

LOT 4

38

40

40

39

A33-07006

A33-02123

24 25
30 30

19 20
29 28

A33-02085

A33-07057

LOT 2

37

44

40

39

LOT 3

40

39

LOT 4

T. 8 N.
T. 8 N.

25 30
36 31

R.27E.

R.28E.

ORVILLE NICHOLSON'S Claims: A33-
02024, 00066, 02123, 02035, 02128,
07006, 07057, 00117, 07151(P)

CLAIM NO(S) T 8 N. R 28 E.
DATE: SOURCE OF DOC: A33-
SCALE: 1"=660'
SIGNATURE: *Orville Nicholson*

Owner's Address-
Box 20

EXCHANGE WELL
A33-02128

ORVILLE NICHOLSON'S Claims: A33-02024, 00066, 02123, 02085, 02128, 07006, 07057, 00117, 07151(P)

CLAIM NO(S) :
DATE: I 8N. R 28E.
SOURCE OF DOC: ASIS
SCALE: 1"=660'
SIGNATURE: *ASIS*

PAGE 2. MATCH TO
SECTION COLUMNS WITH
PAGE 1.

BOOSTER PUMPS
A33-07151 HYDRO PLANT

← HOMESTEAD →

A33-02085

A33-07057

100.0

30 29

30

34

36

39

34

39

39

37

30

38

35

36

30

PAGE: 5
POINT OF DIVERSION REVIEW SHEET CONTINUED

CLAIM NUMBER: A33-07057

1. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (NAME OF FIELD EXAM))

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

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

TWP.	RGE.	SEC.	1/4	1/4	LOT	PLAT	COUNTY	DIVERSION NAME	DIVERSION NR
06N	28E	29	SW	SW			OUTTE		
06N	28E	29	SW	SW			OUTTE		
06N	28E	30	SW	SW			OUTTE		

SOURCE: GROUNDWATER

TRIS:

REVIEWED BY:

DATE:

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





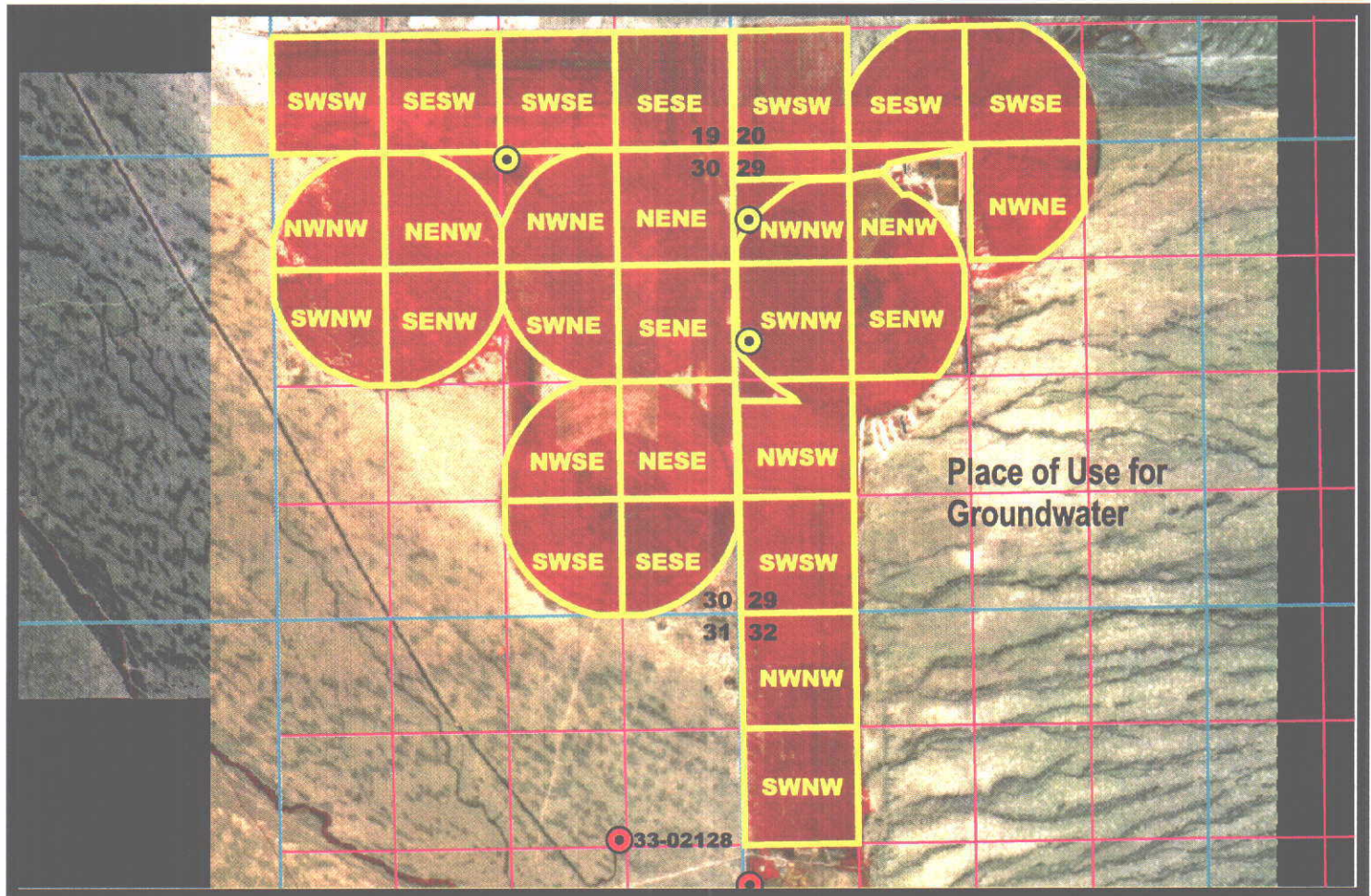
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: O. Nicholson

Water Right(s): 33-02123, 33-02085, 33-07006A, 33-07057C



1000 0 1000 2000 3000 4000 5000 6000 7000 8000 9000 10000 11000 12000 Feet

LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



Section Line



Quarter-section line

Place(s) of Use: T.8N., R.28E.
(parts of) Sections 19, 20, 29,
30, and 32

Point(s) of Diversion: T.8N., R.28E.
Section 29 SWNWNW, SWSWNW,
Section 30 NWNWNE

Note: 33-02128 is the exchange well



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

A33-07057 *HC*
ORVILLE NICHOLSON
REA NICHOLSON
HOWE

ID 83244



A3307057C

□ *Assumption Plus E*

Pump Motor

U.S. Motor

200 HP

ID# C603876-719 86-18777

JOHNSTON Pump.

SEE A33-07006A FOR

TRANS. 4839 DOCS.

TRANS. 5002

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED

FEB 12 1998

Department of Water Resources
Eastern Region

TRANSFER NO. 5002
WATER RIGHT NO(S). 33-02070B/33-02139B/33-07057D

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

Combined to
make AOS. Claim
A33-07057E

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. 33-02070B : IRRIGATION Priority: 02/14/1953	<u>04/15 to 10/15</u>	0.14 CFS	42.0 AF
Right No. 33-02139B : IRRIGATION Priority: 12/01/1947	<u>04/15 to 10/15</u>	0.10 CFS	36.3 AF
SUBTOTAL:		* 0.24 CFS	* 42.0 AF
Right No. 33-07057D : IRRIGATION Priority: 07/20/1977	<u>04/15 to 10/15</u>	0.12 CFS	35.0 AF
TOTAL:		** 0.36 CFS	** 77.0 AF

My 12AC
Copy
12AC

10AC.

22AC
limited

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	22		22
Total number of acres irrigated:						*** 22

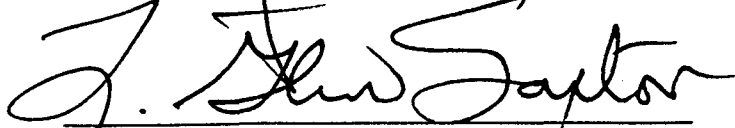
TRANSFER NO. 5002
WATER RIGHT NO(S). 33-02070B/33-02139B/33-07057D

CONDITIONS OF APPROVAL AND REMARKS

1. 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.
2. 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.
3. 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.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.
- *** 8. Right 33-02070B is limited to the irrigation of 12.0 acres in the place of use described above in a single irrigation season.
- *** 9. Right 33-02139B is limited to the irrigation of 12.0 acres in the place of use described above in a single irrigation season.
- *** 10. Right 33-07057D is limited to the irrigation of 10.0 acres in the place of use described above in a single irrigation season.
- * 11. Rights 33-02070B and 33-02139B when combined shall not exceed a total annual diversion volume of 42.0 af at the field headgate and the irrigation of 12.0 acres. ^{33-07057D}
- ** 12. Rights 33-02070B, 33-02139B and 33-07057D when combined shall not exceed a total annual diversion volume of 77.0 af at the field headgate and the irrigation of 22.0 acres. ^{33-07057D}

Dated this 4th day of

February, 1998



Chief, Water Allocation Bureau

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

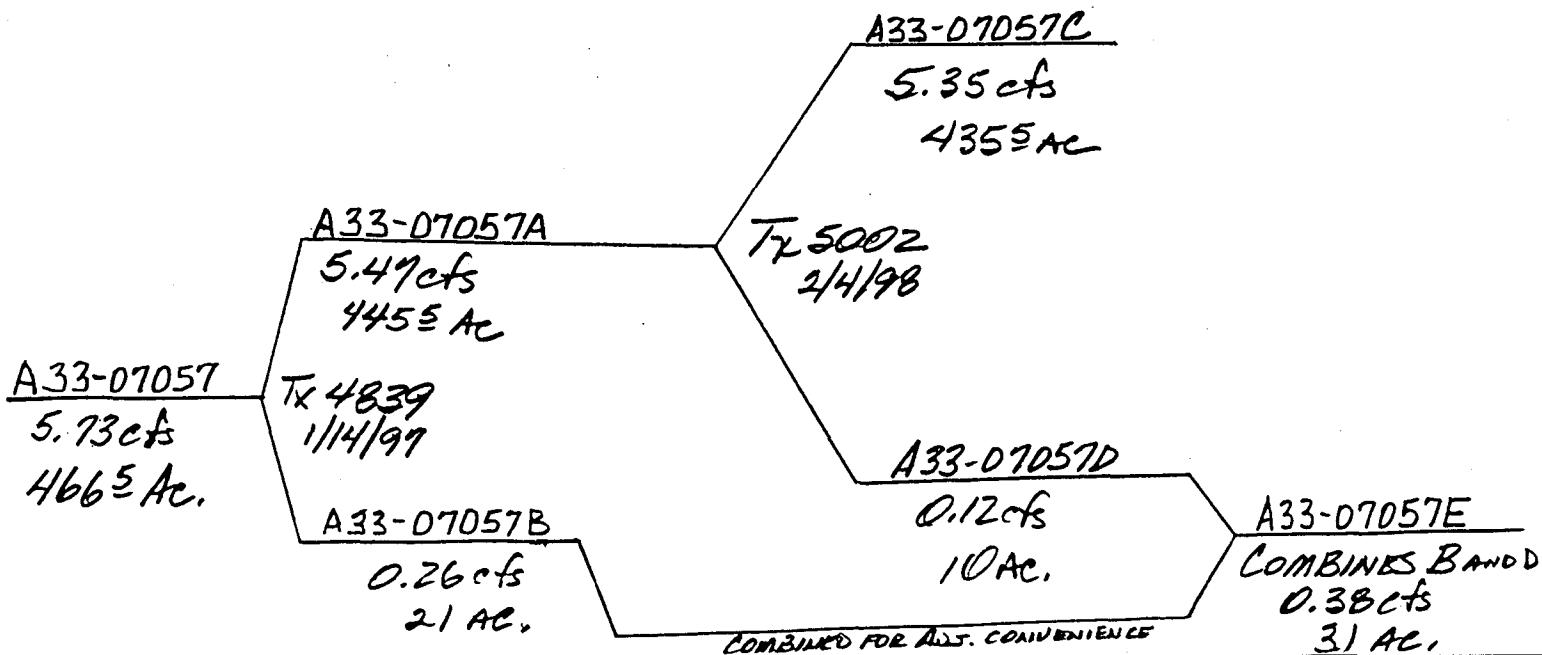
Priority: 07/20/1977

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	110
	SESE 1			
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.



MEMORANDUM

TO: FILES 33-02070, 33-02139 & 33-07057A

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER 5002

DATE: February 2, 1998



=====

Transfer 5002 changes the point of diversion under a portion of Right 33-07057A, and the place of use under a portion of Rights 33-02070 (A & B), 33-02139 (A & B) and 33-07057A (C & D), splitting each right. ✓

The applicant is transferring a total of 22 acres adjacent to irrigated land under earlier Transfer 4839. Overlap review identifies these groundwater rights as supplemental to surface rights at both the historic and proposed place of use. ✓

Season of use and diversion volume were adjusted to current standards. Recommended conditions include future measuring devices & annual reporting, supplemental groundwater, irrigation overlap, permissible place of use, combined right limits and standard transfer conditions. ✓

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

Waf - 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				
Rec # M005356				
	TOTAL:	<u>0.50 CFS</u>	<u>160.6 AF</u>	

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.

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. *on*
- * 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.

J. Glen Saylor
Chief, Water Alloc. Bureau

50 8-9-96
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4839

Page _____ of _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant ORVILLE NICHOLSON Phone (208) 767-3463
Post 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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	36	6N	29E	BUTTE	

5. Lands irrigated or place of use: 'DYER 80'

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
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 _____

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 33-07006

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

SOURCE

GROUNDWATER

Priority: 08/18/1966

LOCATION OF POINT(S) OF DIVERSION:NWE , Sec. 30, Township 08N, Range 28E
BUTTE CountyPLACE OF USE: IRRIGATION

<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	SWSE	40
			SESE	40					158
		30	NENW	40	Lot 1 (NWNW)	38	Lot 2 (SWNW)	38	
			SESW	40					156
									314

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.

A33-07006A
 4.21 cfs
 286 Ac.

A33-07006
 4.45 cfs
 314⁰ Ac.
 LIMITED TO 4.45 cfs
 w/ 33-02123

TX #4839
 14 Jan 97

A33-07006B
 0.24 cfs
 28 Ac.

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:

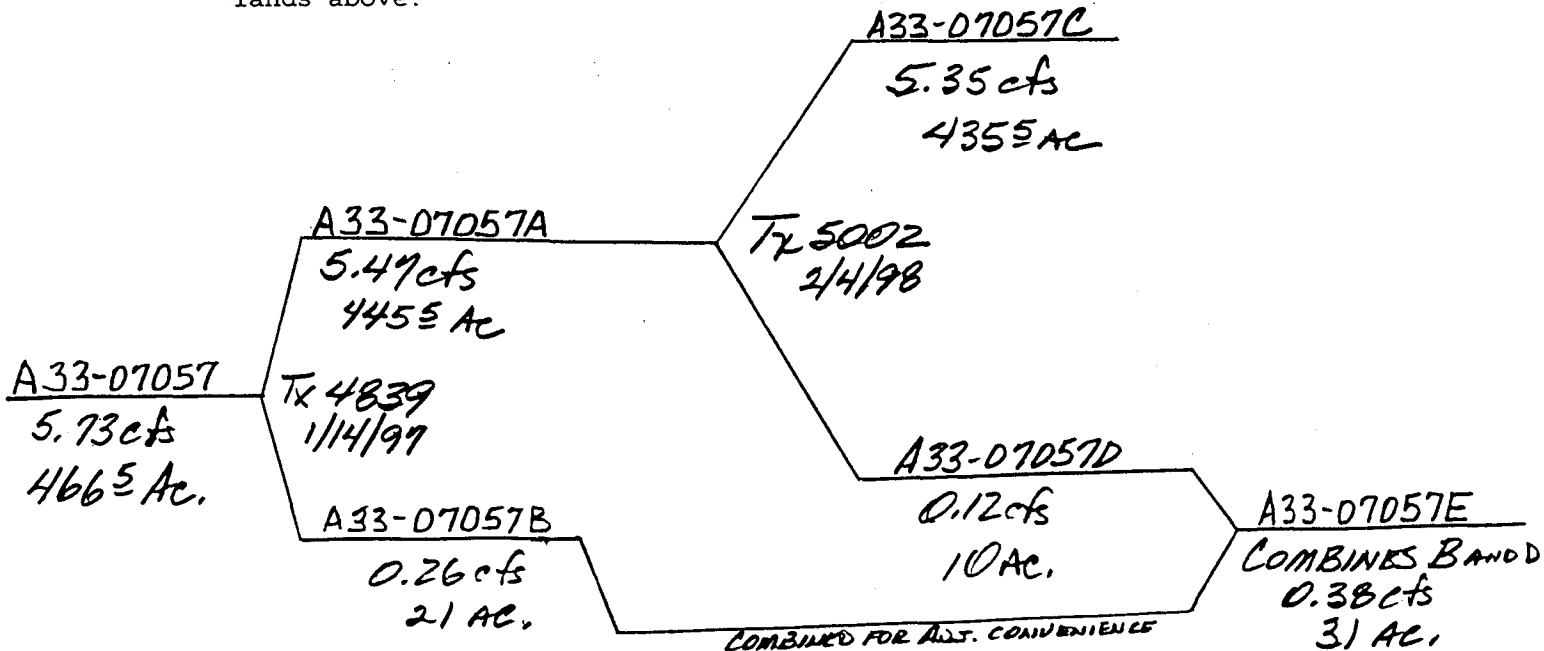
SWNW , Sec. 29, Township 08N, Range 28E
BUTTE County

PLACE 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	110
	SESE 1			
29	NENE 1	NWNE 34	NENW 30	
	NWNW 39	SWNW 39	SENW 35	256
	NWSW 39	SWSW 39		
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										
							-7	-7	-7	-7									

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 33-07006B

Lot	1/4	1/4	1/4	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 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
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: 33-07006A

Lot	1/4	1/4	1/4	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 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
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:

33-07057B

Lot	1/4	1/4	1/4	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 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
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:

33-07057A Funtler Spout
88 TX 5002

Lot	1/4	1/4	1/4	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 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
08N	28E	20										3	39	35			35	1	110
		29	1	34			30	29	29	35		39	39						256
		30	20	3	7			33	38			36				19	28	2.5	79.5
				2	7											7			21 AC

Total acres 445.5

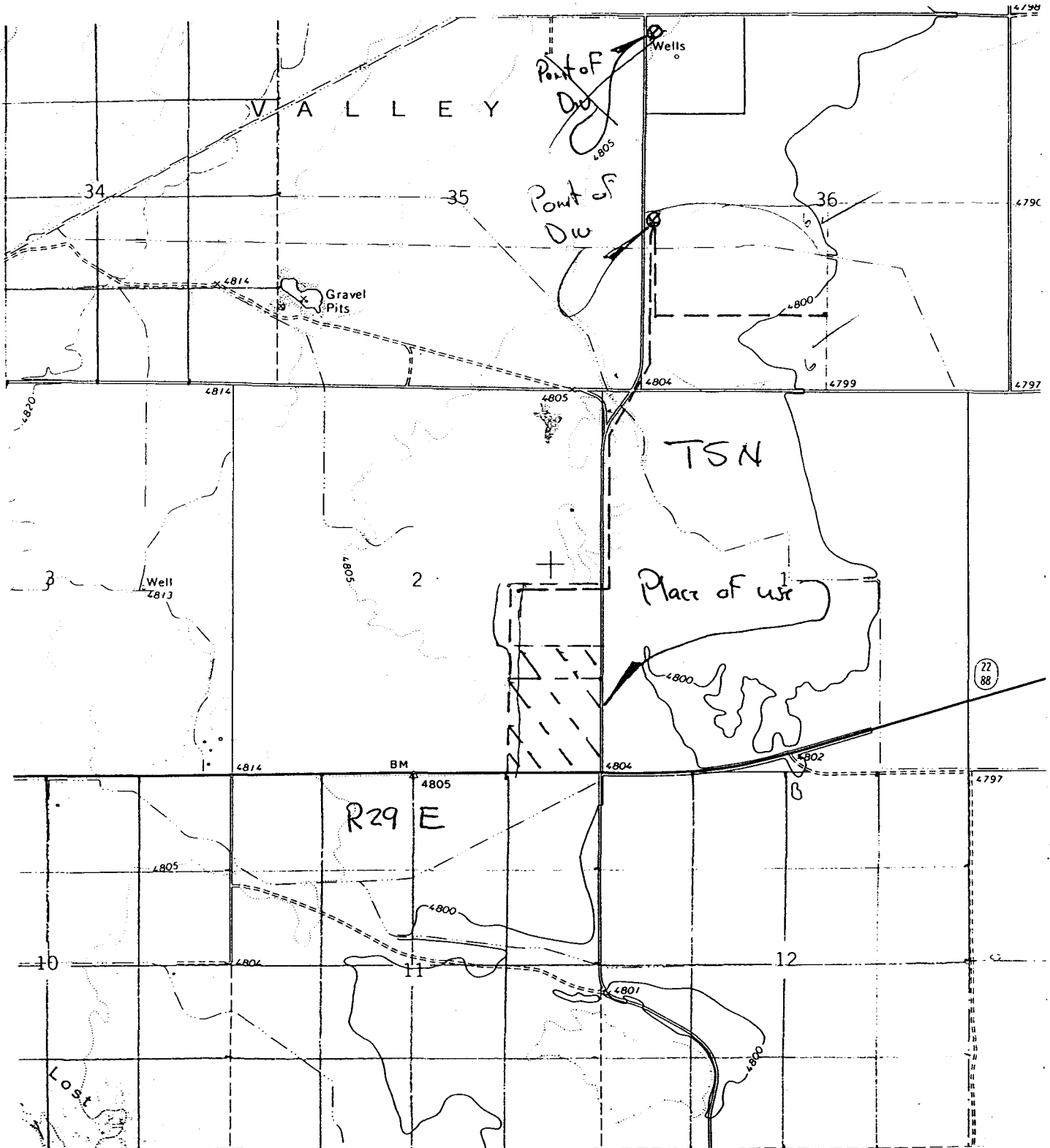
Tx - 5002 - 10AC
Tx - 4839 - 21AC

435E
466.5

APPL

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.



LOT 4

24 19
25 30

LOT 2

LOT 3

LOT 4

T. 8
N. 11

25 30
36 31

R.27E.

R.28E.

ORVILLE NICHOLSON'S
CLAIMS

ORVILLE NICHOLSON'S Claims: A33-
02024, 09066, 02123, 02035, 02128,
07096, 07057, 09117, 07151(P)

CLAIM NO. 1
DATE: 8N. 28E.
SOURCE OF INFO: 1515
SCALE: 1"=660'
SIGNATURE: [Signature]

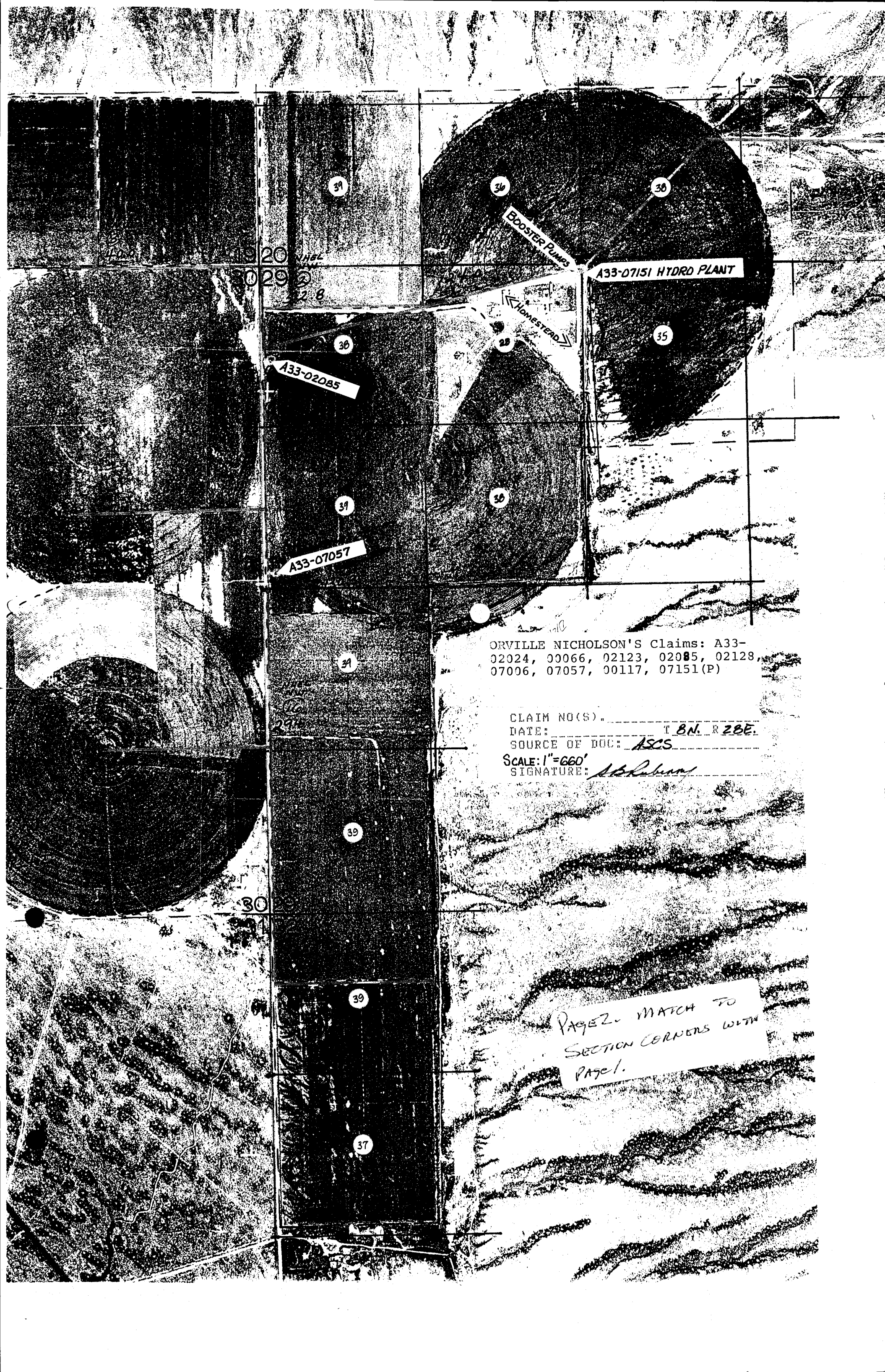
EXCHANGE WELL
A33-02128

A33-07006

A33-02123

A33-02085

A33-07057



ORVILLE NICHOLSON'S Claims: A33-02024, 00066, 02123, 02085, 02128, 07006, 07057, 00117, 07151(P)

CLAIM NO(S).....
DATE:..... T 8N. R 28E.
SOURCE OF DOC: ASCS
SCALE: 1"=660'
SIGNATURE: *[Signature]*

PAGE 2. MATCH TO
SECTION CORNERS WITH
PAGE 1.

JUN 7 1990

Department of Water Resources
Eastern District Office

WATER RIGHT LICENSE

WATER RIGHT NO. 33-07057

Priority: July 20, 1977

Maximum Diversion Rate: 5.73 CFS
Maximum Diversion Volume: 1020.9 AF

This is to certify, that ORVILLE NICHOLSON
SUNNY BAR RANCH
HOWE, ID 83244

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated July 20, 1977; and
has submitted Proof of Beneficial Use on August 23, 1982. An examination indicates
that the works have a diversion capacity of 5.730 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

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

LOCATION OF POINT(S) OF DIVERSION:

SWNW, Sec. 29, Township 08N, Range 28E
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>
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. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.

NEED TRANS. Application for 2 additional RW's on CVR

State of Idaho
Department of Water Resources

APR 25 1990

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 33-07057

Department of Water Resources

Date of Priority: July 20, 1977

Maximum Diversion Rate: 5.73 CFS
Maximum Diversion Volume: 1020.9 AF

Comes now
HOWE, ID 83244

ORVILLE NICHOLSON

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 33-07057, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	5.73 CFS ~~5.68~~	1020.9 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNW, Sec. 29, Township 08N, Range 28E
BUTTE County

PLACE 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✓ SESE 1✓	SESW 35✓	SWSE 35✓	
29	NENE 1✓ NWNW 39✓	NWNE 34✓ SWNW 39✓	NENW 30✓ SENE 35✓	
30	NENE 20✓ NWSE 26✓	NWNE 10✓ SWSE 27.3✓ SWSW 39✓	SWNE 14✓ SESE 2.5✓	465.8
29 cont'd	NWSW 39✓			

Total number of acres irrigated: 466.5

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Howe, this 21 day of April, 1990.

Orville Nicholson
(Signature)

MEMORANDUM

TO: FILE 33-7057
FROM: KAY WALKER
RE: OVERLAP REVIEW
DATE: 9-MAY-1990

After examining licensed rights that cover some of the lands under this permit, I recommend the following:

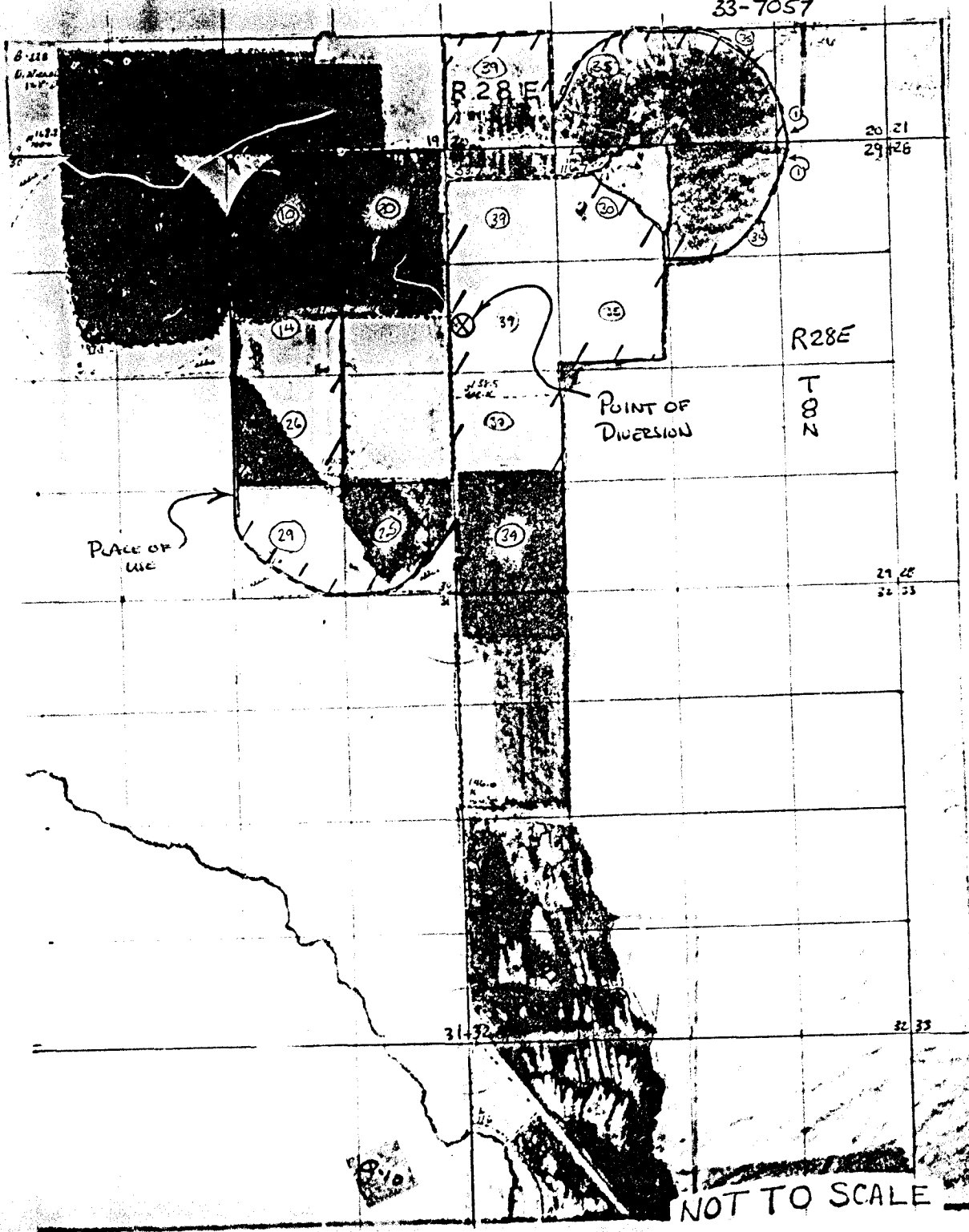
There are 123 acres in Section 29 covered by License 33-2085 at a rate of 0.0107 cfs/acre. The diversion rate for the overlap should be calculated using a "system average" approach.

Section 20: 110 acres @ 0.02 cfs = 2.2 cfs
Section 29: 133 acres @ 0.02 cfs = 2.66 cfs
123 acres @ 0.0093 cfs (0.02-0.0107) = 1.14 cfs
Section 30: 100.5 acres @ 0.02 cfs = 2.01 cfs

The diversion capacity of this well is 5.73 cfs. It will not provide an inch per acre for the lands under this system so the amount of water to be licensed is the capacity of the well.

Previous review of this right recommended that we issue this license for only 340.3 acres due to an overlap with Rt. 33-2035 which is a surface water right. Since this right is from a different source (Uncle Ike Creek) the previous review has been scrapped. The amendment and fee received from Mr. Nicholson should be used to expedite issuance of his license. We are increasing the proposed amount to be licensed so no new correspondence needs to be sent.

33-7057

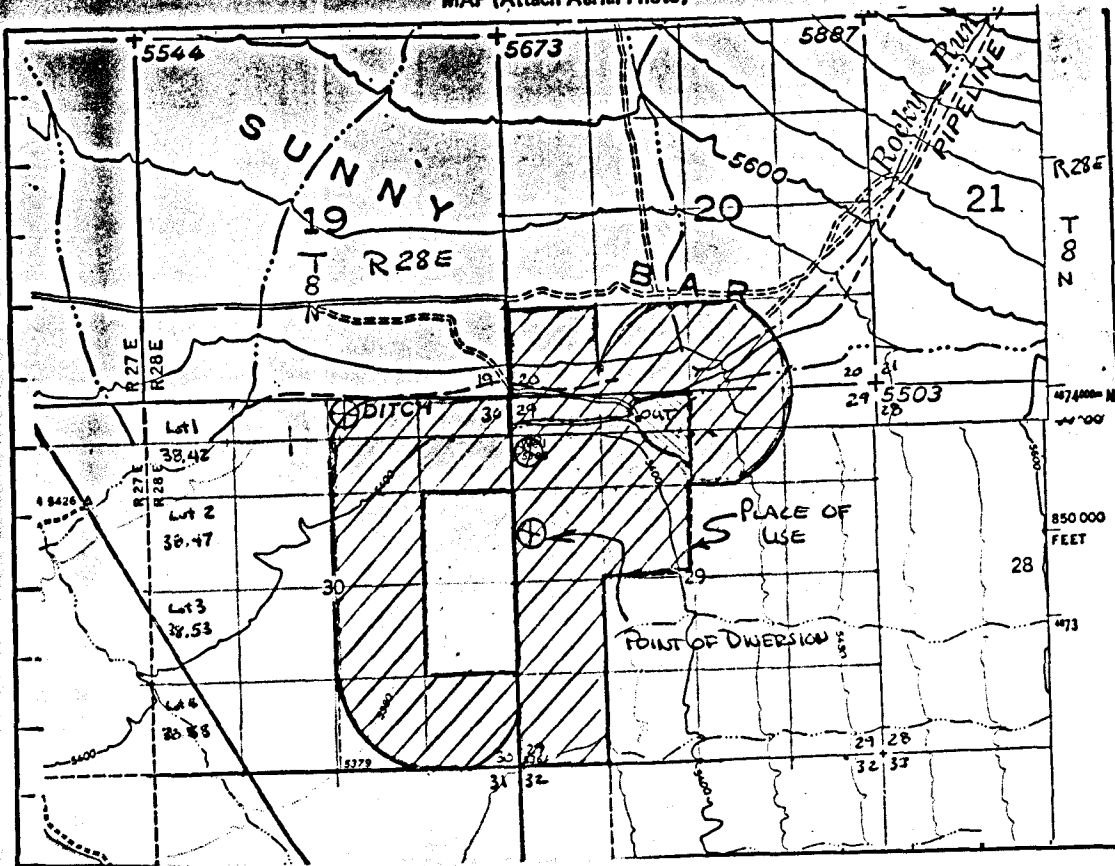


Department of Water Resources REMARKS

- [illegible]

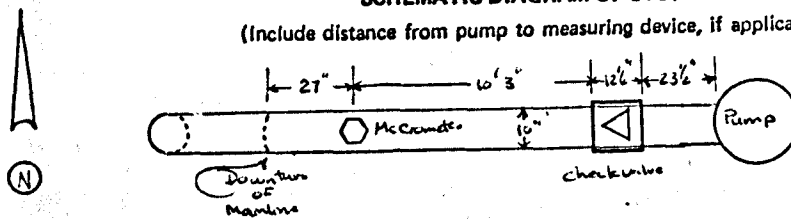
R16 (3.0)

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)



Point(s) of diversion: SW 1/4 NW 1/4 Sec 29 T8N R28E (This is well that was measured)
NW 1/4 NW 1/4 Sec 29, NW 1/4 NE 1/4 Sec 30 T8N R28E (Additional p.d. on system that could be utilized)

Place(s) of Use

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
08N	28E	20												39	35		35	1	110
		29	1	34			30	39	39	35		39	39						256
		30	20	10	14	*										26	28	25	100.5

SENE & NESE for Sec. 29 & 30

Total 466.5

Recommended Amendments:

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☒ Add P.D. as reflected above
☒ Add P.U. as reflected above

- ☐ None
☐ Other _____

Examiner's Signature

Keith G. Wilson

Checked by

J. L. Jones

Approved by

Date

7 Oct 1985

Date

10-31-85

Date

4/25/84

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:43:03
09/01/94

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A33-07057
18
C

SPLIT BY TX # 4839
TO A' - FURTHER
SPLIT BY TX # 5002
TO C

LAST: NICHOLSON
ADDRESS:
CITY: HOME
PHONE NUMBER: 208-767-3463
OWNER CODE: C

FIRST: ORVILLE
STATE: ID ZIP: 83244

LAST: NICHOLSON
ADDRESS:
CITY: HOME
PHONE NUMBER: 208-767-3463
OWNER CODE: C

FIRST: REA
STATE: ID ZIP: 83244

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER

SEE A33-D7006A FOR COMPLETS
TRANS # 4839 DOCUMENTS

ALSO SEE TX 5002 FOR
ADDITION WR'S MOVED TO POU
OF DYER BO'

CONTACT PERSON:

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y() N()

PHONE NUMBER: ()

TIME: A() P()

ACCOMPANIED BY:

PHONE NUMBER: ()

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

A. CLAIM # A33-07057 PRIORITY DATE: 07-20-1977 STAGE: L

B. WR RECORD: # 22-07057 PRIORITY DATE: 07-20-1977 STAGE: L

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

Y(✓) N()

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

Y() N(✓)

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

Y() N()

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

PROOF OF BENEFICIAL USE SUBMITTED

N/A() Y() N()

FIELD EXAM COMPLETED

N/A() Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A() Y() N()

LICENSE ISSUED

N/A() Y() N()

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

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

N/A(✓) Y() N()

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

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(✓) N()

NOTES:

RECOMMENDED PRIORITY DATE:

07-20-1977 AS CLAIMED

REVIEWED BY

SPR

DATE

1 Sept 94

A. CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	1/4	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A33-07057	08N	28E	29	SW	NW	NW	NW		BUTTE		
A33-07057	08N	28E	29	SW	SW	SW	NW		BUTTE		
A33-07057	08N	28E	30	NW	NW	NW	NE		BUTTE		

— ONLY Lic. P.O.D

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX
A33-02085
A33-02123
A33-07006

NR RECORDS IN SAME 40 ACRE TRACT
33-02085
33-02123
33-07006

SOURCE: GROUNDWATER

TRIB:

B. NR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	1/4	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
33-07057	08N	28E	29	SW	SW	SW	NW		BUTTE		

OTHER NR RECORDS WITH SAME NR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
A33-02085
A33-02123
A33-07006

NONE

NONE
A33-02085
A33-02123
A33-07006

SOURCE: GROUNDWATER

TRIB:

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE 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 GPS DATA? N/A() Y() N()

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

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

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()

2 ADDITIONAL P.O.D.s

ADDITIONALS

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y(____) N(____)

AJ FIELD EXAM (DATE OF FIELD EXAM _____) NAME OF EXAMINER _____ Y(____) N(____)

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

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

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD	COUNTY	DIVERSION NAME	DIVERSION NBR
08N	28E	29	SW	NW	NW	NE	FLAG	BUTTE		
08N	28E	29	SW	SW	NW	NE		BUTTE		
08N	28E	30	NW	NW				BUTTE		

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: _____ DATE: _____
SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE



A. ROOT WATER RIGHT NUMBERS: A33-07057
R33-07057

B. PDU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WK #/ACRES	LANDSAT DATA	FIELD EXAM.	RECONM. ACRES
08N	28E	20	SW	SW	20	NICHOLSON, ORVILLE	A33-07057 /40.0	33-07057 /39.0	40.0		
			SW	SW		NICHOLSON, ORVILLE	A33-00066 /40.0				
			SW	SW		NICHOLSON, ORVILLE	A33-00117 /40.0				
			SW	SW		NICHOLSON, ORVILLE	R33-07057 /40.0				
08N	28E	20	SE	SW	20	NICHOLSON, ORVILLE	A33-07057 /40.0	33-07057 /35.0	40.0		
			SE	SW		NICHOLSON, ORVILLE	A33-00066 /40.0				
			SE	SW		NICHOLSON, ORVILLE	A33-00117 /40.0				
			SE	SW		NICHOLSON, ORVILLE	R33-07057 /40.0				
08N	28E	20	SW	SE	20	NICHOLSON, ORVILLE	A33-07057 /33.0	33-07057 /35.0	40.0		
			SW	SE		NICHOLSON, ORVILLE	A33-00066 /33.0				
			SW	SE		NICHOLSON, ORVILLE	A33-00117 /33.0				
			SW	SE		NICHOLSON, ORVILLE	R33-07057 /33.0				
08N	28E	29	NW	NE	29	NICHOLSON, ORVILLE	A33-07057 /33.0	33-07057 /34.0	36.0		
			NW	NE		NICHOLSON, ORVILLE	A33-00066 /33.0				
			NW	NE		NICHOLSON, ORVILLE	A33-00117 /33.0				
			NW	NE		NICHOLSON, ORVILLE	R33-07057 /33.0				
08N	28E	29	NE	NW	29	NICHOLSON, ORVILLE	A33-07057 /33.0	33-07057 /30.0	40.0		
			NE	NW		NICHOLSON, ORVILLE	A33-00066 /33.0				
			NE	NW		NICHOLSON, ORVILLE	A33-00117 /33.0				
			NE	NW		NICHOLSON, REA	A33-02024 /33.0				
			NE	NW		NICHOLSON, ORVILLE	A33-07151 /				
			NE	NW		NICHOLSON, ORVILLE	A33-10034 /				
			NE	NW		NICHOLSON, ORVILLE	R33-07057 /33.0				
			NE	NW		MERCHANTS TRUST & SAVINGS BANK					
			NE	NW		HAWLEY, ROY					
08N	28E	29	NW	NW	29	NICHOLSON, ORVILLE	A33-07057 /40.0	33-07057 /39.0	40.0		
			NW	NW		NICHOLSON, ORVILLE	A33-00066 /40.0		38		
			NW	NW		NICHOLSON, ORVILLE	A33-00117 /40.0				
			NW	NW		NICHOLSON, REA	A33-02024 /40.0		TX 5002		
			NW	NW		NICHOLSON, ORVILLE	A33-02085 /10.0		62		
			NW	NW		NICHOLSON, ORVILLE	R33-07057 /40.0				
			NW	NW		MERCHANTS TRUST & SAVINGS BANK					
			NW	NW		HAWLEY, ROY					
08N	28E	29	SW	NW	29	NICHOLSON, ORVILLE	A33-07057 /40.0	33-07057 /39.0	40.0		
			SW	NW		NICHOLSON, ORVILLE	A33-00066 /40.0		38		
			SW	NW		NICHOLSON, ORVILLE	A33-00117 /35.0				
			SW	NW		NICHOLSON, ORVILLE					

6th AC Return on TX 5002

TX 5002

1st

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	OR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N	28E	29	SW	NW		NICHOLSON, REA	A33-07057	33-02024			
			SW	NW		NICHOLSON, ORVILLE	A33-02085	33-02085	735.0		
			SW	NW		NICHOLSON, ORVILLE	R33-07057		740.0		
			SW	NW		MERCHANTS TRUST & SAVINGS BANK					
			SW	NW		HAWLEY, ROY					
08N	28E	29	SE	NW		NICHOLSON, ORVILLE	A33-07057	33-07057	735.0		
			SE	NW		NICHOLSON, ORVILLE	A33-00066	33-00066			
			SE	NW		NICHOLSON, ORVILLE	A33-00117	33-00117			
			SE	NW		NICHOLSON, REA	A33-03024	33-03024			
			SE	NW		NICHOLSON, ORVILLE	R33-07057		735.0		
08N	28E	29	SE	NW		MERCHANTS TRUST & SAVINGS BANK					
			SE	NW		HAWLEY, ROY					
			NW	SW		NICHOLSON, ORVILLE	A33-07057	33-07057	739.0		
			NW	SW		NICHOLSON, ORVILLE	A33-00066	33-00066			
			NW	SW		NICHOLSON, ORVILLE	A33-00117	33-00117			
08N	28E	29	NW	SW		NICHOLSON, REA	A33-02024	33-02024			
			NW	SW		NICHOLSON, ORVILLE	A33-02085	33-02085	740.0		
			NW	SW		NICHOLSON, ORVILLE	R33-07057		740.0		
			NW	SW		MERCHANTS TRUST & SAVINGS BANK					
			NW	SW		HAWLEY, ROY					
08N	28E	29	SW	SW		NICHOLSON, ORVILLE	A33-07057	33-07057	739.0		
			SW	SW		NICHOLSON, ORVILLE	A33-00066	33-00066			
			SW	SW		NICHOLSON, ORVILLE	A33-00117	33-00117			
			SW	SW		NICHOLSON, REA	A33-02024	33-02024			
			SW	SW		NICHOLSON, ORVILLE	A33-02085	33-02085	740.0		
08N	28E	30	SW	SW		NICHOLSON, ORVILLE	R33-07057		740.0		
			SW	SW		MERCHANTS TRUST & SAVINGS BANK					
			SW	SW		HAWLEY, ROY					
			NE	NE		NICHOLSON, ORVILLE	A33-07057	33-07057	720.0		
			NE	NE		NICHOLSON, ORVILLE	A33-00066	33-00066			
08N	28E	30	NE	NE		NICHOLSON, ORVILLE	A33-00117	33-00117	740.0		
			NE	NE		NICHOLSON, ORVILLE	A33-02123	33-02123	720.0		
			NE	NE		NICHOLSON, ORVILLE	R33-07057		720.0		
			NE	NE		NICHOLSON, ORVILLE	A33-07057	33-07057	710.0		
			NE	NE		NICHOLSON, ORVILLE	A33-00066	33-00066	740.0		
08N	28E	30	NW	NE		NICHOLSON, ORVILLE	A33-00117	33-00117	740.0		
			NW	NE		NICHOLSON, ORVILLE	A33-02123	33-02123	720.0		
			NW	NE		NICHOLSON, ORVILLE	R33-07057		710.0		
			NW	NE		NICHOLSON, ORVILLE	A33-07057	33-07057	714.0		
			NW	NE		NICHOLSON, ORVILLE	A33-00066	33-00066	740.0		
08N	28E	30	SW	NE		NICHOLSON, ORVILLE	A33-00117	33-00117	740.0		
			SW	NE		NICHOLSON, ORVILLE	A33-02123	33-02123	726.0		
			SW	NE		NICHOLSON, ORVILLE	R33-07057		714.0		
			SW	NE		NICHOLSON, ORVILLE	A33-07057	33-07057	714.0		
			SW	NE		NICHOLSON, ORVILLE	A33-00066	33-00066	740.0		

1/2 AC REDUCED BY TX #5002

36²
TX 50023²3² AC REDUCED BY TX #50023²

1/2 AC REDUCED BY TX #4039

41.0

7²

1/2 AC REDUCED BY TX #4039

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	GR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N	28E	30	NW	SE		NICHOLSON, ORVILLE	A33-07057 /26.0	33-07057 /26.0	39.0		190
			NW	SE		NICHOLSON, ORVILLE	A33-00066 /40.0				
			NW	SE		NICHOLSON, ORVILLE	A33-00117 /40.0				
			NW	SE		NICHOLSON, ORVILLE	A33-02123 /13.8	33-02123 /14.0			
			NW	SE		NICHOLSON, ORVILLE	R33-07057 /26.0				
08N	28E	30	SW	SE		NICHOLSON, ORVILLE	A33-07057 /20.0	33-07057 /20.0	35.0		
			SW	SE		NICHOLSON, ORVILLE	A33-00066 /21.0				
			SW	SE		NICHOLSON, ORVILLE	A33-00117 /21.0				
			SW	SE		NICHOLSON, ORVILLE	A33-02123 /0.7	33-02123 /1.0			
			SW	SE		NICHOLSON, ORVILLE	R33-07057 /20.0				
08N	28E	30	SE	SE		NICHOLSON, ORVILLE	A33-07057 /2.0	33-07057 /2.5	37.0		
			SE	SE		NICHOLSON, ORVILLE	A33-00066 /29.0				
			SE	SE		NICHOLSON, ORVILLE	A33-00117 /29.0				
			SE	SE		NICHOLSON, ORVILLE	A33-02123 /28.0	33-02123 /28.0			
			SE	SE		NICHOLSON, ORVILLE	R33-07057 /2.0				

ADDITIONAL POU FOUND

*License
with Sec. 20 SE SE - 1 ac
Sec. 29 NENE - 1 ac*

*-10⁰ ac Tx 5002 (A³ D⁰ E)
-21⁰ ac Tx 4839 (A² B)*

TOTAL ACRES A33-07057

455.50

464.50

623.00

POU COUNTY: BUTTE
2
466.50 ✓ OK
- 31.2
435.30 ✓ OK

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

* IF YES, ARE THESE TRACTS LISTED ABOVE (___), OR ARE THEY LISTED ON AN ATTACHED SHEET (___) Y(____) N(____)

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV.	RATE	DIV.	VOL.	DIV.	VOL./ACRE
A33-07057	GROUNDWATER	NICHOLSON, ORVILLE		5.730		0.012		
A33-00066	ROCKY RUN	NICHOLSON, ORVILLE		2.000		0.001		
A33-00117	UNCLE IKE CREEK	NICHOLSON, ORVILLE		4.000		0.003		
A33-02024	FALLERT SPRINGS	NICHOLSON, KEA		0.600		0.002		
A33-02085	GROUNDWATER	NICHOLSON, ORVILLE		2.190		0.010		
A33-02123	GROUNDWATER	NICHOLSON, ORVILLE		3.960		0.019		
R33-07057	GROUNDWATER	NICHOLSON, ORVILLE		5.730		0.012		

LIST OF ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION:

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A33-07151	POWER	NICHOLSON, ORVILLE	FROM 01-01 TO 12-31	6.000 CFS	
A33-10034	DOMESTIC	NICHOLSON, ORVILLE	FROM 01-01 TO 12-31	.040 CFS	
A33-10034	STOCKWATER	NICHOLSON, ORVILLE	FROM 01-01 TO 12-31	.130 CFS	
R33-10034	DOMESTIC	NICHOLSON, ORVILLE	FROM 01-01 TO 12-31	.040 CFS	
R33-10034	STOCKWATER	NICHOLSON, ORVILLE	FROM 01-01 TO 12-31	.130 CFS	

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

Y() N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 33-2123, 2085, 7006, 02085, 02128, 02024, 0066, 0117

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

N/A() Y() N()

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

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

N/A() Y() N()

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

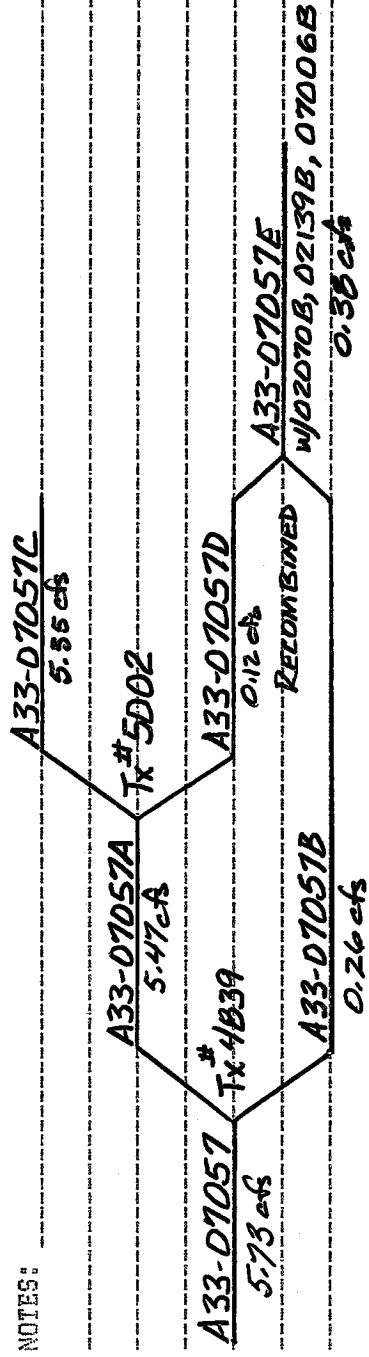
Y() N()

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

Y() N()

CHECK DOCUMENTS USED TO VERIFY POI: () ORTHOPHOTOQUAD, TOUR NO. _____; () TOPOGRAPHIC QUAD, TOUR NO. _____;
() NAPP, TOUR NO. _____; () ASES PHOTO; () OTHER _____

NOTES:



RECOMMENDATIONS: A33-07057C

TOTAL ACRES: _____

N/A()

REVIEWED BY: *[Signature]*

DATE: *10/26/89*

A. AT CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A33-07057 IRRIGATION	FROM 04-01 TO 11-01	5.730 CFS	

TOTAL DIVERSION RATE/VOLUME

5.730 CFS
5.730 CFS

33-07057C - 5.35 cfs

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
33-07057 IRRIGATION	FROM 04-01 TO 11-01	5.730 CFS	1020.90 AE/A

TOTAL DIVERSION RATE/VOLUME

5.730 CFS
1020.90 AE/A

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

Y(✓) N()

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

N/A() Y() N()

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

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

Y() N(✓)

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

Y(✓) N()

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

Y(✓) N()

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

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

N/A() Y(✓) N()

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

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

N/A() Y() N(✓)

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

N/A() Y() N(✓)

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

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

N/A() Y() N(✓)

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 5.730 CES

WR ROOT RIGHT TOTAL DIVERSION RATE: 5.730 CES

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE?

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

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

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

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM?

FLOW MEASUREMENT

MEASUREMENT METHOD

SEE ATTACHED CALCULATIONS.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES $\times 0.02$ CES/ACRE = CES
(Taken from pou review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1165.0 AE/A

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

TOTAL CONSUMPTIVE USE AE/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AE/A

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

TOTAL DIVERSION VOLUME AE/A

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

1b. CALCULATIONS

N/A() Y() N()

N/A() Y() N()

Y() N()

Y() N()

NOTES

WR RECORD CONDITIONS/REMARKS:
R29 - 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.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE 5.730	DATABASE EXAMINER	DATABASE EXAMINER
TOTAL FOR THIS RIGHT		5.730		1165.0

NON-IRRIGATION USES CLAIMED: NONE

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

REVIEWED BY:

DATE:

FLAG: E

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FOREFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
()
()
()
NEEDS
REVIEW
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-07057

TOTAL DIVERSION RATE OF WR SPLITS

EXAMINER
CFS
DATABASE
5.730

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A33-07057	5.730	R33-07057	5.730	33-07057	5.730
TOTAL CFS		5.730	5.730			5.730

DIVERSION RATE REVIEW

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

FIELD
EXAMINER
Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:48:03
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QUICKLOOK INFORMATION

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CLAIM NUMBER: A33-07057

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	ELEMENT DOCUMENTED WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE								
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS								

BARCODE UPDATED
WHOM/DATE

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT		IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION		COPY INCLUDED IN FILE?
TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() ORTHOPHOTOQUAD	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() TOPOGRAPHIC	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() NAPP	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() ASCS AERIAL PHOTO	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() ASCS COLOR SLIDE	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() BLM OR USES AERIAL PHOTO	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() SCS SOIL SURVEY MAP	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() SUBDIVISION PLAT MAP	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() OTHER	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() OTHER	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.
() OTHER	DATE OF PHOTO	IDWR ID NO.	DATE OF PHOTO	IDWR ID NO.

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:10:17
09/01/94
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PAGE: 19
PROFILE REPORT

CLAIM NUMBER: A33-07057

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ORVILLE NICHOLSON	07/20/1977	IRRIGATION	04-01 11-01	5.73 CFS	
C	KEA NICHOLSON HOME ID 83244 (208) 767-3463				5.73 CFS	1165.00 AFA

Water Source: GROUNDWATER

Tributary to: **07057**
SWSNW

Point(s) of Diversion: T08N R28E S29 S30

Stage: LICENSE
BUTTE County
BUTTE County

Place of use Legal Description for: IRRIGATION

T	R	S	NENE			SUNE			SENE			NENE			NENE			SE			SUM
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Lt	Ac	Lt	Lt	Ac	Lt	Lt	Lt	Ac	
08N 28E 20			33	10	14													33			113.0
08N 28E 29																		20			261.0
08N 28E 30																		26		02	92.0
TOTAL ACRES																					466.0

POU County: BUTTE

Non-Irrigation Uses: NONE

Other Rights: 33-2123,2085, 7006, 02085, 02128, 02024, 0066,0117

Conditions of Approval:

- The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or
- install and access port or other device as specified by the Department.

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag: E
		Presumption Flag:

Revised

8/12/94



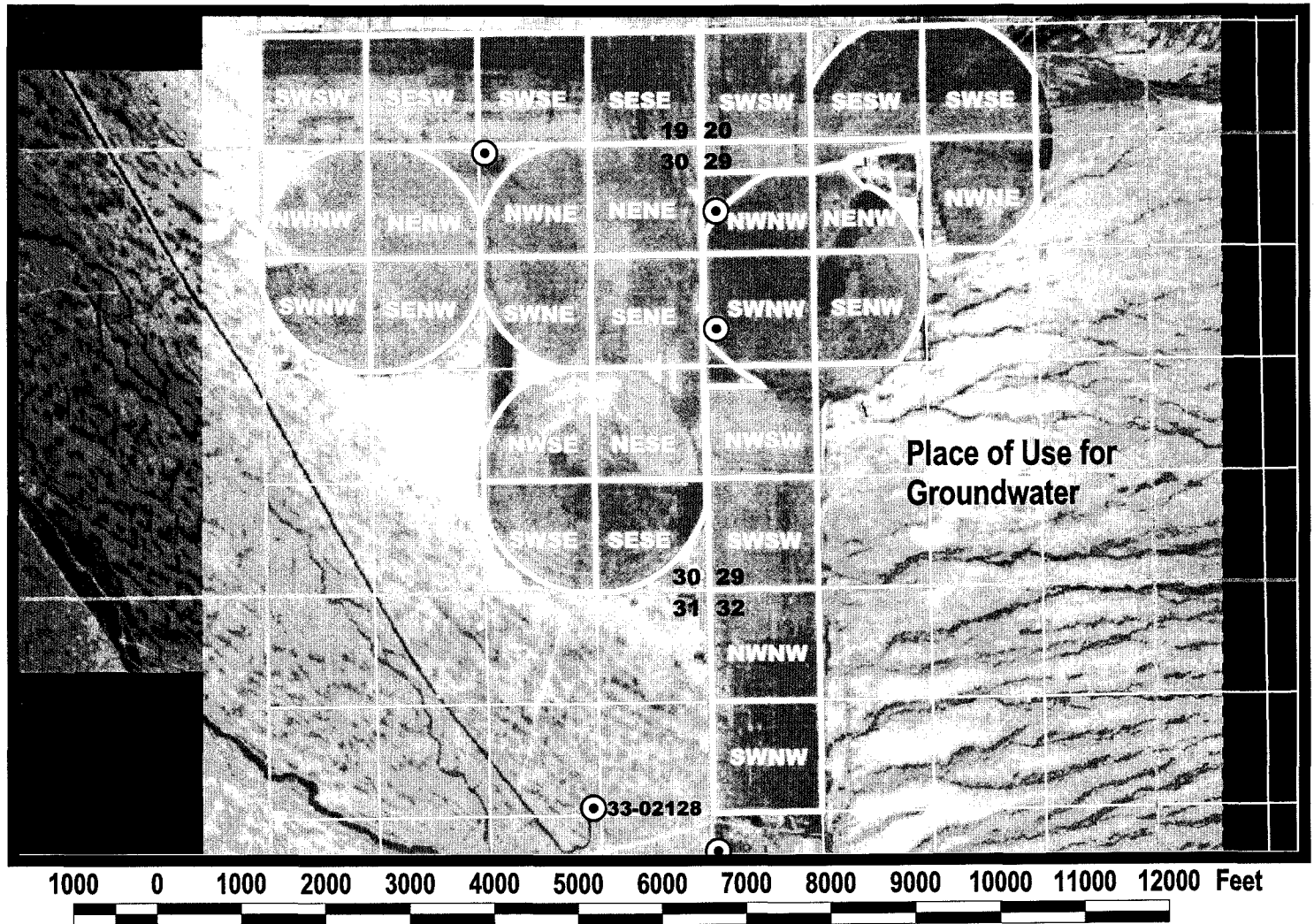
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: O. Nicholson

Water Right(s): 33-02123, 33-02085, 33-07006A, 33-07057C



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use

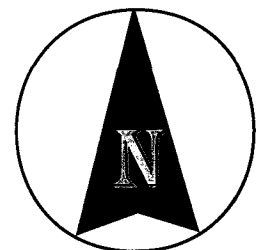


Section Line

Quarter-section line

Place(s) of Use: T.8N., R.28E.
(parts of) Sections 19, 20, 29,
30, and 32

Point(s) of Diversion: T.8N., R.28E.
Section 29 SWNWNW, SWSWNW,
Section 30 NWNWNE



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

AJ0749NP
No. R33-07057C

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

DATE: 11/10/99
PAGE: 1

OWNER CODE NAME & ADDRESS
C ORVILLE NICHOLSON
C REA NICHOLSON
HOME ID 83244
(208) 767-3463

PRIORITY DATE
07/20/1977 IRRIGATION

WATER USE
IRRIGATION

USE PERIOD FROM TO
04-01 11-01

DIVERSION RATE
5.350 CFS

DIVERSION VOLUME
5.350 CFS

TOTAL DIVERSION:
5.350 CFS

Water Source: GROUNDWATER

Tributary to:
T08N R28E S29 S30
SWSNW
NWNWNE

Point(s) of Diversion:
T08N R28E S29 S30

Stage: LICENSE
BUTTE County
BUTTE County

Place of use Legal Description for: IRRIGATION

NE		NW		SW		SE		SUM										
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
08N 28E 19																		
08N 28E 20																		
08N 28E 29																		
08N 28E 30																		
08N 28E 32																		

POU County: BUTTE

Other Rights: 33-02123, 33-02085, 33-07006A

Conditions of Approval:

- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

Remarks: QNT

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 11.75 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 3538.5 AF. COMBINED RIGHT
NOS.: 33-07006A, 33-02085, 33-02123, 33-00066, 00117, 33-02024.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 18.55 CFS. COMBINED RIGHT NOS.:
33-07006A, 33-02085, 33-02123, 33-00066, 00117, 33-02024.

POU1

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 1011 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-07006A, 33-02085,
33-02123, 33-00066, 33-00117, 33-02024.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 435.5 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXP

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF

POU PO # 32, 33, 34
POU PO # 35, 36, 37
POU PO # 47, 48, 49

AJ0749NP
No. R33-07057C

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

DATE: 11/10/99
PAGE: 2

=====

Remarks: DIVERSION DESCRIBED ABOVE: 33-07006A, 33-02085, 33-02123.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: C
Presumption Flag:

Comments: Date: 01/23/1997 User-ID: ARUBERRY Subject: TRANSFERS #4839 AND #5002
THIS RIGHT SPLIT BY TRANS. 4839 AS FOLLOWS:
A33-07057A, 5.47 CFS, 445.5 AC, O. NICHOLSON
A33-07057B, 0.26 CFS, 21.0 AC, O. NICHOLSON
33-07057A WAS FURTHER SPLIT BY TRANS. 5002 AS FOLLOWS:
A33-07057C, 5.35 CFS, 435.5 AC, O. NICHOLSON
A33-07057D, 0.12 CFS, 10.0 AC, O. NICHOLSON

CLAIMED IN-FULL
A33-07057B AND A33-07057D WERE COMBINED TO MAKE A33-07057E.

Audit: 11/10/99 ARUBERRY

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: **A33-07057C**
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: ORVILLE NICHOLSON
Address:

208-767-3463

HOWE ID

83244

OR

Name: REA NICHOLSON
Address:

208-767-3463

HOWE ID

83244

2. Date of Priority: JUL 20, 1977

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	28E	29	SW	NW	NW		BUTTE
			SW	SW	NW		BUTTE
		30	NW	NW	NE		BUTTE

5. Description of diverting works:

3 WELLS DELIVERY 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	04/01	11/01	5.470		

7. Total Quantity Appropriated is:

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

A3307057C



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	28E	20	SW	SW		IRR	39.0
			SE	SW		IRR	35.0
			SW	SE		IRR	35.0
			SE	SE		IRR	1.0
						Section Acres	110.0
		29	NE	NE		IRR	1.0
	NW		NE		IRR	34.0	
	NE		NW		IRR	30.0	
	NW		NW		IRR	39.0	
	SW		NW		IRR	39.0	
	SE		NW		IRR	35.0	
	NW		SW		IRR	39.0	
	SW		SW		IRR	39.0	
						Section Acres	256.0
		30	NE	NE		IRR	20.0
	NW		NE		IRR	3.0	
	SW		NE		IRR	7.0	
	NW		SE		IRR	19.0	
	SW		SE		IRR	28.0	
	SE		SE		IRR	2.5	
						Section Acres	79.5
						Total Acres	445.5

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:

33-2123,2085, 7006, 02085, 02128, 02024, 0066,0117

14. Remarks:

RIGHT GENERATED BY TRANSFER #5002, WHICH SPLIT 33-07057A AS:

A33-07057C, 5.35 CFS, 535.5 AC., D. ISHAM

A33-07057D, 0.12 CFS, 10.0 AC., D. ISHAM

RIGHT IS CLAIMED IN-FULL. RECEIPT NO. M005356.

33-07057D IS LATER COMBINED WITH B TO MAKE 33-07057E.

15. Basis of Claim: LICENSE

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 33-07057A

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	5.47 CFS	974.9 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</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N	28E	20	SWSW 39	SESW 35	SWSE 35		110
			SESE 1				
		29	NENE 1	NWNE 34	NENW 30		
			NWNW 39	SWNW 39	SENW 35		256
			NWSW 39	SWSW 39			
		30	NENE 20	NWNE 3	SWNE 7		79.5
			NWSE 19	SWSE 28	SESE 2.5		445.5

Total number of acres irrigated:

CONDITIONS/REMARKS:

- 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.

