

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

RIGHT NUMBER: 63-3121

NAME AND ADDRESS: TFI LIMITED PARTNERSHIP
PO BOX 690
MERIDIAN ID 83680--0690

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.180 CFS
432.00 AFY

Right Nos. 63-356, 63-357, 63-358, 63-2663, 63-2699, 63-3121
are limited to a total combined diversion rate of 11.48 cfs and to a total
combined annual diversion volume from ground water sources of 2583 AF.

PRIORITY DATE: 02/17/1958

POINT OF
DIVERSION:

T01S R02W S9 NENE Within CANYON County
T01S R02W S10 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.180 CFS 432.00 AFY
STOCKWATER	01/01 12/31	0.350 CFS
DOMESTIC	01/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION in CANYON County

T01S R02W S09	NENE	17.00	T01S R02W S09	NWNE	24.00
T01S R02W S09	SWNE	18.00	T01S R02W S09	SENE	4.00
T01S R02W S09	NENW	3.00	T01S R02W S09	SENW	30.00

96 ACRES TOTAL

STOCKWATER in CANYON County

T01S R02W S10 NWNW

DOMESTIC in CANYON County

T01S R02W S10 NWNW

Right Nos. 63-356, 63-357, 63-358, 63-2663, 63-2699, 63-3121
are limited to the irrigation of a combined total of 574 acres in a single
irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section
42-1425, Idaho Code.

10/31/2006

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

RIGHT NUMBER: 63-3121

NAME AND ADDRESS: TFI LIMITED PARTNERSHIP
PO BOX 690
MERIDIAN ID 83680--0690

SOURCE: GROUND WATER

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QUANTITY: 1.180 CFS

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combined annual diversion volume from ground water sources of 2583 AF.

PRIORITY DATE: 02/17/1958

POINT OF DIVERSION:

T01S R02W S9 NENE Within CANYON County
T01S R02W S10 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.180 CFS
STOCKWATER	1/01 12/31	0.350 CFS
DOMESTIC	1/01 12/31	0.040 CFS

PLACE OF USE: IRRIGATION Within CANYON County

T01S R02W S09	NENE	17.00	T01S R02W S09	NWNE	24.00
T01S R02W S09	SWNE	18.00	T01S R02W S09	SENE	4.00
T01S R02W S09	NENW	3.00	T01S R02W S09	SENW	30.00

STOCKWATER Within CANYON County

T01S R02W S10 NWNW

DOMESTIC Within CANYON County

T01S R02W S10 NWNW

96 ACRES TOTAL

Right Nos. 63-356, 63-357, 63-358, 63-2663, 63-2699, 63-3121
are limited to the irrigation of a combined total of 574 acres in a single
irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in place of use pursuant to Section

Idaho Department of Water Resources



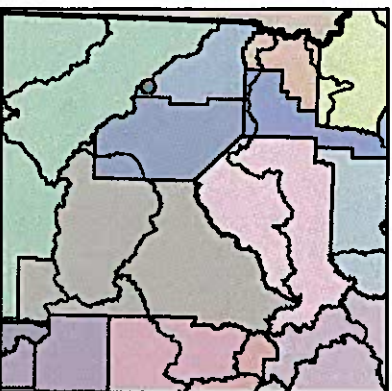
SRBA Recommendation:

63-3121

(Irrigation)

Legend

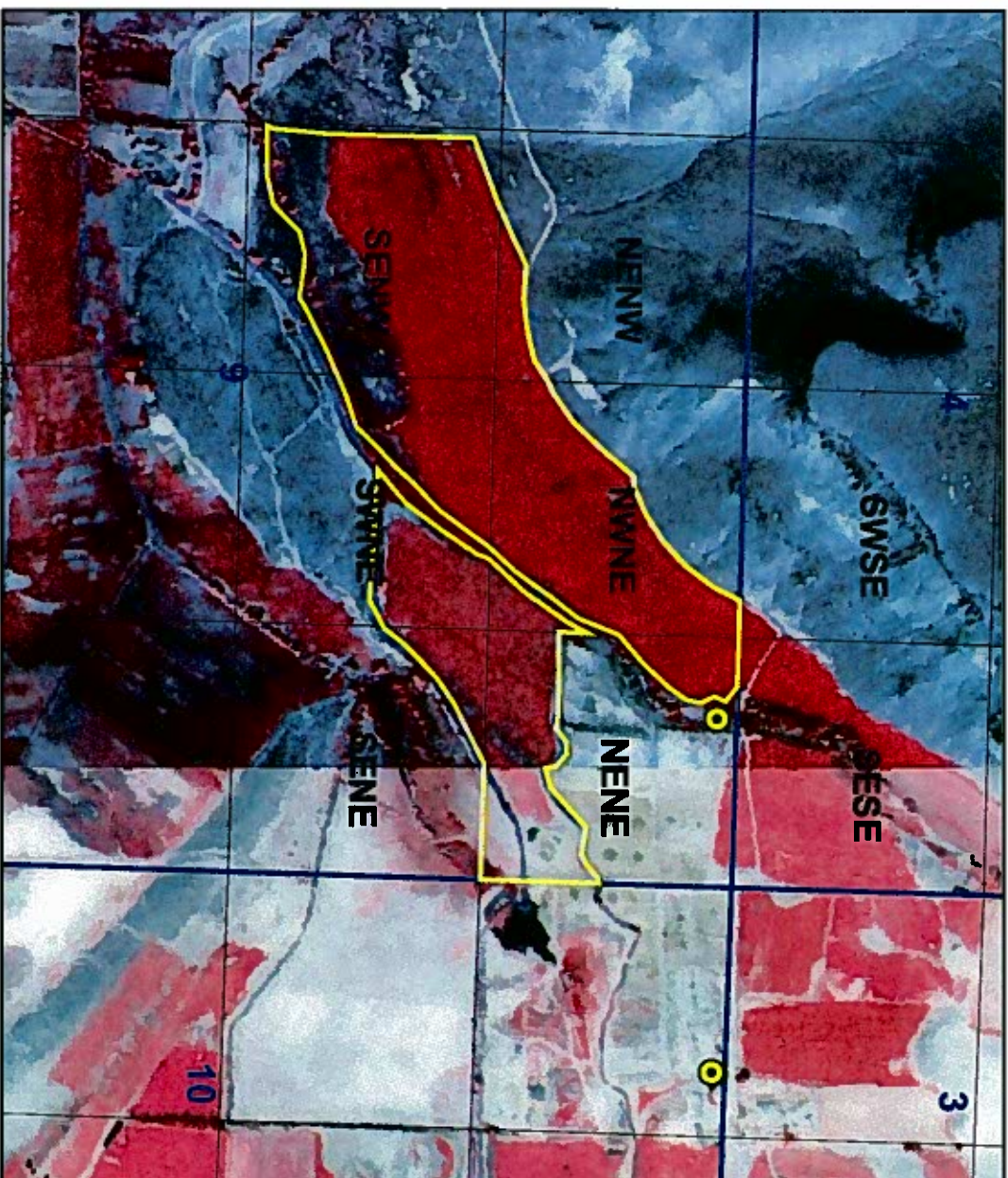
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



T01S



0 0.4 0.8 Miles

Owner: Tfi Limited Partnership

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

Prepared by M. Cliscell
On Tuesday, October 31, 2006
1987/88 Aerial Photography

09/29/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-3121

CARL V NICHOLSON
PO BOX 690
MERIDIAN ID 83680
Telephone Number: (208)888-1593

RECEIVED

OCT 23 2006

DEPARTMENT OF WATER RESOURCES

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Place of use

2. Describe the changes you wish to make in the proposed recommendation:

*Add approx 8 Acres
152w Sec 9 SE NW*

3. Give a brief explanation as to why you disagree with these portions:

Actual Use

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10/26/06

SIGNATURE: Thomas T. Nicholson

Please print your name: Thomas T. Nicholson

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

09/29/2006

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

RIGHT NUMBER: 63-3121

NAME AND ADDRESS: CARL V NICHOLSON
PO BOX 690
MERIDIAN ID 83680

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.180 CFS

PRIORITY DATE: 02/17/1958

POINT OF DIVERSION:

T01S R02W S9 NENE Within CANYON County
T01S R02W S10 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.180 CFS
STOCKWATER	1/01 12/31	0.350 CFS
DOMESTIC	1/01 12/31	0.040 CFS

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than

the

date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T01S R02W S09	NENE	25.00	T01S R02W S09	NWNE	25.00
T01S R02W S09	SWNE	10.00	T01S R02W S09	NENW	10.00
T01S R02W S09	SENE	30.00			

STOCKWATER Within CANYON County

T01S R02W S10 NWNW

DOMESTIC Within CANYON County

T01S R02W S10 NWNW

100 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

5.100
25.00
10.00
30.00
100.00

Idaho Department of Water Resources



SRBA Recommendation:

63-3121

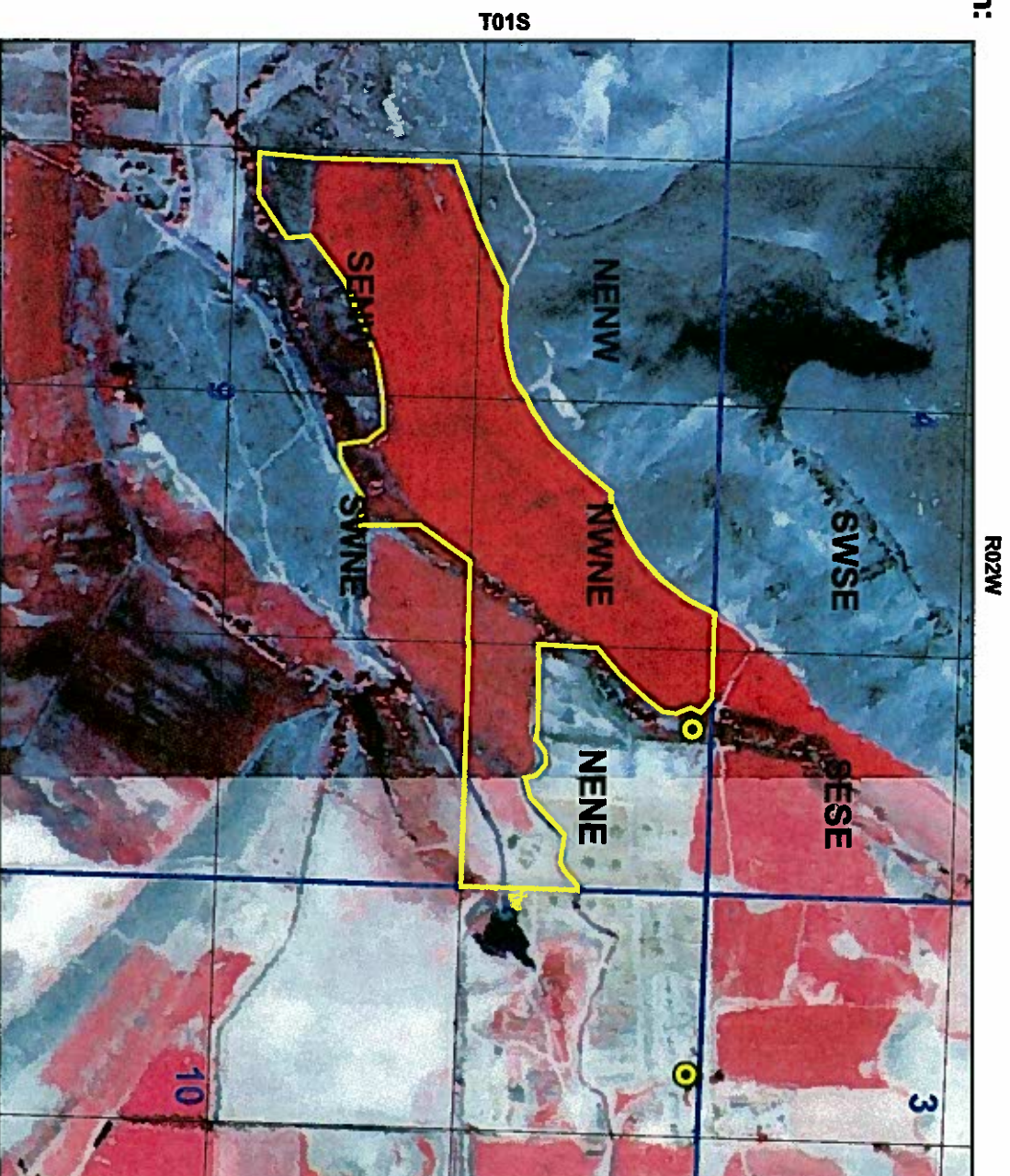
(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63



Prepared by M. Ciscell
On Friday, September 29, 2006
1987/88 Aerial Photography

10/17/2006

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

RIGHT NUMBER: 63-3121

NAME AND ADDRESS: CARL V NICHOLSON
PO BOX 690
MERIDIAN ID 83680

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.180 CFS

PRIORITY DATE: 02/17/1958

POINT OF DIVERSION:

T01S R02W S9 NENE Within CANYON County
T01S R02W S10 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.180 CFS
STOCKWATER	1/01 12/31	0.350 CFS
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The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T01S R02W S09	NENE	25.00	T01S R02W S09	NWNE	25.00
T01S R02W S09	SWNE	10.00	T01S R02W S09	NENW	10.00
T01S R02W S09	SENW	30.00			

100 ACRES TOTAL

STOCKWATER Within CANYON County

T01S R02W S10 NWNW

DOMESTIC Within CANYON County

T01S R02W S10 NWNW

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

AJ5809NP
No. A63-03121

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/13/00
PAGE: 47

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CARL V NICHOLSON PO BOX 690 MERIDIAN ID 83680 (208) 888-1593	02/17/1958	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	1.180 CFS 0.350 CFS 0.040 CFS	

TOTAL DIVERSION: 1.180 CFS
CONSUMPTIVE USE: 402.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: TOTIS R02M S09 NENE
S10 NMNM CANYON County
CANYON County

Place of use Legal Description for: IRRIGATION

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
01S 02M 9 : 25 40 10	: 10	30	
TOTAL ACRES			115.0

Place of use Legal Description for: STOCKWATER

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
01S 02M 10 : :	S		

Place of use Legal Description for: DOMESTIC

NE	NW	SW	SE
T R S : Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
01S 02M 10 : :	D		

POU County: CANYON

Non-Irrigation Uses: DOMESTIC 1 HOME, STOCKWATER 1700 HEAD CATTLE

Other Rights: 63-00357,63-00358,63-02699

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A63-00306 A63-00356 A63-00357 A63-00358 A63-00359 A63-02420

Other Water Rights Listing Overlapping Place(s) of Use:
A63-00356 A63-00357 A63-00358 A63-02699

Remarks: GEN DOMESTIC POD TRANSFERRED TO NW NW, SEC. 10
ADDRESS CHANGED BY LH 3/18/94.

AJ5809NP
No. A63-03121

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/13/00
PAGE: 48

	Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:		Field Inspection Flag: Presumption Flag:	
Audit:	06/18/91 HARRIS	03/18/94 HARRIS	03/30/95 POST-STD	

Water Right Number - A63-03121

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 27255

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

*** C - CURRENT OWNER ***
NICHOLSON

CARL V

1 - PO BOX 690
2 -
3 -City- MERIDIAN
Phone - 208-888-1593
State- ID Zip- 83680*** O - ORIGINAL OWNER ***
NICHOLSON

CARL E

1 - 101 WARM SPRINGS AVE
2 -
3 -City- BOISE
Phone - 208-000-0000
State- ID Zip- 83702+ - - Priority Date - - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
02/17/1958 14 WESTERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot Rflg County Diversion Name01S 02W 9 NE NE (27) CANYON
10 NW NW (27) CANYON+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.180
04 - STOCKWATER 01/01 12/31 0.350
43 - DOMESTIC 01/01 12/31 0.040+ - - Total Div. Rate - - + + - - Total Div. Volume - + + - - Total Div. Capacity - + + - - Total Consumptive Use - - + + - - KW Usage - - +
1.180 402.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
01S 02W 9 NE NE 25.0 01 IRRIGATION (27) CANYON
01S 02W 9 NW NE 40.0 01 IRRIGATION (27) CANYON
01S 02W 9 SW NE 10.0 01 IRRIGATION (27) CANYON
01S 02W 9 NE NW 10.0 01 IRRIGATION (27) CANYON
01S 02W 9 SE NW 30.0 01 IRRIGATION (27) CANYON
01S 02W 10 NW NW 04 STOCKWATER (27) CANYON
01S 02W 10 NW NW 43 DOMESTIC (27) CANYON

Total Acres: 115.0

+ - - Diversion Means - ARTESIAN WELL, PUMPS, PIPES TO FEEDLOT & RESIDENCE

+ - - Non-Irrigation Use - DOMESTIC 1 HOME, STOCKWATER 1700 HEAD CATTLE

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	-	03/21/1990	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	-	W011532	Federal/State Indicator	-	S
Claims Tape Error Flag	-	-	POU Ownership Flag	-	Y	Presumption Flag	-	
Fee Exempt Flag	-	-	Name Connector	-	-	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: **A63-03121**
Date Received: 3/21/1990
Receipt No: W011532
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CARL V NICHOLSON
Address: PO BOX 690
MERIDIAN ID 83680
208-888-1593

2. Date of Priority: FEB 17, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	9	NE	NE			CANYON
		10	NW	NW			CANYON

5. Description of diverting works:
ARTESIAN WELL, PUMPS, PIPES TO FEEDLOT & RESIDENCE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.180		
STOCKWATER	01/01	12/31	0.350		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 402.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME, STOCKWATER 1700 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	9	NE	NE		IRR	25.0

MICROFILMED
JUL 25 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	9	NW	NE		IRR	40.0
			SW	NE		IRR	10.0
			NE	NW		IRR	10.0
			SE	NW		IRR	30.0
						Section Acres	115.0
		10	NW	NW		DOMEST	
			NW	NW		STOCK	
						Total Acres	115.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
63-00357, 63-00358, 63-02699

14. Remarks:
DOMESTIC POD TRANSFERRED TO NW NW, SEC. 10
ADDRESS CHANGED BY LH 3/18/94.

15. Basis of Claim: LICENSE

Water Right Number: 27255

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

MICROFILMED

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 _____

MICROFILMED

JUL 25 1994



GEHL
VERSATILE

Mountain View Equipment Company

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



WHITE

DEUTZ
ALLIS

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

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

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

P.O. Box 690
Meridian ID 83680

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

Linda Bott

MICROFILMED

JUL 25 1994

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-03121
Date Received: 3/21/1990
Receipt No: W011532
Received By: DE JEN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CARL V. NICHOLSON
Address: P.O. BOX 703
MERIDIAN, ID 83642
208-888-1593

2. Date of Priority: FEB 17, 1958

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	02W	9	NE	NE			CANYON
		10	NW	NW			CANYON

5. Description of diverting works:
ARTESIAN WELL, PUMPS, PIPES TO FEEDLOT & RESIDENCE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.180		
STOCKWATER	01/01	12/31	0.350		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is 402.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME, STOCKWATER 1700 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	9	NE	NE		IRR	25.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	02W	9	NW	NE		IRR	40.0
			SW	NE		IRR	10.0
			NE	NW		IRR	10.0
			SE	NW		IRR	30.0
						Section Acres	115.0
		10	NW	NW		DOMEST	
			NW	NW		STOCK	
						Total Acres	115.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
63-00357,63-00358,63-02699

14. Remarks:
DOMESTIC POD TRANSFERRED TO NW NW, SEC. 10

15. Basis of Claim: LICENSE

Water Right Number: 27255

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A-63-03121

Date Received

Receipt Number

W011532

BS

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Carl V. Nicholson Phone (208) 888-1593Mailing Address P.O. Box 703, Meridian, ID Zip 836422. Date of Priority (Only one (1) per claim) 2/17/583. Source of water supply (a) Groundwater

which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 1S Range 2W Section 9,
NE 1/4 of NE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____ CanyonAdditional points of diversion if any: New Domestic Point of Diversion T1S R2W S10 NWNW

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.40 hp pump, artesian well in wintertwo 10 hp pumps, pipes to feedlot and residence

MICROFILMED

AUG 11 1992

water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For irrigation purposes from 3/15 to 11/15 amount 1.18 or _____

For stockwater purposes from 1/1 to 12/31 amount .35 or _____

For domestic purposes from 1/1 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.18 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 402 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater-1700 hd cattle domestic-1

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
1S	2W	9	25	40	10		10			30									115
		10						P/S											

Total number of acres irrigated 115

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

12. Do you own the property listed above as place of use? Yes x No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
63-00357, 63-00358, 63-02699 or None ()

14. Remarks:

Computation of Fee: Filing fee \$ 50
Acreage fee 115
Paid with 63-02699 (115)
Total \$ 50

Domestic POD transferred to NWNW sec. 10

Last Name Nicholson Ident No. 63-03121

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Copy: White State, Yellow-Claimant

AUG 18 1992

6. Water is claimed for the following purposes:

		(both dates are inclusive)	(cfs)	(acre feet)
For <u>irrigation</u>	purposes from <u>3/15</u> to <u>11/15</u>	amount <u>1.18</u>	or	
For <u>stockwater</u>	purposes from <u>1/1</u> to <u>12/31</u>	amount <u>.35</u>	or	
For <u>domestic</u>	purposes from <u>1/1</u> to <u>12/31</u>	amount <u>.04</u>	or	
For _____	purposes from _____ to _____	amount _____	or	

7. Total quantity claimed (a) 1.18 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 402 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater-1700 hd cattle domestic-1

10. Description of place of use:

a. If water is for Irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
1S	2W	9	25	40	10		10			30									115

Total number of acres Irrigated 115

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

12. Do you own the property listed above as place of use? Yes x No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
63-00357, 63-00358, 63-02699 or None ()

14. Remarks:

Computation of Fee:	Filing fee	\$ 50
	Acreage fee	115
	Paid with 63-02699	(115)
	Total	\$ 50

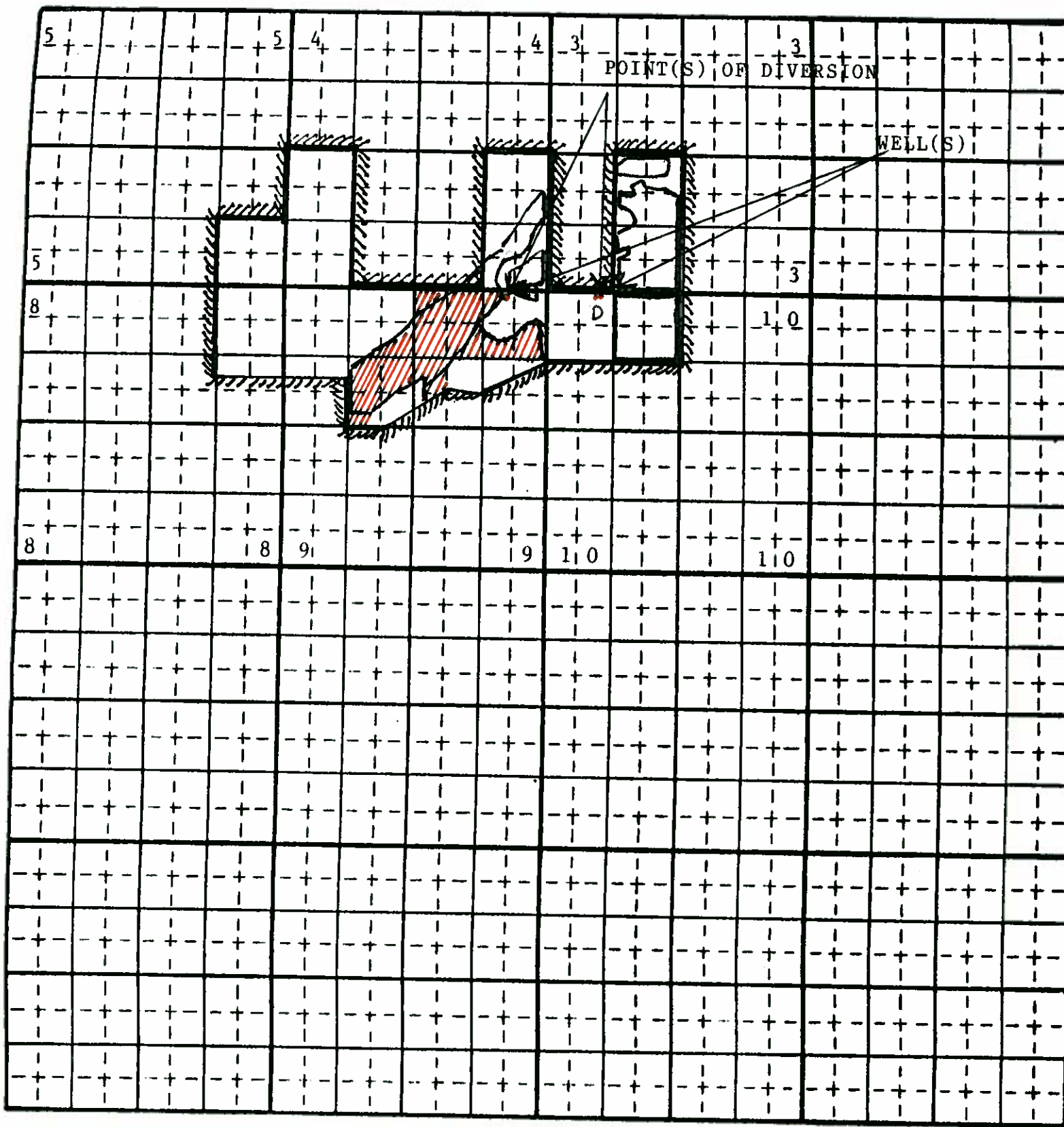
Domestic POD transferred to NWNW sec. 10

Last Name Nicholson Ident No. 63-03121

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Copies: White - State Yellow - Claimant
AUG 18 1992

Scale: 2 inches equals 1 mile

CANYON COUNTY
TOWNSHIP 1 SOUTH, RANGE 2 WEST



Last Name Nicholson Ident No. 63-03121

Copies: White, Yellow, Cyan

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15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License x Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-03121
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments -0-

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

Signature of Claimant (s) Carl V. Nicholson Date 3/8/90

Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 8 day of March 19 90

SEAL

Notary Public Linda Boots

Residing at Boise, ID

My Commission Expires 5/31/95

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Nicholson Ident. Number 63-03121

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Copies White-State, Yellow-Claimant

Water Right Number - 63-03121

Prefix Translation: WATER RIGHT

Old (D) Number - 27255

*** C - CURRENT OWNER ***

NICHOLSON

Carl E.

1 - 101 WARM SPRINGS AVE.
2 -
3 -

City- BOISE

State- ID Zip- 83702

Phone -

Priority Date - 02/17/1958

Region - 14 WESTERN

Stage - L - LICENSE

Status -

Source - GROUNDWATER

Tributary -

Point of Diversion

Stream Index (Blank if no Index Code)

01S 02W 9 NW NE (27) CANYON

Code

Description

Period From

Water Use

Period To

Diversion Rate

Diversion Volume

01 - IRRIGATION

04 - STOCKWATER

43 - DOMESTIC

1.180

Total Div. Rate - 1.180

Total Div. Volume -

Total Div. Capacity -

Total Consumptive Use -

KW Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
01S	02W	9	NE NE	25.0	01	IRRIGATION	(27) CANYON	(27) CANYON
01S	02W	9	NW NE	40.0	01	IRRIGATION	(27) CANYON	(27) CANYON
01S	02W	9	SW NE	10.0	01	IRRIGATION	(27) CANYON	(27) CANYON
01S	02W	9	NE NW	10.0	01	IRRIGATION	(27) CANYON	(27) CANYON
01S	02W	9	SE NW	30.0	01	IRRIGATION	(27) CANYON	(27) CANYON

Total Acres: 115.0

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks -

Old Water Right Numbers -

No Old Water Right Numbers found.

AUG 18 1992

CONVERSATION MEMORANDUM

DATE 6-13-91

NAME OF PARTY Linda ~~Boots~~ ^{Boots}, representative for Tom Nicholson
EMPLOYEE Cindy Hodges

FILE A63-00351, 358, 317

RE: Linda has prepared all the Nicholson claims.
She informed me by telephone the legal
description for domestic & Stock use on
the above claims was as follows:

NW1/4 Sec 10 IS 2W

I have added this information to all 3 claims
for data entry.

This memo will be in lieu of a standard
modification letter.

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AUG 18 1992

3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Nicholson

CLAIM IDENT. NO.

A63-03121

DATE RECEIVED

3-21-90

CK #

1346

AMOUNT \$

50.00

Required

- | | YES | NO | Info? |
|---|------------|------------|------------|
| 1. Is the name and address complete with zip code? | <u>✓</u> | <u> </u> | <u>*</u> |
| 2. Is a priority date entered? | <u>✓</u> | <u> </u> | <u>*</u> |
| Is the priority date acceptable in view of mandatory filing dates? | <u>✓</u> | <u> </u> | <u>*</u> |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | | | |
| 3. (a) Is a source entered? | <u>✓</u> | <u> </u> | <u>*</u> |
| (b) Is a tributary to entered? (if required) N/A <u>✓</u> | <u> </u> | <u> </u> | <u> </u> |
| 4. Is the legal description of the p.d. sufficient? | <u>✓</u> | <u> </u> | <u>*</u> |
| 5. Is there a description of the diverting works? | <u>✓</u> | <u> </u> | <u> </u> |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | <u>✓</u> | <u> </u> | <u>*</u> |
| Is the period of use included? | <u>✓</u> | <u> </u> | <u> </u> |
| Is a quantity claimed for each use? | <u>✓</u> | <u> </u> | <u>*</u> |
| 7. Is a total quantity claimed entered? | <u>✓</u> | <u> </u> | <u> </u> |
| 8. If required is a consumptive use entered? N/A <u> </u> | <u>✓</u> | <u> </u> | <u> </u> |
| <u>9</u> Is the consumptive use correct? N/A <u> </u> | <u> </u> | <u> </u> | <u> </u> |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A <u> </u> | <u>✓</u> | <u> </u> | <u>*</u> |
| <u>10</u> Is (are) the place(s) of use and purpose(s) indicated? | <u> </u> | <u> </u> | <u>*</u> |
| 11. Is (are) the county(ies) entered? | <u>✓</u> | <u> </u> | <u> </u> |
| 12. Is the ownership of p.u. checked? | <u>✓</u> | <u> </u> | <u> </u> |
| 13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) | <u>✓</u> | <u> </u> | <u> </u> |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A <u> </u> | <u>✓</u> | <u> </u> | <u> </u> |
| 15. Is the basis of the claim indicated? | <u>✓</u> | <u> </u> | <u> </u> |
| 16. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) N/A <u> </u> | <u>✓</u> | <u> </u> | <u> </u> |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right N/A <u>✓</u> | <u> </u> | <u> </u> | <u> </u> |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A <u> </u> | <u> </u> | <u> </u> | <u> </u> |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | <u>✓</u> | <u> </u> | <u>*</u> |
| 20. Has the claim been signed, sealed, and dated by a notary? | <u>✓</u> | <u> </u> | <u>*</u> |
| 21. Was this claim filed on time, or was an extension granted? | <u>✓</u> | <u> </u> | <u>*</u> |
| <u>22</u> Is the fee enclosed correct? Exempt <u> </u> | <u> </u> | <u> </u> | <u>*</u> |

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no date stamp
used receipt date
AUG 18 1992

YES NO

23. Should this claim be receipted and data entered?

Claim checked by: CYH

Date: 6-13-91

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____

Date: _____

Claim data entered by: _____

Date: _____

Checked by: _____

Date: _____

Sent to claimant by: _____

Date: _____

Comments: _____

Need D & S location

D & S obtained from telecon & map in claim.

See phone memo, attached, in lieu of modification letter.

State of Idaho

License and Certificate of Water Right

Water License No. G-27255

Amount 1.18 c.f.s.

Water District No.

Priority February 17, 1958

THIS IS TO CERTIFY that
 of Boise, Idaho
 made application for a permit to appropriate the
 public waters of the State of Idaho, dated February 17, 1958; that Permit No. G-27255
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 1.18 second feet, was issued thereunder on October 16, 1963, showing that said works
 were completed on the 18th day of March, 1963; and that on the 18th
 day of March, 1963, CARL E. NICHOLSON

of Boise, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of
 a well, a tributary of subterranean flow, for the purpose of domestic, stock
 & irrigation, under Use Permit No. G-27255 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
 12 of Licenses at page 7755 on the 16 day of October, 1963;
 The right hereby confirmed dates from February 17, 1958;

The Point of Diversion is located
 in the NW 1/4 NE 1/4, Sec. 9, T. 1 S., R. 2 W., E. 1 E., County Canyon

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 1.18 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	2 W.	9	NE 1/4 NE 1/4	40	25
			NW 1/4 NE 1/4	40	40
			SW 1/4 NE 1/4	40	10
			NE 1/4 NW 1/4	40	10
			SE 1/4 NW 1/4	40	30
Total number of acres to be irrigated:					115

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
 of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
 16th day of October, 1963.

(SEAL)

/s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer.

63 3121

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

63-3101

Application No. G- 35179
 Permit No. G- 27255
 District No.

Carl E. Nicholson
 101 Warm Springs Ave.
 Boise, Idaho

1. Name of Applicant: CARL E. NICHOLSON
 Postoffice address: 101 Warm Springs Ave. Boise County: Ada State: Idaho
2. Quantity of water claimed: One Hundred and Sixty Inches
 - (a) Rate of withdrawal in cubic feet per second. 3.2 c.f.s. or Idaho
 Miners' inches or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum 800
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 9
 Twp. 1 S. , Rge. 2 W. , B.M., County of Canyon
5. Water is to be used for: Irrigation, domestic, stock water
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
 Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
 at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump, motor, pipe lines and sprinklers
8. Estimated cost of works: \$ 5,000.00
9. (a) Is reservoir to be used?
 (b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is five years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c). Amount paid in: \$
 (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Decree Right in Nicholson vs. Reynolds Irrigation District. Also included in Permit No. 20480. Actually this well is the only source of water for much of this land.
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A. M. February 17, 1958

Returned to applicant for correction:

Corrected application received:

The number of this permit is G-27255

Recorded in Book 96 Page 27255 Approved March 4, 1958

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before September 4, 1960

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before **March 4, 1963**

Witness my hand this 4th day of March, 1958

/s/ MARK R. KULP
State Reclamation Engineer

IN TESTIMONY WHEREOF, We, ROBERT E. SYLLIE, Governor of the State of Idaho,
and JAS. H. YOUNG, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 4th
day of March, 1958.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ JAS. H. YOUNG

By /s/ ROBERT E. SMYLER

Governor

Secretary of State.

12.

Twp.	Range	Sec.	NE¼			NW¼			SW¼			SE¼			Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 S.	2 W.	4 9	40	40	40	40	40					40	40	80 200 280	
REMARKS:			This water is being filled on because it was, through error, omitted in the decree of Nicholson vs. Reynolds Irrigation District. The land is included but the water was left out; The well is already in use and has been for several seasons past. When not being pumped it is a flowing well, the water going into the Melba Wasteway. All wells in this area are allowed to flow in order to depress the water table which had risen until much land in the basin could not be farmed. Drains have been dug and the land is again being reclaimed.												

CERTIFICATE OF COMPLETION OF WORKS
Permit No. G-27255✓
TO ALL WHOM IT MAY CONCERN:

This is to certify that CARL E. NICHOLSON of Boise, County of Ada, and State of Idaho, the holder of Permit No. G-27255, issued upon Application No. G-35179 bearing date of priority of February 17, 1958, authorizing the diversion of 3.2 second feet of waters of a well County of Canyon, State of Idaho, for domestic, stock & irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.18 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T. 1 S., R. 2 W., B. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 115 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 9, T. 1 S., R. 2 W., B. M.

Witness my hand this 16th day of October, A. D. 1963.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: March 18, 1963

LICENSE ISSUED FOR 1.18 SEC. FT.
page 7755

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-27255

This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Carl E. Nicholson2. Source of water supply: Subterranean3. Location of point of diversion: Is in the NW 1/4 of Section 9T. 1 S R. 2 W.B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: 40 H.P. F.O. Smith Motor # 71354 INGERSOLL-RAND pump # 01515430 6" x 32' COLUMN 12" x 12" casing hi. 0' D.D. 42" well depth 125 3" x 2' discharge pipe into 8" buried mainline into sprinkler system

5. Water is used for: irrigation, domestic and stock water6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

East 1/2 Sec. 4, NE 1/4, W 1/4, E 1/4 Sec. 9 all in Twp. 1 S., Rge. 2 W.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: Mr Carl Nicholson (owner) participated in examination

Measurement was made by taking pressure readings along each lateral 2 lines 48 nozzles size 3/4 x 3/8

This examination was made on the 3rd day of August, 1963(Signed) Ron Dehugh Examiner

27255

