

LOOKING NORTHEASTERLY

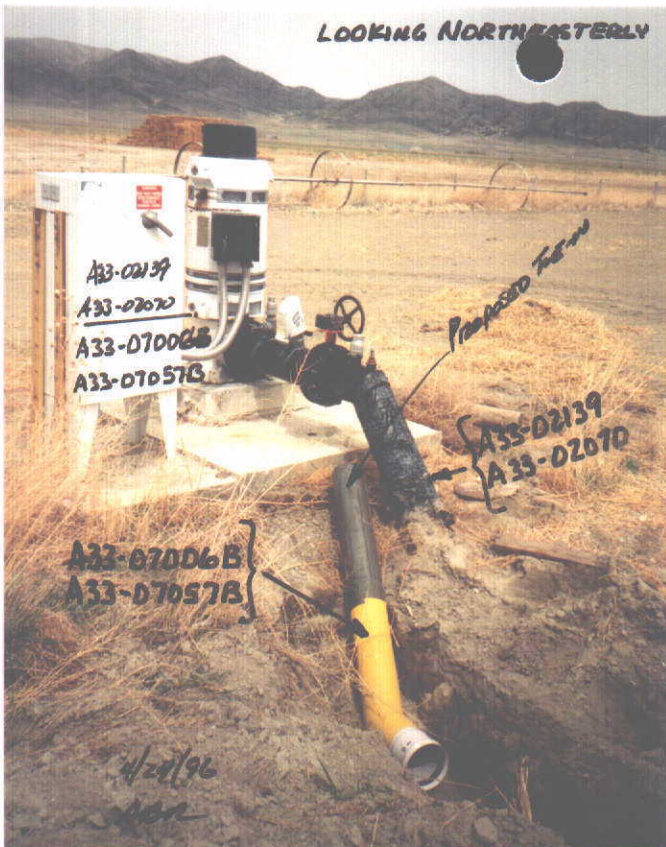


Photo 1. THE POINT OF DIVERSION SPECIFIED BY TRANSFER #4839. THIS WELL HAS (AS OF 01/23/97) FOUR WATER RIGHTS FROM IT TOTALING 3.59 cfs. AS:

"MACARRONI FIELD"	33-02072 - 1.82 cfs
	33-02139 - 1.27 cfs
"DYER 80"	33-07006B - 0.24 cfs (BY T. 4839)
	33-07057B - 0.26 cfs (BY T. 4839)

LOOKING SOUTHERLY



Photo 2. LEFT

LAYING OF THE MAINLINE TO THE DYER 80 (AS IT'S LOCALLY KNOWN).

Photo 3. BELOW

SHOWS THE NE CORNER OF THE DYER 80 - PREVIOUSLY A STACKYARD. SHOWS LOCATION OF MAINLINE (APPROX. LOCATION).

Big So. Butte



LOOKING SOUTHWESTERLY



A33-07006B A33-07057B

T-463 10.8
WOODIE LAND • LVSTK

68
350
P.O.D.
NW1/4 SW 36
T.6N., R.29E.

1995
③ NW 1/4
17.3
ISHAM FMS

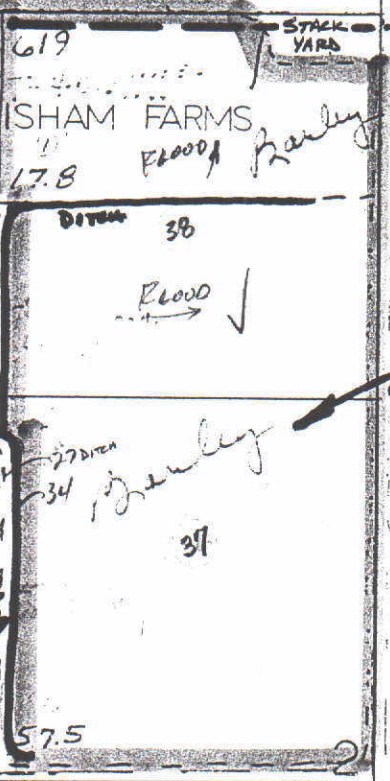
#619

④ NW 1/4
25.9-406

T.5N., R.29E.

BEFORE T's
#483915002

From Little Lost River
DIVERSION v. A
Army - Isham Ditch



PLACE OF USE
ISHAM FARMS
"DYER 80"

280' OFFSET TO
PROPERTY LINE

850.7

1912

15.4

② NW 1/4
52.3

24.9

⑤
104.1

U-17



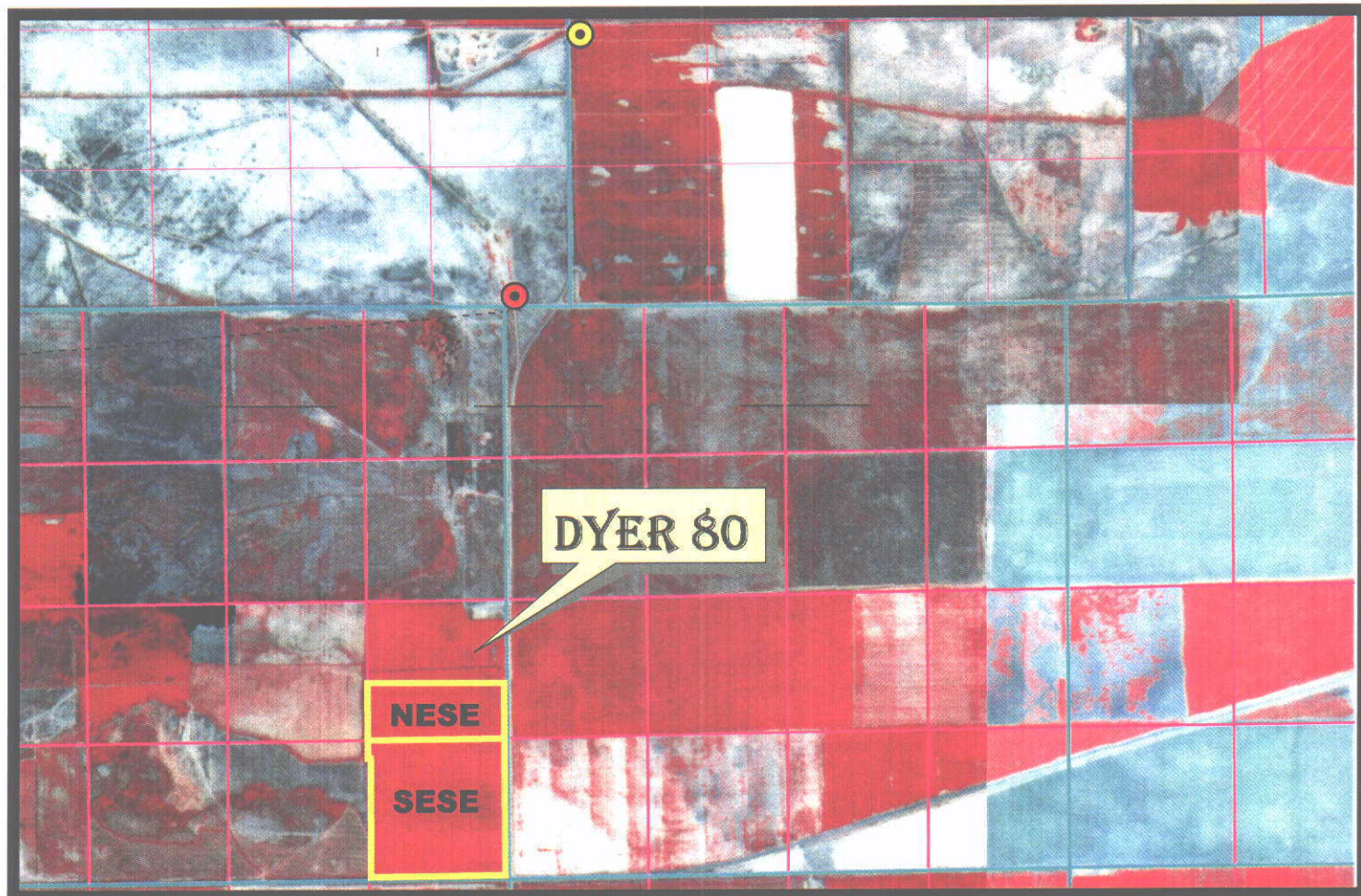
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Isham Farms

Water Right(s): 33-07006B, 33-07057E



500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 5500 6000 6500 7000 7500 8000 8500 9000 9500 10000 Feet

LEGEND



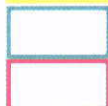
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



Section Line



Quarter-section line

Place(s) of Use: T.5N., R.29E.
Sec. 2 (part of) NESE, SESE

Point(s) of Diversion: T.6N., R.29E.
Sec. 36 NWNWSW

**Note: Place of Use is after Transfer
#4839**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: November 1999

A33-07006
ORVILLE NICHOLSON
SUNNYBAR RANCH BOX 40
HOWE ID 83244

R

NEED:

- ☐ WELL MEASUREMENT READ → COMBINED USE REMARK?
- ☐ COMBINED USE REMARKS - au
Rts. FROM P.O.D.

SEE TRANSFERS #4839 AND 5002.

~~4839~~

TO DYER 80'

JANUARY 23, 1997

ORVILLE NICHOLSON
SUNNYBAR RANCH BOX 40
HOWE ID 83244

RE: TRANSFER

Dear Mr. Nicholson:

Our office has received notice of approved transfer #4839
resulting in a split of water right #33-07057 and 33-07006.

The Snake River Basin Adjudication claim filed on this right has
been amended to reflect the division based on the transfer. The
Notice of Claim was divided as follows:

A33-07057A	ORVILLE NICHOLSON	5.470 CFS	445.5 ACRES
A33-07057B	ORVILLE NICHOLSON	0.260 CFS	49.0 ACRES
A33-07006A	ORVILLE NICHOLSON	4.210 CFS	286.0 ACRES
A33-07006B	ORVILLE NICHOLSON	0.240 CFS	49.0 ACRES

*Moved to
Dyer 80*

The enclosed Notices identify your portion of the right. Please
review the notices carefully and if you have any questions about
any of the items, please contact our office. If you agree with
the items on the notices, please place the copy with your
records.

Respectfully submitted,

Allen Ruberry
Sr. Water Resource Agent
Adjudication Bureau

AR:sc

Enclosure: Notice of Claim to a Water Right

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

Adj- Eastern
RECEIVED

JAN 17 1997

TRANSFER NO. 4839
WATER RIGHT NO(S). 33-07006B/33-07057B

Department of Water Resources
Eastern District Office

This is to certify that: **ORVILLE NICHOLSON**
SUNNYBAR RANCH BOX 40
HOWE ID 83244

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>	
Right No. 33-07006B :				
IRRIGATION	04/15 to 10/15	0.24 CFS	87.1 AF	28ac
Priority: 08/18/1966				
Right No. 33-07057B :				
IRRIGATION	04/15 to 10/15	0.26 CFS	73.5 AF	21ac.
Priority: 07/20/1977				
Acct # MO05356				
	TOTAL:	0.50 CFS	160.6 AF	

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 36, Township 06N, Range 29E
BUTTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	29E	2	NESE 12	SESE 37		49
Total number of acres irrigated:						* 49

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

Letters and CLAIM FORM OF BOTH
"B" PARTS SENT 1/24/97.
"A" PARTS ALSO SENT. 1/24/97
AAM

TRANSFER NO. 4839
WATER RIGHT NO(S). 33-07006B/33-07057B

CONDITIONS OF APPROVAL AND REMARKS

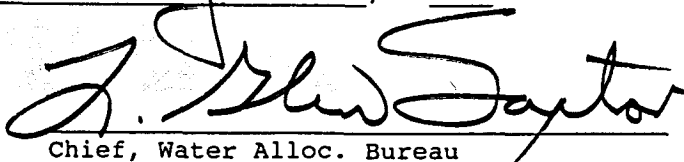
3. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
4. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
6. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
8. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
9. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 10. Right No. 33-07006B is limited to the irrigation of 28.0 acres in the place of use described above in a single irrigation season.
- * 11. Right No. 33-07057B is limited to the irrigation of 21.0 acres in the place of use described above in a single irrigation season.

Dated this 14th day of

January

, 19

97


Chief, Water Alloc. Bureau

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED

TRANSFER NO. 4839
WATER RIGHT NO(S). 33-07006B/33-07057B

JAN 17 1997

Department of Water Resources
Eastern District Office

This is to certify that: **ORVILLE NICHOLSON**
SUNNYBAR RANCH BOX 40
HOWE ID 83244

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 33-07006B : LIC. IRRIGATION Priority: 08/18/1966	04/15 to 10/15	0.24 CFS	87.1 AF
Right No. 33-07057B : 4/1 11/1 IRRIGATION Priority: 07/20/1977	04/15 to 10/15	0.26 CFS	73.5 AF
TOTAL:		0.50 CFS	160.6 AF

SOURCE

GROUNDWATER

COMBINED w/ 33-07057D
SEE NO. 33-07057E.

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 36, Township 06N, Range 29E
BUTTE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	29E	2	NESE 12	SESE 37		49

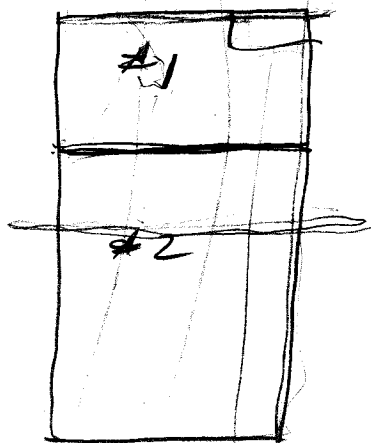
Total number of acres irrigated: * 49
22
71

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

GIS 76
SAC short

12
22
34



-Gwaly.

-Gwaly. -

		206	E14	E14
#1	33-02070B	12 AC	71	576
	33-02139B	"		6
#2	33-07006B	28	71	576
				6
#1 #2	33-07057E	31	71	576

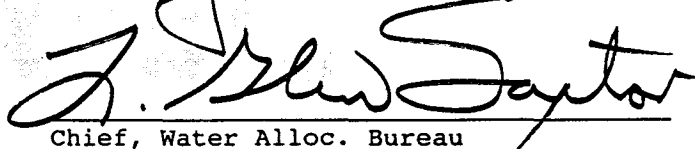
TRANSFER NO. 4839
WATER RIGHT NO(S). 33-07006B/33-07057B

CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
4. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
6. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
8. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
9. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 10. Right No. 33-07006B is limited to the irrigation of 28.0 acres in the place of use described above in a single irrigation season.
- * 11. Right No. 33-07057B is limited to the irrigation of 21.0 acres in the place of use described above in a single irrigation season.

Dated this 14th day of

January, 1997.


Chief, Water Alloc. Bureau

MEMORANDUM

TO: FILE NOS. 33-07006 & 33-07057

FROM: PAM SKAGGS^{PS} STATE OFFICE

SUBJECT: TRANSFER NO. 4839

DATE: January 7, 1997

de E 1-14-97

=====

Transfer No. 4839 was filed to change the point of diversion and place of use under a portion of Right Nos. 33-07006 and 33-07057, splitting each right into parts A and B.

The applicant owns the original place of use and will dry up the corners of his fields as described to transfer 49 acres to the proposed place of use. These groundwater rights overlap with surface water rights at both the original and new location.

The application was filed by the owner of the original rights who mistakenly identified the wrong quarter-quarter description of the proposed new point of diversion for the use of Isham Farms. The application originally identified the point of diversion in the NWNW, Section 36 and was later corrected by region staff to reflect the NWSW, Section 36, both within T05N, R29E.

Season of use and diversion volume were adjusted to current standards. The combined limit under Right No. 33-07006A was reduced to reflect the removal of 0.24 cfs from the combined rights and avoid expansion of use.

✓ Recommended conditions include drilling permit requirements, future measuring device & annual reporting, supplemental groundwater, irrigation overlap, right-of-way, permissible place of use and standard transfer conditions.

Page _____ of _____

SO 8-9-96

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4839

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant ORVILLE NICHOLSON Phone (208) 767-3463Post Office address SUNNYBAR RANCH BOX 40 HOWE ID 83244**A. PURPOSE OF TRANSFER**

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes CORNERS WILL BE DRIED UP WHERE PIVOTS SIT AND
I WILL TRANSFER THESE ACRES TO ISHAM FARMS

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|------------------|----------------------|-----------------------|-------------------|-----------------------------|
| <u>33-07057B</u> | <u>JULY 20, 1977</u> | <u>0.26</u> | <u>IRRIGATION</u> | <u>4-15</u> to <u>10-15</u> |
| <u>33-07006B</u> | <u>AUG. 18, 1966</u> | <u>0.24</u> | <u>IRRIGATION</u> | <u>4-15</u> to <u>10-15</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 0.50 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	36	6N	29E	BUTTE	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
5N	29E	02													12			37	49

Total acres 49

PART 1

6. General Information:

a. Description of diversion system WELL AND PUMP TO SPRINKLERS

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

POU WILL BE DRY FARMED

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

A. DESCRIPTION OF RIGHT AS RECORDED:

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	4.45 CFS	942.0 AF

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 30, Township 08N, Range 28E
BUTTE County

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
08N	28E	19	Lot 4 (SWSW)	38		SESW	40		
			SESE	40					158
		30	NENW	40	Lot 1 (NWNW)	38	Lot 2 (SWNW)	38	
			SENW	40					156
					Total number of acres irrigated:				314

CONDITIONS/REMARKS:

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. SUBJECT TO THE CONDITION THAT THE MAXIMUM RATE OF DIVERSION SHALL NOT EXCEED 4.45 CFS WHEN COMBINED WITH LICENSE NO. 32610/33-2123.

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 33-07057

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	5.73 CFS	1020.9 AF

SOURCE

GROUNDWATER

Priority: 07/20/1977

LOCATION OF POINT(S) OF DIVERSION:SWNW , Sec. 29, Township 08N, Range 28E
BUTTE CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N 28E 20	SWSW 39	SESW 35	SWSE 35	
	SESE 1			110
29	NENE 1	NWNE 34	NENW 30	
	NWNW 39	SWNW 39	SENW 35	
	NWSW 39	SWSW 39		256
30	NENE 20	NWNE 10	SWNE 14	
	NWSE 26	SWSE 28	SESE 2.5	100.5
		Total number of acres irrigated:		466.5

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 33-07006 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____

4. Date or priority AUGUST 18, 1966

5. Water is used for the following purpose:

amount 4.45 for IRRIGATION purposes from 4-15 to 10-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 4.45 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	30	8N	28E	BUTTE	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	28E	19											38	40			40	40	158
													L-4						
		30					40	38	38	40									156
								L-1	L-2										

Total acres 314

9. Describe any other water rights used for the same purpose as described above _____

MAXIMUM RATE OF DIVERSION SHALL NOT EXCEED 4.45 CFS WHEN COMBINED WITH RIGHT 33-02123

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
YES If yes, describe CORNERS IN W1/2 NW1/4 HAVE NOT BEEN IRRIGATED SINCE PIVOT WENT IN.

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount *0.24 for IRRIGATION purposes from 4-15 to 10-15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: ***SEE DIVERSION CONDITION**

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	30	08N	28E	BUTTE	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
08N	28E	30					7	7	7	7									28

Total acres 28

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 4.21 for IRRIGATION purposes from 4-15 to 10-15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	30	8N	28E	BUTTE	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
08N	28E	19											38	40			40	40	158
													L-4						
		30					33	31	31	33									128
							L-1	L-2											

Total acres 286

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 33-07057 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____

4. Date or priority JULY 20, 1977

5. Water is used for the following purpose:

amount 5.73 for IRRIGATION purposes from 4-01 to 11-01
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 5.73 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	29	8N	28E	BUTTE	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	28E	20											39	35			35	1	110
		29	1	34			30	39	39	35		39	39						256
		30	20	10	14											26	28	2.5	100.5

Total acres 466.5

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.26 CFS for IRRIGATION purposes from 4-01 to 11-01
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	29	8N	28E	BUTTE	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	28E	30		7	7											7			21

Total acres 21

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 5.47 for IRRIGATION purposes from 4-01 to 11-01
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	29	08N	28E	BUTTE	

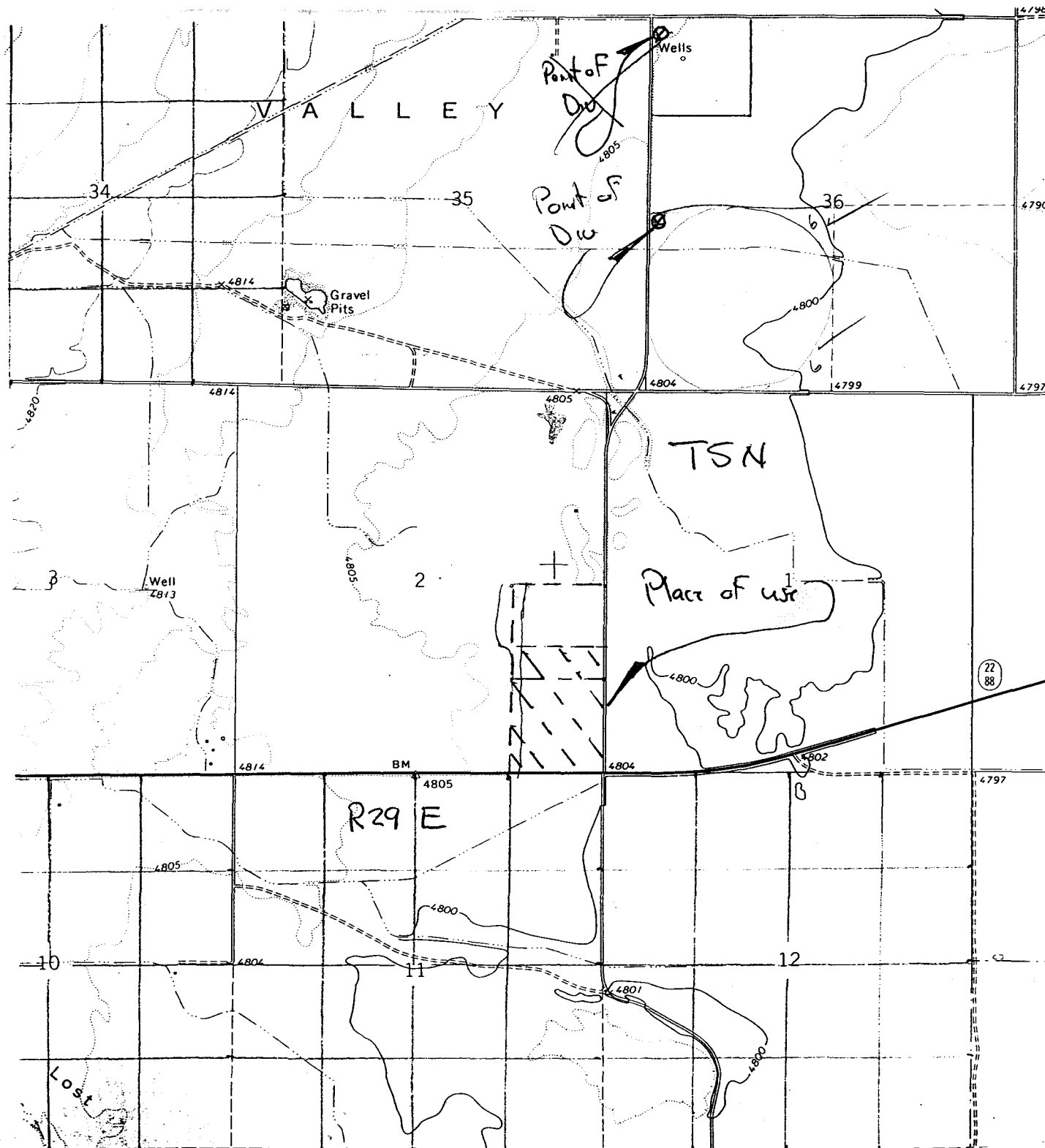
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
08N	28E	20											39	35			35	1	110
		29	1	34			30	39	39	35		39	39						256
		30	20	3	7											19	28	2.5	79.5

Total acres 445.5

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



LOOKING NORTHEASTERLY

Photo 1. THE POINT OF DIVERSION SPECIFIED
BY TRANSFER #4839. THIS WELL HAS (AS OF
01/23/97) FOUR WATER RIGHTS FROM IT
TOTALING 3.59 cfs. AS:

"MACARKONI FIELD"	{ 33-02072 - 1.82 cfs
	{ 33-02139 - 1.27 cfs
"DYER 80"	{ 33-07006B - 0.24 cfs (BY T. 4839)
	{ 33-07057B - 0.26 cfs (BY T. 4839)



LOOKING SOUTHERLY

Photo 2. LEFT

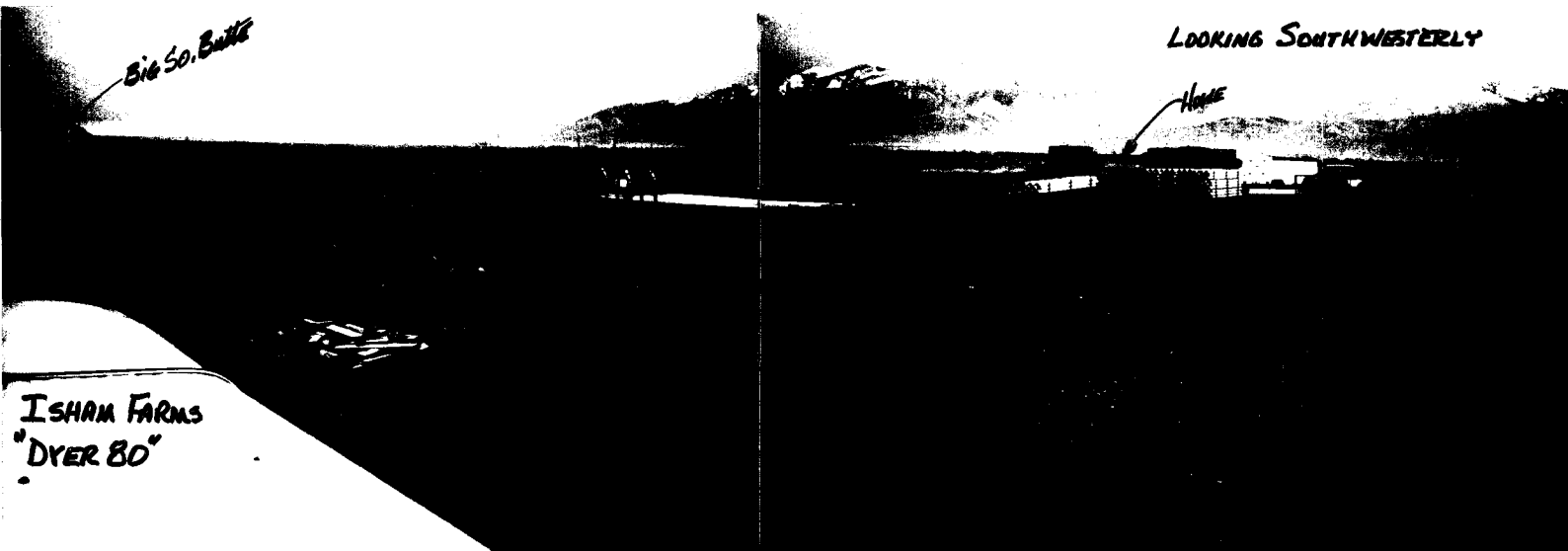
LAYING OF THE MAINLINE TO
THE DYER 80 (AS IT'S LOCALLY
KNOWN).

Photo 3. BELOW

SHOWS THE NE CORNER OF THE
DYER 80 - PREVIOUSLY A STACKYARD.
SHOWS LOCATION OF MAINLINE
(APPROX. LOCATION).



LOOKING SOUTHWESTERLY



A33-07006B A33-07057B

4-17

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:30:54
01/23/97

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: 433-07006B

LAST: NICHOLSON
ADDRESS: HOME
CITY: HOME
PHONE NUMBER: 208-767-3463
OWNER CODE: C
FIRST: BNA
STATE: ID ZIP: 83244
FIRST: CRVILLE
STATE: ID ZIP: 83244
PHONE NUMBER: 208-767-3463
OWNER CODE: C

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE
FIELD EXAMINER
Y() N()

CLAIM REMARKS: GEN SUBJECT TO THE CONDITION THAT THE MAXIMUM RATE OF DIVERSION SHALL NOT EXCEED 4.45 CFS WHEN COMBINED WITH LICENSE NO. 32610/33-2123.

*CC: Comments As Part of
Claim 33-07006 claim.*

FIELD EXAMINATION INFORMATION

CONTACT PERSON: PHONE NUMBER: ()
DATE OF FIELD EXAM: / / APPOINTMENT NAME: Y() N() TIME: : : A() P()
ACCOMPANIED BY: PHONE NUMBER: ()
RELATIONSHIP TO CLAIMANT:
DIRECTIONS TO PROPERTY / NOTES:

A. AT CLAIM: 3-23-67 070066 PRIORITY DATE: 08-18-1966 STAGE: 1

B. NR RECORD: 3 33-070066 PRIORITY DATE: 08-18-1966 STAGE: 1

C. CAN THE PRIORITY DATE CLAIMED BY CONTINUED BY A DECADE OR LICENSE?

Y() N()

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

Y() N()

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

Y() N()

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

PROOF OF BENEFICIAL USE SUBMITTED

N/A() Y() N()

FIELD EXAM COMPLETED

N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A() Y() N()

LICENSE ISSUED

N/A() Y() N()

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

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

N/A() Y() N()

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

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y() N()

NOTES:

RECOMMENDED PRIORITY DATE: As claimed

08-18-1966

REVIEWED BY

DATE 23 Jan 1967

A. AT CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. R33E.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A33-070068	06N	29E	36	NW	NW	SW		BUTTE		

OTHER AJ CLAIMS WITH SAME AJ FOR
A PREFIX
R PREFIX
A33-02070
A33-02139
A33-070578

WX RECORDS IN SAME 40 ACRES TRACT
33-02070
33-02139
33-070578

SOURCE: GROUNDWATER

TRIS:

B. WE POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. R33E.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
33-070068	06N	29E	36	NW	NW	SW		BUTTE		

OTHER WX RECORDS WITH SAME WX FOR

AJ CLAIMS IN SAME 40 ACRES TRACT
A PREFIX
R PREFIX
A33-02070
A33-02139
A33-070578

SOURCE: GROUNDWATER

TRIS:

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

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

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPC DATA?

N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM?

Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y() N()

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

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE?

Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM?

Y() N()

R33-74839

17 WMS

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7/19/94, 4/24/96
RECEIVED
OFFICE OF THE
ATTORNEY GENERAL
ASB/Leamy

Figure 1

✓ **PET 7.4839**

COURT DIVERSITY NAME
00443

[illegible][illegible]

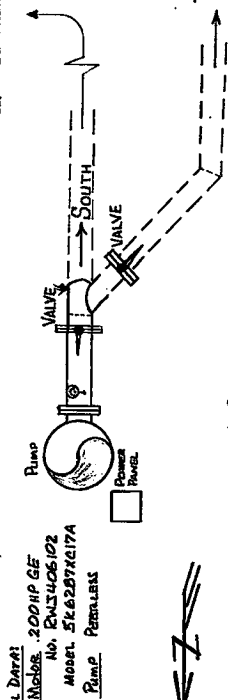
Figure 1

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SYSTEM DESCRIPTION: OVERSEEN BELOW (___). SEE LITERATURE (___). OF THE ATTACHMENT X'S SELF PHOTOS



No Scale

SKETCH COPIED FROM A33-02070

[illegible]

100

[illegible]

49.012

1. *Introduction*

[illegible]

#-002

SUBS
SOOS
7.2 AC

ADDITIONAL

7/21

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

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

Y(✓) N()

SEE NOTE ON Pg. 5 ABOVE

LIST OF ALL RIGHTS WITH A CANE POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	QTY. RATE	DIV. RATE/ACRE	QTY. VOL.	DIV. VOL./ACRE
A33-070052	GROUNDWATER	NICHOLSON, RYA	0.240	0.004		
A33-00038	LITTLE LOST RIVER	ISHAM FARMS	0.800	0.001		
A33-00038	LITTLE LOST RIVER	ISHAM FARMS	0.800	0.001		
A33-070573	GROUNDWATER	NICHOLSON, ORVILLE	0.800	0.005		
A33-10052	LITTLE LOST RIVER	ISHAM FARMS	5.920	0.007		
A33-10052	LITTLE LOST RIVER	ISHAM FARMS	3.920	0.007		

NO RIGHTS WITH CANE POU BUT NOT USED FOR IRRIGATION

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

A IF YES, COMPLETE OVERLAP REVIEW:

Y() N()

OTHER RIGHTS LISTED IN CLAIM: 33-070573

33-10052 ALSO CLAIMED (SURFACE WATERS FROM 33-00031K, 00036A, 00037)

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

N/A() Y(✓) N()

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

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

N/A() Y() N(✓)

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

Y(✓) N() IT WAS

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

Y() N(✓)

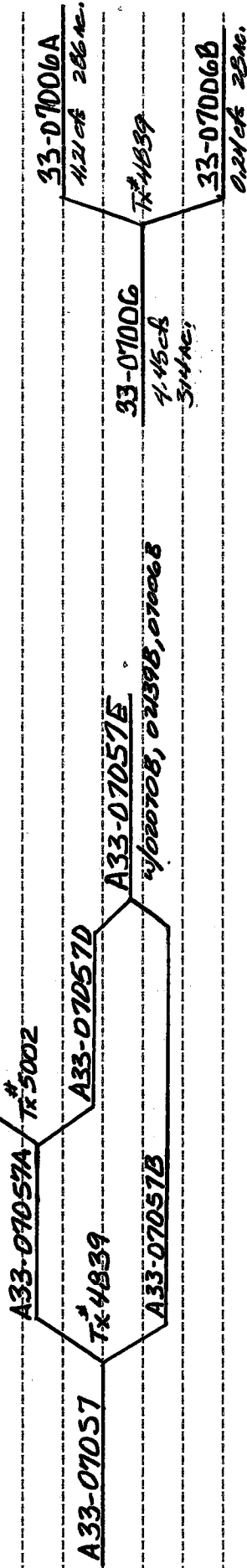
FOR T.4839

CHECK DOCUMENTS USED TO VERIFY FOL: () PHOTOGRAPHIC SURV, TOUR NO. _____

() NAPP, TOUR NO. WBS SW () AERO PHOTO: () OTHER T. 4839

NOTES: NAPP Photo WBS SW CLEARLY SHOWS LANDS NOT UNDER IRRIGATION AS: NSESE (NRE Banna)
AN AREA USED AS A STACK YARD ≈ 1 AC; SESE A STRIP ALONG THE EAST EDGE APPROX 80'
WIDE AND APPROX 1144' (SEATED ON NAPP Photo) = $80' \times 1144' / 43560 = 2.1$ AC.
TRANSFER 4839 ALLOWS 37 AC IN SESE, 12 AC IN NSESE. NSESE ADDITIONAL WATER IS USED.
TRANSFER 5002 ADDS AN ADDITIONAL 22 ACRES FROM 33-02070 (AS B'), 33-02139 (AS B')
AND 33-07057A (AS D). 'D' WAS COMPOSED W/ B' TO MAKE 'E'.

A33-07057C



RECOMMENDATIONS:

TOTAL ACRES: 49.0 AC N/A ()

REVIEWED BY: ABR

DATE: 23 Jan 99

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

CLAIM NUMBER: A33-070068

A. AT CLAIMED USES:

PURPOSE OF USE PERIOD OF USE (MONTH/DAY) DIV. RATE FOR EACH USE DIV. VOL. FOR EACH USE
 A33-070068 IRRIGATION FROM 04-15 TO 10-15 0.240 CFS 0.240 CFS
 TOTAL DIVERSION RATE/VOLUME 0.240 CFS OK PER T. 4839

B. NR RECORDED USES:

PURPOSE OF USE PERIOD OF USE (MONTH/DAY) DIV. RATE FOR EACH USE DIV. VOL. FOR EACH USE
 23-070068 IRRIGATION FROM 04-15 TO 10-15 0.240 CFS 0.240 CFS
 TOTAL DIVERSION RATE/VOLUME 0.240 CFS

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

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

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

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

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IWR STANDARDS? Y() N()

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

A IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IWR STANDARDS, EXPLAIN IN NOTES BELOW.

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

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

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

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

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

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

NO MEASUREMENT OF WELL
 READ.

PER T. 4839

PER T. 4839

WATERBURY 83000

PAGE: 7
TITLE: EFFECTS OF USE, PATTERN OF USE, DEVIATION RATE AND DIRECTION VOLUME FLUX ON STEEL CONTINUED

27 28
29 30
31 32
33 34
35 36

AJ CLAIM TOTAL DIVERSION RATE: 0.240 CFS

WR RIGHT TOTAL DIVERSION RATE: 0.240 CFS

1. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
2. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()
- * ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.
3. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()
- * IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.
4. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

FLOW MEASUREMENT

MEASUREMENT METHOD

SEE ATTACHED CALCULATIONS.

5.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1. IRRIGATION RATE
ACRES $\times$ 0.02 CFS/ACRE = CFS
(Taken from flow review)

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

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

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

ACRES $\times$ DIVERSION VOL. AE/A FOR AREA =

TOTAL DIVERSION VOLUME AE/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AE/A

ACRES $\times$ CONSUMPTIVE VOL. AE/A FOR AREA =

TOTAL CONSUMPTIVE USE AE/A

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

MEASUREMENT OF
Well Road.

15. CALCULATIONS

NOTES:

WE RECORD CONDITIONS/REMARKS:

- Right holder shall comply with the drilling permit requirements of Section 42-205, Idaho Code.
- After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- the right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot

- be delivered to the right holder.
- This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

cont
cont
cont
Ad
Ad

RECOMMENDATIONS REVIEW SHEET

CLAIM NUMBER: A33-07005B

13

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	DATABASE EXAMINER	DATABASE EXAMINER	REC. DIV WILL AC/A	REC. CONC. USE
IRRIGATION	04-15 <i>2</i> 10-15	DATABASE EXAMINER 0.240	DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER 0.0
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-----	-----	-----	-----	-----	-----	-----
TOTAL FOR THIS RIGHT		<i>0.240</i>				0.0

S&S Combined Use Remarks

NON-IRRIGATION USES CLAIMED:

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

REVIEWED BY: _____

DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE): _____

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

COUNTERSIGNED
FORFEIT/AMOUNT
ADDITIONAL CIV. COSTS

ACCEPTED
AS CLAIMED
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()
()

B. SOLID WATER RIGHTS REVIEW

DEED WATER RIGHT NUMBER: 00 07005

TOTAL COUNTERMINT OF US SPOT

CLAIMS

DATE: 4/4/93

Part "B" 0.24 PER T-4893

OLD RIGHTS NUMBERS	CURRENT CLAIM NUMBERS	REVIEW DATE	CURRENT CLAIM NUM.	REVIEW DATE	REVIEW DATE
00-070051	A33-070053	0-240	00-07006	4-430	00-07006A 00-07006B
					4-430
					4-430

REVIEW DATE REVIEW

TO THE EXTENT OF THE CLAIMS THAT ARE NOT REVIEWED, THE CLAIMS ARE NOT REVIEWED.

NOTES:

THIS RIGHT SPLIT BY TRANSFER #4839. THIS "B" PORTION WAS MOVED TO CLAIMS PQU.
PART "A" REMAINED UNCHANGED. A33-070057B WAS MOVED WITH THIS RIGHT BY SAME TRANS.
THESE RIGHTS ARE KEPT IN THE NAME OF THE OWNER, CRIVILLE J. NELSON, BUT MOVED TO
LANDS OWNED AND OPERATED BY PEARL FARMS in A FAMILY DEAL.
As SPLIT: A33-07006A - 4.21 of
A33-07006B - 0.24 of
RIGHT IS CLAIMED IN-FULL
4.45

AUTHENTICATION

SIGNATURE: *Asst. Attorney* DATE: 24 Jan 97

NAME OF FIELD EXAMINER: *Allen B. Ruggery* TITLE: *Sr. Asst.*

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

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)

IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

	DATE OF PHOTO	TOWN ID NO.	COPY INCLUDED IN FILE?
() ORTHOPHOTOGRAPH			Y() N()
() TOPOGRAPHIC			Y() N()
() MAP	1987		Y() N()
() AERIAL PHOTO	1987		Y() N()
() AERIAL SLIDE			Y() N()
() 21K OR USES AERIAL PHOTO			Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	checked		Y() N()
() SOIL SURVEY MAP			Y() N()
() SUBDIVISION PLAT MAP			Y() N()
() OTHER			Y() N()
() OTHER			Y() N()
() OTHER			Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NOTES

	DATE OF FIELD EXAM	DATE OF FIELD EXAM	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM				
() WATER RIGHT LICENSE				
() IDWR APPROVED TRANSFER	14 Jan 97	44939		
() SYSTEM DESCRIPTION				
() PHOTOGRAPHS				
() SPLIT RIGHT REVIEW				
() RUBBLE ANALYSIS				
() CONVEYANCE LOSS ANALYSIS				
() FLOW MEASUREMENT CALCULATIONS				
() OTHER				
() OTHER				

STATE OF IOWA
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:03:54
01/23/97

PAGE: 16
QUICKLOOK INFORMATION

CLAIM NUMBER: 833-070000

16

UT ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT REQUIREMENT WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VARIFIED DATE WHOM/DATE
STABILITY DATE				N				
POINT OF DTD				4 T. 4839				
SOURCE				N				
TYPE OF USE	Y			4 T. 4839				
DIV. AGENCY CDS/VOLUNS								
CONSTRUCTION USE								
REQUIREMENTS OF USE								
PERIOD OF USE				N				
STATUS OF CLAIM	Y			4 T. 4839				
REMARKS	Y			N				

BARCODE UPDATED
WHOM/DATE



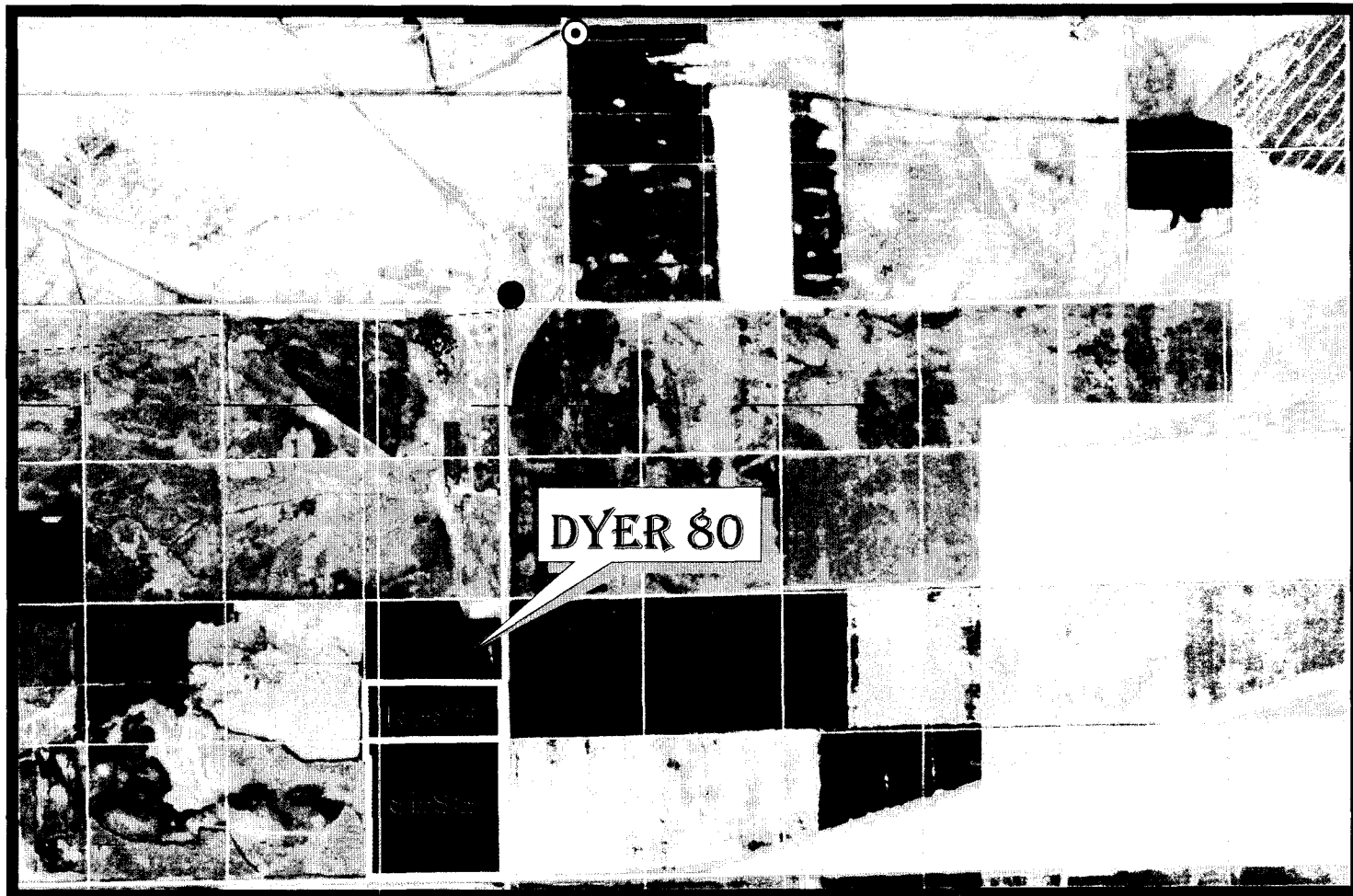
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Isham Farms

Water Right(s): 33-07006B, 33-07057E



500 0 500 1000 1500 2000 2500 3000 3500 4000 4500 5000 5500 6000 6500 7000 7500 8000 8500 9000 9500 10000 Feet

LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use

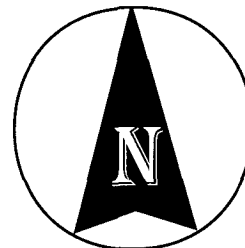
Section Line

Quarter-section line

Place(s) of Use: T.5N., R.29E.
Sec. 2 (part of) NESE, SESE

Point(s) of Diversion: T.6N., R.29E.
Sec. 36 NWNWSW

Note: Place of Use is after Transfer
#4839



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: November 1999

Water Right Number - R33-070068

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - - - + + - - - - - Address - - - - -

*** C - CURRENT OWNER ***

NICHOLSON

REA

1 -
2 -
3 -City- HOWE
Phone - 208-767-3463

State- ID Zip- 83244

NICHOLSON

ORVILLE

1 -
2 -
3 -City- HOWE
Phone - 208-767-3463

State- ID Zip- 83244

+ - - - - Priority Date - - - - + + - - - - Region - - - - + + - - - - Stage - - - - + + - - - - Status - - - - +
08/18/1966 15 EASTERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name

06N 29E 36 NW NW SW (23) BUTTE

+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION

04/15 10/15 0.240

+ - - - - Total Div. Rate - - - - + + - - - - Total Div. Capacity - - - - + + - - - - Total Consumptive Use - - - - + + - - - - KW Usage - - - - +
0.240 0.0

+ - - - - TwN Rng Sec Tract Lot Acres Code Description County

05N 29E 2 NE SE 34.0 01 IRRIGATION (23) BUTTE
05N 29E 2 SE SE 37.0 01 IRRIGATION (23) BUTTE

Total Acres: 71.0

+ - - - - Diversion Means - WELL DELIVERS WATER TO COMMON MAINLINE/SPRINKLER SYSTEM

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use - 33-07057E

+ - - - - Remarks - - - - -

QNT

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.86 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 248.5 AF. COMBINED RIGHT
NOS.: 33-020708, 33-021398, AND 33-07057E.New 80# 102
POD 80# 127

Water right number - R33-070068

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - - +

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
 THE IRRIGATION OF A COMBINED TOTAL OF 71 ACRES IN A SINGLE
 IRRIGATION SEASON. COMBINED RIGHT NOS. 33-020708, 33-021398, AND
 33-07057E.
 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 28 ACRES WITHIN
 THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
 DIVERSION DESCRIBED ABOVE: 33-07057E, 33-02070A AND B, 33-02139A
 AND B.

+ - - - - - Old Water Right Numbers - - - - - +

3307006

+ - - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - - Decree Plaintiff - - - + + - Decree Date - - +

00/00/0000

+ - - - - - Audit Fields - 01/23/97 ARUBERRY 01/27/97 ARUBERRY 03/18/99 ARUBERRY

+ - - - - - Comments - - - - - +

Date: 01/23/1997 User Id: ARUBERRY Subject: TRANSFER #4839
RIGHT WAS SPLIT BY TRANS.# 4839. APPROVED 14JAN97.
Date: 03/18/1999 User Id: ARUBERRY Subject: RECEIPT NO.
RECEIPT NO. M005356.

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/12/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- OR	Notice of Error Flag	-

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: **A33-07006B**
Date Received: 12/12/1989
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: REA NICHOLSON
Address:

208-767-3463

HOWE ID

83244

OR

Name: ORVILLE NICHOLSON
Address:

208-767-3463

HOWE ID

83244

2. Date of Priority: AUG 18, 1966

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	29E	36	NW	NW	SW		BUTTE

5. Description of diverting works:

WELL DELIVERS WATER TO COMMON MAINLINE/SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.240		

7. Total Quantity Appropriated is:

0.240 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

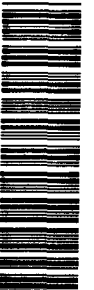
Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	29E	2	NE	SE		IRR	12.0

A3307006B



10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	29E	2	SE	SE		IRR	37.0
Section Acres							49.0
Total Acres							49.0

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:
33-07057B

14. Remarks:
TRANSFER #4839, 01/14/97, SPLIT RIGHT INTO PARTS A AND B.

15. Basis of Claim: LICENSE