. 29°18' W., 15 feet from the northwest corner of lot 1;

thence along the following courses and distances,

N. 66°24'58" W., 26.08 feet;

N. 65°59'10" W., 22.75 feet;

N. 80°23'42" W., 127.45 feet, to the east

boundary of Highway 21 right-of-way, the end of said right-of-way, containing 0.12 acres, more or less.

If the Regional Forester determines that the road, or any segment thereof, is no longer necessary, the easement traversed thereby shall terminate. Evidence for such termination shall be a statement in recordable form furnished by the appropriate Regional Forester to the Grantors or their successors or assigns in interest.

Containing 1.34 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES, unto the above-named claimants, the lands above described; TO HAVE AND TO HOLD the said land with all the rights, privileges, immunities and appurtenances, of whatsoever nature, thereunto belonging, unto the said claimants, their successors and assigns forever;

EXCEPTING AND RESERVING TO THE UNITED STATES a right-of-way thereon for ditches or canals constructed by the authority of the United States pursuant to the Act of August 30, 1890 (26 Stat. 391; 43 U.S.C. 945).

State of Idaho

County of Boise

SS.

I hereby certify that the foregoing instrument is a full true and correct copy of the original recorded in this office.

Dated December 6, 1989
ARLENE C. KOLAR, Auditor and Recorder

By Arlene C. Kolar
Deputy

Boise County Idaho ss
Request of

Tom Nicholson
Time 9:37 M.T

Date 12/6/89

135183

Arlene C. Kolar

By Arlene C. Kolar
Deputy

Fee \$6.00



IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Boise, Idaho
the FIFTH day of DECEMBER in the year
of our Lord one thousand nine hundred and EIGHTY-NINE
and of the Independence of the United States the two hundred
and FOURTEENTH

By John W. Davis
Deputy State Director for Operations

Patent Number 11-90-0011

INST# 177842
REQUEST Tom Nicholson

177842
WARRANTY DEED

00 JUL 28 PM 2:45

BOISE COUNTY RECORDER

BY Shirley George #6-00/ch

CARL V. NICHOLSON and PATRICIA A. NICHOLSON, Grantors, hereby convey, grant and warrant our undivided 50% ownership of the following described property to THOMAS T. NICHOLSON and DIANA R. NICHOLSON, Grantees, whose current address is P.O. Box 690, Meridian, ID 83680, for the sum of TEN DOLLARS and other good and valuable consideration, the following described real property located in Boise County, Idaho, to wit:

Boise Meridian, Idaho

T. 7 N., R. 6 E., Section 35, Lot 1:

Together with an easement and right-of-way for a road, 30 feet in width, being 15 feet each side of center line, the center line being more particularly described as follows:

Beginning at the true point of beginning on the west boundary line of Lot 1, said point lying S.29°18' W., 15 feet from the northwest corner of lot 1:

thence along the following courses and distances,

N. 66°24'58" W., 26.08 feet; N65°59'10" W., 22.75 feet; N80°23'42" W., 127.45 feet, to the east boundary of Highway 21 right-of-way, the end of said right-of-way, containing 0.12 acres, more or less.

If the Regional Forester determines that the road, or any segment thereof, is no longer necessary, the easement transversed thereby shall terminate. Evidence for such termination shall be a statement in recordable form furnished by the appropriate Regional Forester to the Grantors or their successors or assigns in interest.

Containing 1.34 acres.

Including all improvements, buildings, fencing, irrigation equipment, furniture and fixtures.

SUBJECT, HOWEVER, to the following:

1. All easements and rights-of-way appearing on record or on the premises.
2. Mineral reservations appearing of record.
3. Covenants, restrictions and zoning regulations as appear of record or by use upon the premises.
4. Current real property taxes, irrigation assessments or other governmental assessments or charges.

SUBJECT TO taxes and assessments for the year 2000 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantor covenant to the Grantee that he is the 50% owner of said premises; that the premises are free from all encumbrances, excepting those as may be herein set forth, and excepting those of record, and that he will warrant and defend the same from all lawful claims.

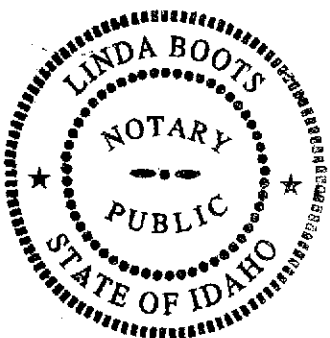
IN WITNESS WHEREOF, the Grantor has executed this instrument on this 18 day of July, 2000.

Carl V. Nicholson
Carl V. Nicholson

Patricia A. Nicholson
Patricia A. Nicholson

STATE OF IDAHO)
) ss
COUNTY OF ADA)

On this 18 day of July, 2000, before me, Linda Boots, a Notary Public, personally appeared CARL V. NICHOLSON and PATRICIA A. NICHOLSON, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.



Linda Boots

Notary Public for Idaho
My Commission expires 05/31/01
Residing in Meridian, ID



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

August 15, 2001

CARL E NICHOLSON
PO BOX 690
MERIDIAN, ID 83680

Re: Claim No(s). 63-16373

63-16375

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by **October 15, 2001**, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

JS:lh
Enclosures



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

August 15, 2001

CARL E NICHOLSON
PO BOX 690
MERIDIAN, ID 83680

Re: Claim No(s) 63-16373

63-16375

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

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Adjudication Section
Department of Water Resources
Western Region Office

JS:lh
Enclosures



GEHL

VERSATILE



Equipment Company

P.O. BOX 690 • MERIDIAN, IDAHO 83680 • TELEPHONE (208) 888-1593
TOLL FREE 1-800-769-1025 • FAX (208) 888-1624



WHITE



F A X T R A N S M I T T A L

TO: _____ DATE: 3/17/94
FROM: Tom Nicholson PAGES FOLLOWING: 2
FAX NUMBER SENT TO: 334-2348

MESSAGE: Just wanted to inform you that
the address you have for:
Thomas T. & Diana R. Nicholson
Carl V. & Patricia Nicholson
Carl E. & Blanche Nicholson
or the combination of the above
should be changed to:

P.O. Box 690
Meridian ID 83680

If you have any questions, please call me
at 888-1593.

David Lott

MICROFILMED

JUL 26 1994

Ringert, Clark, Harrington, Reid, Christenson & Kaufman

CHARTERED
LAWYERS

WILLIAM F. RINGERT
D. BLAIR CLARK
ANDREW M. HARRINGTON
JAMES G. REID
JEFFREY R. CHRISTENSON
JAMES P. KAUFMAN
LAURA E. BURRI

SAMUEL KAUFMAN (1921-1988)

599 WEST BANNOCK STREET
P.O. BOX 2773
BOISE, IDAHO 83701
TELEPHONE (208) 342-4591
FAX (208) 342-4667

May 18, 1989

RECEIVED
MAY 19 1989

Mr. David B. Shaw
Adjudication Bureau Chief
Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83720

Department of Water Resources

Re: Snake River Basin Adjudication - Boise County
Dear Dave:

Enclosed is a Request for Extension of Time to File
Adjudication Claims by Tom Nicholson and others, for your
consideration.

This is the extension I discussed with you by telephone
today.

Thank you for your attention to this matter.

Yours very truly,


W. F. Ringert

WFR:am
cc: Tom Nicholson

COPY

MICROFILMED

AUG 23 1992

23/1988

SRDA CLAIMS RECEIVING CHECKLIST #2

C00775-6

CLAIMANT'S NAME

Nicholson Et Al

CLAIM IDENT. NO.

463-16372

DATE RECEIVED

6/21/89

CK #

13792

AMOUNT \$

YES

NO

Required
Info?Is the name and address complete with zip code? ☒ YES ☐ NO *Is a priority date entered? ☒ YES ☐ NO *Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO *See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *(a) Is a source entered? ☒ YES ☐ NO *(b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A *Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *Is there a description of the diverting works? ☒ YES ☐ NO *Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *Is the period of use included? ☒ YES ☐ NO *Is a quantity claimed for each use? ☒ YES ☐ NO *Is a total quantity claimed entered? ☒ YES ☐ NO *If required is a consumptive use entered? ☒ YES ☐ NO N/A *Is the consumptive use correct? ☒ YES ☐ NO N/A *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, see Adjudication Memo # 4. ☒ YES ☐ NO N/A *0. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *1. Is (are) the county(ies) entered? ☒ YES ☐ NO *2. Is the ownership of p.u. checked? ☒ YES ☐ NO *3. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *4. 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.) ☒ YES ☐ NO N/A *5. Is the basis of the claim indicated? ☒ YES ☐ NO *6. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A *7. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *8. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *9. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *10. Is the fee enclosed correct? ☒ YES ☐ NO Exempt *11. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A *12. Should this claim be receipted and data entered? ☒ YES ☐ NO *Claim checked by: Bruce A. SchellDate: 7/11/89Claim must be returned to claimant: ☒ (Yes) ☐ (No)Claimant must be sent a copy of amended claim for approval: ☒ (Yes) ☐ (No)

Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

Checked by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Comments: _____

MICROFILMED

AUG 23 1992