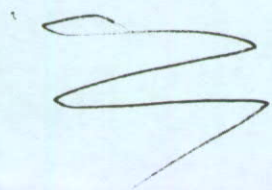


No Color
Documents
In File



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: **A67-00058A**
Date Received: 12/14/1989
Receipt No: W007121
Received By: _____

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

1. Name: PAUL E NICHOLS 208-253-4730
Address: BOX 6
FRUITVALE ID 83620
AND
Name: MAXINE J NICHOLS 208-253-4730
Address: BOX 6
FRUITVALE ID 83620

2. Date of Priority: JUN 1, 1887

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01W	4	NE	NE			ADAMS

5. Description of diverting works:
DIVERSION DAM, HEADGATE, APPROX. 5 MILES OF DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.104		

7. Total Quantity Appropriated is:
0.104 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	Lot	Use	Acres
17N	01W	10	SE	SW		IRR	6.0

10. Place of Use: Continued

Section Acres 6.0

Total Acres 6.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

A6700082D

14. Remarks:

THIS WATER CARRIED IN THE ROBERTSON-SEVEY DITCH.
ANOTHER INDIVIDUAL HAS FILED ON THIS WATER RIGHT AS A WHOLE. SEE
A67-00058. SEE ATTACHED.
OWNERSHIP CHANGED BY LH 9/20/96.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

JOHN T. MUIR

Decree Plaintiff

WILLIAM ALLISON

vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ___ do not ___ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

SEP 03 1996

WATER RESOURCES
WESTERN REGION

DATE OF CLOSING: 8/23/95

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) A67-00082D; A67-04115A
 Assigned by IDWR: A67-11331; A67-00058A

☐ Name and Address of Former Owner/Claimant(s)(Seller): MELVIN D. RYALS

2243 SAWMILL ROAD
 COUNCIL, ID 83612

☐ New Owner/Claimant (Purchaser): PAUL E. & MAXINE J. NICHOLS

☐ New Mailing Address: BOX 6
 FRUITVALE, ID 83620

☐ New Telephone Number: (208) 253- - 4730

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes XX no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached:

RECORDED WARRANTY DEED (copy)

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s)

Paul E. Nichols
Maxine J. Nichols

Date 8-24-96

Date 8-30-96

☐ Signature of Former Owner/Claimant(s):

Date

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 9-20-96 By: *[Signature]*

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 9-20-96 By: *[Signature]*

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

MICROFILMED

OCT 22 1996

FOR ORIGINAL

203—WARRANTY DEED

INSTRUMENT NO. 88605

Printed and for sale by Syme-York Company, Boise, Idaho

(Optional)

Recorded ☐

Microfilmed ☐

Indexed ☐

Platted ☐

Deed Card ☐

Compared ☐

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Key Punched ☐

Master File ☐

Abstracted ☐

☐

☐

☐

To Treasurer ☐

☐

☐

☐

(DO NOT WRITE ABOVE THIS LINE)

WARRANTY DEED

MELVIN D. RYALS and JUNE RYALS, husband and wife,
of Council County of Adams
hereby CONVEYS, GRANTS and WARRANTS TO

GRANTOR(S)

State of Idaho

PAUL EUGENE NICHOLS and MAXINE J. NICHOLS, husband and wife,

GRANTEE(S)

whose current address is Box 6, Fruitvale, Idaho 83620

for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE

Dollars (\$10.00)

CONSIDERATION

the following described tract(s) of land in Adams

County, State of Idaho:

More particularly described on attached Exhibit "A"

RECEIVED

SEP 03 1996

WATER RESOURCES
WESTERN REGION

MICROFILMED

OCT 22 1996

Location of above described property _____

House No. _____

Street _____

POOR ORIGINAL

INSTRUMENT NO. 88605

RECEIVED

SEP 03

WATER RESO
WESTERN R

EXHIBIT "A"

IN ADAMS COUNTY, IDAHO:

(1)

IN SECTION 10, TOWNSHIP 17 NORTH, RANGE 1 WEST, B.M.:
A tract of land in the SW1/4SW1/4 and in the SE1/4SW1/4
described as follows:

Commencing at a point on the South line of said SE1/4SW1/4 that is 729 feet East of the SW corner of the said SE1/4SW1/4, which point is also on the West boundary line of the McMahan-Glenn Irrigation Ditch through said land; thence northerly along the West boundary of said Ditch to a point on the same 879 feet North and 812 feet West of the SE corner of said SE1/4SW1/4; thence West 50 feet to a point on fence; thence in a southerly direction 170 feet to a point on the East bank of the Gould Ditch, as now established, which point is 675 feet North and 493 feet East of the SW corner of said SE1/4SW1/4; thence West 493 feet to the East line of the SW1/4SW1/4 of said Section, Township and Range; thence North along said East line to the NE corner of said SW1/4SW1/4; thence West, along the North line of said SW1/4SW1/4, 150 feet; thence southwesterly approximately 400 feet to a point that is 380 feet West and 1000 feet North of the SE corner of said SW1/4SW1/4; thence South, parallel to the East line of said SW1/4SW1/4, 1000 feet to a point on the South line of said SW1/4SW1/4; thence East, on and along said South line, 380 feet to the SE corner of said SW1/4SW1/4; thence continuing East, on and along the South line of the said SE1/4SW1/4, 729 feet to the point and place of beginning.

INCLUDING all water and storage rights.

- (1) 20 shares in Lost Valley Reservoir
- (2) 10 shares Robertson-Sevey Ditch
- (3) 5.20 inches adjudicated water right

AND (2)

A tract of land situate in the Southwest Quarter of Section Ten (10) in Township Seventeen (17) North, Range One (1) West, Boise Meridian, particularly described as follows, to-wit:

Beginning at a point on the North and South center line of said Section Ten (10) which is 657.6 feet South of the center of said Section Ten (10) and running thence South on such North and South center line 1111 feet to a point; thence West, parallel to

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EXHIBIT "A"
Page 1 of 2

OCT 22 1996

POOR ORIGINAL

INSTRUMENT NO. 88605

the South line of said Section, to the East line of the right of way of the Union Pacific Railroad Company, as now established; thence Northwesterly along the Easterly line of such railroad right of way to a point that is South 657.6 feet from the East and West center line of said Section Ten (10); thence East, parallel to the South line of said Section Ten (10), to the point and place of beginning, But Excepting therefrom the right of way of the State Highway as the same is located over, upon and across the tract herein described.

EXCEPTING the following described parcel:

A parcel of land situate in the East Half of the Southwest Quarter (E1/2SW1/4) of Section 10, in Township 17 North, Range 1 West, Boise Meridian, particularly described as follows:

Commencing therefor at a point on the North and South center line of said Section 10 that is 1786.6 feet South from the center of Section 10, and running thence West, parallel to the South line of said Section 10, to the easterly line of the former North and South Highway (U.S. 95), now County Road, as the same is located upon and across the E1/2SW1/4 of said Section 10; thence in a northwesterly direction, on and along the easterly line of said road right of way, 650 feet to a point; thence northeasterly to a point on the North and South center line of said Section 10 that is North 663 feet from the point of beginning; thence South, on and along said center line 663 feet to the point and place of beginning.

MICROFILMED

OCT 22 1996

EXHIBIT "A"
Page 2 of 2

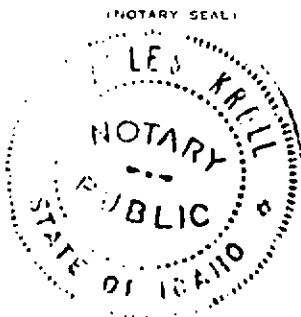
POOR ORIGINAL

INSTRUMENT NO. 88605

WITNESS the hand of said Grantors this

7th day of August A.D. 1995
Melvin D. Ryals

June Ryals
On the 7th day of August A.D. 1995



State of Idaho
County of Adams

personally appeared before me MELVIN D. RYALS and JUNE RYALS,
husband and wife,

the signer(s) of the within instrument, who duly acknowledged to me that they
executed the same.

Charles Krell
(NOTARY PUBLIC)

Residing at: Council, Idaho

My Commission expires: Sept 27, 1998

MAIL DEED TO:

MAIL TAX NOTICE TO:

Name: Mr. & Mrs. Paul Nichols

Address: Box 6

City & State: Fruitvale, ID Zip: 83620

POOR ORIGINAL

No. 88605

WARRANTY DEED

-TO-

Dated 7th, 1995

STATE OF IDAHO

County of Adams ss.

I hereby certify that this instrument was
filed for record at request of Weiser
Valley Title

at 31 minutes past 1
o'clock P. M., this 30th day
of August, A.D. 1995

my office, and duly recorded in Book

at page

MICHAEL FISK
Ex-Officio Recorder.

Deputy.

\$ 12.00

Return to: Weiser Valley Title
P.O. Box 591
Weiser, ID 83672

OCT 22 1996

OWNERSHIP CHANGE CHECKLIST

☐ AJQ1 ADJUDICATION CLAIMS FOUND ☒ Y ☐ N
AL67-11331, AL67-04115A, AL67-00058A

☐ AJQ4 ADJUDICATION CLAIMS FOUND ☒ Y ☐ N
Same

☐ WRQ1 WATER RIGHTS FOUND ☒ Y ☐ N
67-04115

☐ WRQ4 WATER RIGHTS FOUND ☒ Y ☐ N
Same

CLAIM(S) FILED ☒ Y ☐ N

IF NO, CLAIM(S) REQUIRED ☐ Y ☐ N

IF YES, DATE LETTER REQUESTING CLAIM SENT _____

IF NO, DATE SENT TO S.O. _____

NEW CLAIM RECEIVED ☐ Y ☐ N

IF NO, DATE SENT TO S.O. _____

COMMENTS _____

MICROFILMED

OCT 22 1996

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: A67-00058A
Date Received: 12/13/1989
Receipt No: W7121
Received By: LA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MELVIN D. RYALS 208-253-4753
Address: HC 67, BOX 2220
COUNCIL, ID 83612

2. Date of Priority: JUN 01, 1887

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
17N	01W	4	NE	NE			ADAMS

5. Description of diverting works:
DIVERSION DAM, HEADGATE, APPROX. 5 MILES OF DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.104		

7. Total Quantity Appropriated is:
0.104 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	Lot	Use	Acres
17N	01W	10	SE	SW		IRR	6.0
Section Acres							6.0
Total Acres							6.0

A67-00058A

Page 1

Date: 12/13/89

MICROFILMED

OCT 01 1992

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:
A6700082D

14. Remarks:

THIS WATER CARRIED IN THE ROBERTSON-SEVEY DITCH.
ANOTHER INDIVIDUAL HAS FILED ON THIS WATER RIGHT AS A WHOLE. SEE
A67-00058. SEE ATTACHED.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): *William S. [Signature]* Date: 12/14/89
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14 day
of Dec. 19 89 *Linda A. Werner*
Notary Public

Seal

Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission Expires December 8, 1994

THIS INDENTURE, Made this 8th day of May in the year of our Lord one thousand nine hundred and twenty-four between George Robertson, a widower of Fruitvale County of Adams State of Idaho the party of the first part, and Laura Ward, of Fruitvale County of Adams State of Idaho the party of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the sum of One and no/100 Dollars lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to her heirs and assigns forever, all the following described real estate, situated in Adams County State of Idaho, to-wit:

Beginning 272 feet east of the southwest corner of the Southeast quarter of the southwest quarter of section 10, in Township 17 north of range 1 west of the Boise Meridian, and running thence east 456.7 feet, to the west boundary line of the McMahan-Glenn Irrigating ditch through said land, thence northerly along the said west boundary line of said ditch to a point on the same 675 feet north and 710 feet east of the said southwest corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said section 10 thence west 710 feet thence south 195 feet thence east 272.3 feet thence south 480 to the point and place of beginning, and containing _____ acres more or less, together with 5 and 20/100 inches of water appurtenant to said land, including ditch rights.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part:

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party of the second part, and to his heirs and assigns forever. And the said party of the first part, and his heirs, the said premises in the quiet and peaceable possession of the said party of the second part, her heirs and assigns, against the said party of the first part, and his heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered
in the presence of
L L Burtenshaw

George Robertson (Seal)

STATE OF IDAHO)
) ss
County of Adams)

On this 8th day of May, in the year 1924, before me, L. L. Burtenshaw, a Notary Public in and for said County, Personally appeared George Robertson, a widower known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

(NOTARIAL SEAL)

L L Burtenshaw
Notary Public for Idaho, residing at
Council.

Recorded at request of Mary Glenn at 1:30 o'clock P. M., July 7, 1924.

Fees \$1.20

Matilda Moser Recorder

mm-282

Copy for our records

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: A67-00058
Date Received: 11/09/1989
Receipt No: C012772
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AMY G. GLENN 208-253-4863
Address: P.O. BOX 5
FRUITVALE, ID 83620

2. Date of Priority: JUN 01, 1887

3. Source: WEISER RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
17N	01W	4	NE	NE			ADAMS

5. Description of diverting works:
DIVERSION DAM, HEADGATE, APPROX. 5 MILES OF DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

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

8. Total consumptive use is 99.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER FOR 50 TO 100 CATTLE OR HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
17N	01W	10	NE	SW		IRR	10.0
			NW	SW		IRR	8.0
			SE	SW		IRR	15.0

Section Acres 33.0

A67-00058

Page 1

Date: 12/14/89

MICROFILMED

OCT 01 1992

10. Place of Use: Continued

Total Acres 33.0

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

67-00057, 67-00060, 67-04117, LOST VALLEY RES. 17.5 SHARES

14. Remarks:

THIS WATER CARRIED IN THE ROBERTSON-SEVEY DITCH.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

JOHN T. MUIR

Decree Plaintiff

vs

WILLIAM ALLISON

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 20, 1996

Re: Notice of Claim to a Water Right No. A67-00058A, A67-00082D,
A67-04115A, A67-11331

PAUL E NICHOLS
MAXINE J NICHOLS
BOX 6
FRUITVALE ID 83620

Mr. & Mrs. Nichols:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosures

MICROFILMED

OCT 22 1996

WEISER VALLEY TITLE, INC.

8/14/96

PAUL E. & MAXINE J. NICHOLS
BOX 6
FRUITVALE, ID 83620

RE: WATER RIGHTS TRANSFER

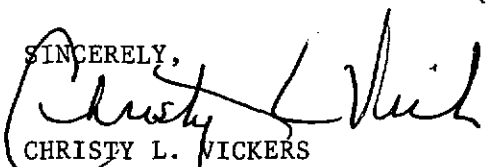
DEAR PAUL & MAXINE:

PLEASE FIND ENCLOSED THE DOCUMENT FOR YOU TO SIGN WHERE INDICATED TO TRANSFER THE WATER RIGHTS INTO YOUR NAME. PLEASE ATTACH A COPY OF THE **WARRANTY DEED** TO THE TRANSFER NOTICE ALONG THE OTHER ATTACHMENTS AND SEND TO:

DEPT. OF WATER RESOURCES
WESTERN REGION
2735 AIRPORT WAY
BOISE, ID 83705

PLEASE CALL IF YOU HAVE ANY QUESTIONS.

SINCERELY,


CHRISTY L. VICKERS
ESCROW OFFICER

encl.

P.O. Box 591
128 East Main
Weiser, Idaho 83672
(208) 549-1792
Fax 208-549-1794

RECEIVED

SEP 03 1996

WATER RESOURCES
WESTERN REGION

MICROFILMED

OCT 22 1996

67-04115