

04/28/2005

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

RIGHT NUMBER: 22-410A
NAME AND ADDRESS: TED MICKELSEN
250 N 400 W
TETONIA ID 83452

SOURCE: SWAMP TRIBUTARY: TETON RIVER
QUANTITY: 0.175 CFS

Use of this right with Right Nos. 22-408A, 22-409A, and 22-410A are limited to a total combined diversion rate of 0.40 cfs.

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 22-408A, 22-409A, AND 22-410A SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.

PRIORITY DATE: 06/01/1904

POINT OF DIVERSION:
T05N R45E S21 NWNENE Within TETON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.175 CFS

PLACE OF USE: IRRIGATION Within TETON County
T05N R45E S17 NWSW 20.0

20 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 22-408A, 22-409A, AND 22-410A ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 45.2 ACRES IN A SINGLE IRRIGATION SEASON.

This right is limited to the irrigation of 8.25 acres within the place of use described above 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: Decreed

WATER IS DELIVERED THROUGH CACHE CANAL.

Right nos. 22-408A, 22-409A, and 22-410A are also diverted through point of diversion described above.

This right is a split from former right 22-410.

04/28/2005

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:

Water right number: 22-410A

TED MICKELSEN

225-250 N 400 W

TETONIA ID 83452

Telephone Number: (208)456-2229

225 N. 400 W
Tetonia, Idaho
83452

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

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

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

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

DATE:

15 July 05

SIGNATURE:

Ted Mickelson

Please print your name:

Ted Mickelson

IDWR Regional Office,

Added
Completed
7/18/05

PROFILED

SCANNED

JUL 22 2005

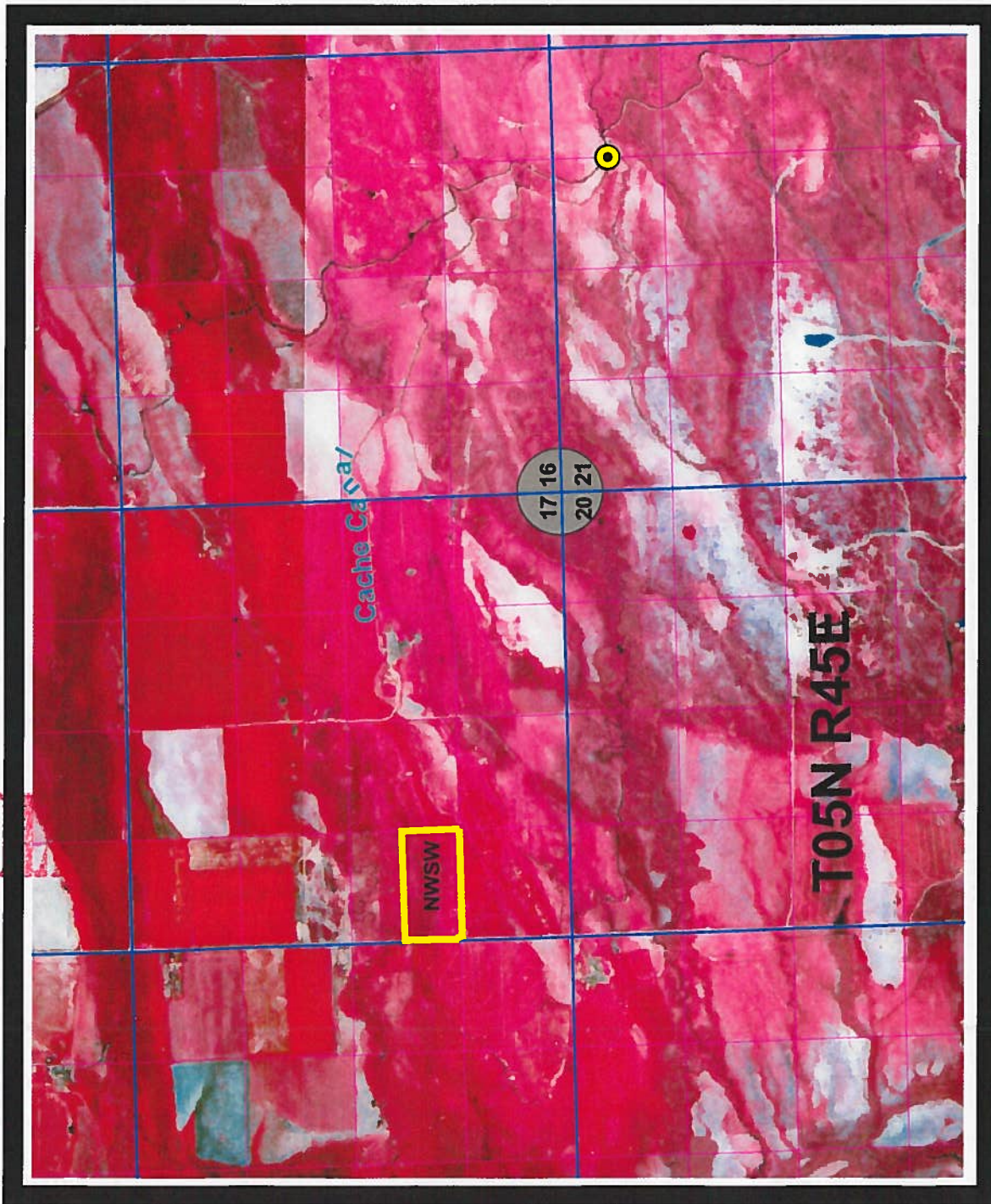
225
7/18



PROCESSED
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MAY 20 2005

State of Idaho

Department of Water Resources
Eastern Region



Water Right(s):
22-408A
22-409A
22-410A

Point(s) of Diversion:
T05N R45E
Sec. 21 NWNENE

Place of Use (parts of):
T05N R45E
Sec. 17 NWSW

Delivered through the Cache Canal.
LEGEND

- Point of Diversion
- Place of Use
- Section
- Quarter-Quarter



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: S. Porter
Date: April 2005

Water Right and SRBA Split History Analysis

22-410

22-410

John Moffat
POD: Swamps / Unnamed Stream
POU: TOSN R4SE Sec 17 NWSW
Sec 18 NESE, NWSE, SWSE
160 acres 1.40 cfs

22-410A

Ted Micklesen
POD: Swamps / Unnamed
POU: TOSN R4SE Sec 17 NWSW
20 acres 0.175 cfs

22-410B

Harold K. Dunn Trust
POD: Swamps / Unnamed Stream
POU: TOSN R4SE Sec 18
SWNE, SENE, NESE, NWSE,
SWSE, SESE
140 acres 1.225 cfs

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Reviewer: _____
mydoc/fieldexamforms/splithistory

Date: _____

Contacts Data Entry Form

Claim Number: 22-410A

Owner Type	Full Name	Address	City	State	Zip
------------	-----------	---------	------	-------	-----

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Current Owner: _____ Phone No.: _____

Name connector: and _____, or _____, and/or _____.

Representing Attorney: _____ Phone No.: _____

Accompanied By: _____ Phone No.: _____

Relationship to Claimant: _____ Date of Field Exam: _____

Discussion of right origin and split history. Questions and problems.Split of 22-410. Split by change of ownership.

Reviewer: _____ Date: _____

SCANNEL

MAY 20 2005

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Priority Date Data Entry Form

Claim Number: 22-410A

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: June 1, 1904 Recommended Basis: Deceit

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Matches Deceit

Reviewer: _____

Date: _____

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MAY 20 2005

Water Right No(s). _____

See 22-408A
for pictures.

GPS DATA:

Tag # ADD 13823 Location: Hendgate Hall

Diversion Data:

Source: Swamps Trib to: Teton River

MOTOR

Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

PAD is Canche Canal.

Field Exam Date: _____ Agent: _____

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PROFILE

Point of Diversion and Source Data Entry Form

Claim Number: 22-410AWater Right Point(s) of diversion and Source.

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Water Right Point of Diversion: T _____, R _____, Sec. _____, _____, _____, _____, County: _____

Source: _____ Tributary to: _____

Claimed Point(s) of Diversion and Source.

	Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
1.	QSE	45N	18		NW NE NE	Teton	Unnamed	Teton River
2.	QSE	45N	21		NW NE NE	Teton	Unnamed	Teton River

Recommended Point(s) of Diversion and Source.

	Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source	Tributary to
	QSE	45N	21		NW NE NE	Teton	Unnamed	Teton River

Other rights from this POD? 22-408A, 22-408B, 22-409A, 22-409B, 22-410B

Transfers Pending or approved: _____

Document how the POD and Source were verified:

1. POD doesn't serve this portion of the split.

2. POD is Coke Canal.

Reviewer: _____ Date: _____

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MAY 20 2005

PROFIT

Place Of Use Data Entry Form

Claim Number: 20-410 A

Claimed Place Of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
DSN	45E	17	NW	SW	Teton		20.0	Irrigation

Total acres 20.0

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
DSN	45E	17	NW	SW	Teton		20.0	Irrigation

Total acres 20.0

Pending or approved Transfers: _____

Overlapping rights: 20-408A + 20-409A

Document how the POU was verified:

Field exam + GIS.

Reviewer: _____ Date: _____

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MAY 20 2005

Season of Use and Quantity Data Entry Form

Claim Number: 22-410AWater Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____

Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	04/15	10/15	0.175	NA

Overall Diversion Rate 0.175Overall Diversion Volume NARecommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Irrigation	04/15	10/31	0.175	NA

Overall Diversion Rate 0.175Overall Diversion Volume NADocument how the Period of Use and/or Diversion Rate were verified:

12.5% split of 22-410
SOU changed to IDWR SOU standards

Reviewer: _____

SCANNED

Date: _____

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MAY 20 2005

Claim No. 22-410A

Document Checklist

☒ Copy License/Decree

hexagon Teton

☐ Copy Transfer

☐ Copy Licensing Field Exam

☐ Check if Ownership/Address Change is Required

☐ Generate, mail and file "Evidence of Priority" letter

☒ Generate Arcview Map

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MAY 20 2005

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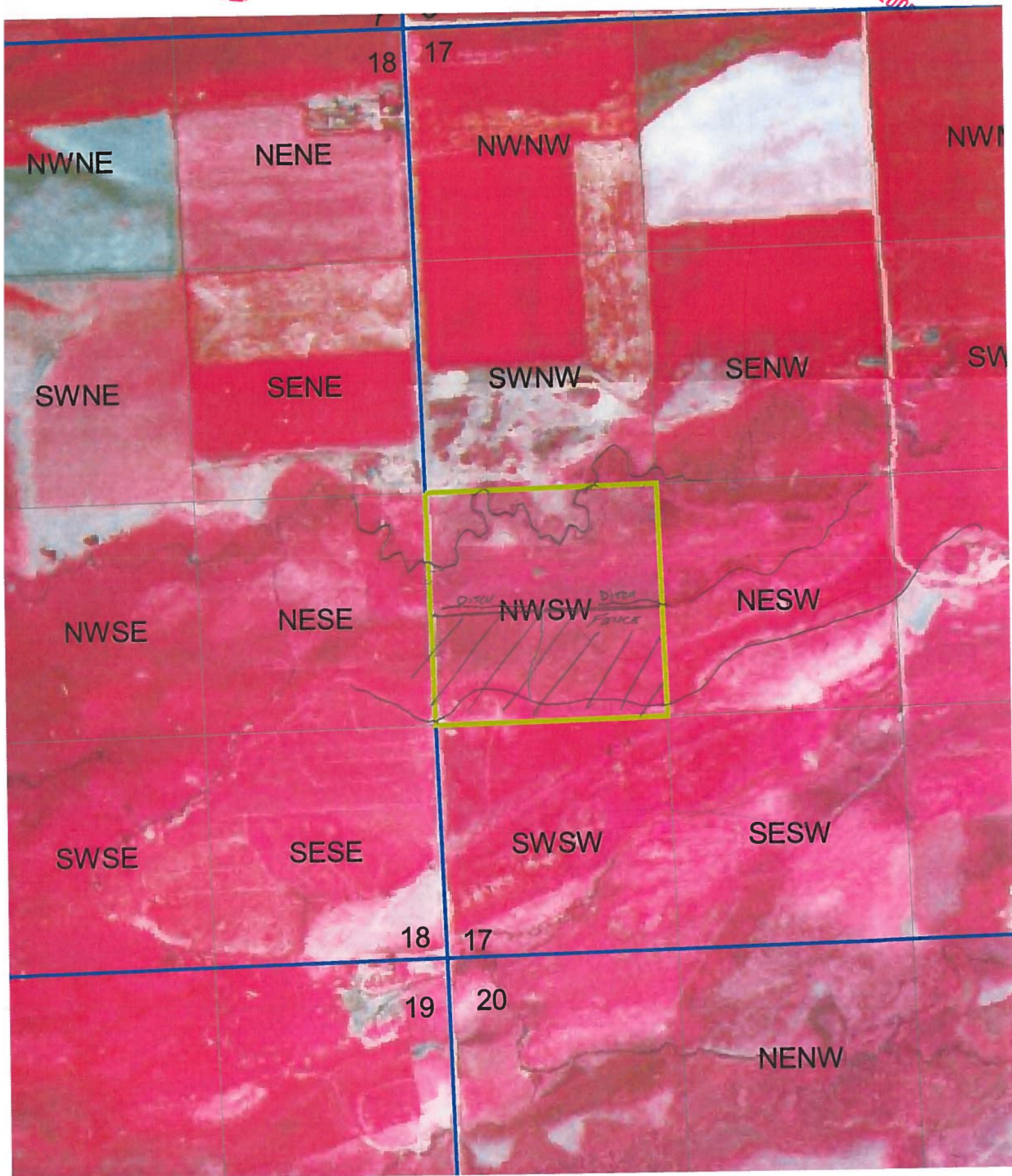
Webster, James W., and Charles H. Woodmansee; May 23, 1903; Moody Creek	300
For reservoir purposes between the first day of September of each year until the first day of May of the following year	
Gregory, H. J.; June 1, 1903; North Leigh Creek	100
Powell, W. J.; June 1, 1903; Trail Creek	40
Siddoway-Briggs Co.; June 1, 1903; Teton River. For power purposes	4,200
Buxton, Stillman; June 1, 1903; Sloughs from Twin Creeks	100
Gilbert, Albert; June 1, 1902; Horse Shoe Creek	40
Nickelson, Peter; June 1, 1903; Swamps	20
Thompson & Egbert; June 1, 1903; North Leigh Creek	50
Jarman, Arthur; June 1, 1903; South Leigh Creek	40
Pherson, Neils; June 1, 1903; South Leigh Creek	100
Kunz, Samuel, Jr.; July 31, 1903; Pine Creek (permit)	280
Central Teton Canal Co.; Oct 31, 1903; Teton Creek	1,680
Pack Saddle Reservoir Co.; Jan. 15, 1904; North Fork Pack Saddle Creek	1,250
Wallace, H. A.; Jan. 18, 1904; North Leigh Creek or Spring Creek	40
Hansen, E. P.; May 1, 1904; Game Creek	50
Moffat, John P.; June 1, 1904; Swamps	70
Withrick, Caroline; June 1, 1904; Paradise Springs. The undivided one-fourth of Paradise Springs	100
Miller, J. J.; June 1, 1904; Paradise Springs	60
Sinclair, Sarah S.; June 1, 1904; Pole Creek and Pine Creek	40
Ricks, Wallace; June 1, 1904; North Leigh Creek	40
Phillips, L. A.; June 1, 1904; Badger Creek	80
Sautter, John G.; June 1, 1904; North Leigh Creek	110
Coyle, M. H.; June 15, 1904; Coyle Spring	60
Felt, J. G.; Jan. 18, 1905; Badger Creek	640
Felt, G. F.; Jan. 18, 1905; Badger Creek	640
Felt, Clara V.; Jan. 18, 1905; Badger Creek	590
Felt, Albert; Jan. 18, 1905; Badger Creek	480
Clawson, Spencer, adminr. Estate of; Jan. 18, 1905; North Leigh or Spring Creek	500
Clawson, Spencer; Jan. 18, 1905; North Leigh or Spring Creek	150
Clawson, B. W.; Jan. 18, 1905; North Leigh or Spring Creek	500
Spencer, Clawson & Co. (a corporation); Jan. 18, 1905; North Leigh Creek or Spring Creek	2,500
Rogers, Orson T.; Jan. 18, 1905; Badger Creek	200
Little, Edwin S.; Jan. 18, 1905; Leigh Creek	160
Taylor, Joseph E.; Jan. 18, 1905; North Leigh or Spring Creek	180
Garrett, Mary G.; Jan. 18, 1905; North Leigh or Spring Creek	100
Soulcey, C. V.; June 1, 1906; Darby Creek	100
Crandall, H. L.; no date; waters of Crandall Springs	80
Stahn, Emil A.; no date; Juanita Springs	15
Andrews, L. W.; no date; waters of Springs on place	40
Pack Saddle Reservoir Co.; no date; South Fork of Pack Saddle Creek	900

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MAY 20 2005

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22-410A

6/21/04 MAY 20 2004
SCANNED





State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

DECEMBER 24, 1992

TED MICKELSEN
250 N 400 W
TETONIA ID 83452

RE: CHANGE IN OWNERSHIP FOR A22-00408A, 00409A AND
00410A

Dear Mr. Mickelsen:

The request for Change in Ownership concerning your Notices of Claim in the above reference has been processed and the Notices modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,



Dave Carlson
Water Rights Agent, Adjudication

DC:jt

Enclosure: Copies of Notices

PROVIDED

SCANNED
MAY 20 2005

MICROFILMED
APR 08 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 5N Range 45E
Section 17, 1/4 of NW 1/4 of SW 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)
Assigned by IDWR: A22-00408A, 409A, 410A

☐ Name and Address of Former Owner/Claimant(s)(Seller): Talmage Mickelsen & Sons
Ted Mickelsen 1008 W. 500 N
Blackfoot, Id 83221

☐ New Owner/Claimant (Purchaser): Ted Mickelsen

☐ New Mailing Address: 250 N 400 W
Telonia, Idaho 83450

☐ New Telephone Number: (208) 450-2229

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ 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: _____

(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) Ted Mickelsen Date 18-Dec-92

Date

☐ 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: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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POOR ORIGINAL

MAY 20 2005

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

MICROFILMED

APR 08 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: **A22-00410A**
Date Received: 9/12/1988
Receipt No: X777777
Received By: _____

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

1. Name: TED MICKELSEN 208-456-2229
Address: 250 N 400 W
TETONIA ID 83452

2. Date of Priority: JUN 1, 1904

3. Source: SWAMPS Trib. to: TETON RIVER
UNNAMED STREAM TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	45E	18	NW	NE	NE		TETON
		21	NW	NE	NE		TETON

5. Description of diverting works:
CONCRETE HEADING DIVERTS WATER INTO AN OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.175		

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

8. Total consumptive use is 320.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	45E	17	NW	SW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:
22-0408/0409.

14. Remarks:

THE DIVERTING WORKS IN SECTION 18 IS A PUMP AND PIPELINE. THE PUMP DIVERTS WATER FROM AN UNNAMED STREAM WHICH CAN BE SUPPLEMENTED BY WATER FROM THE DITCH WHICH HEADS IN SECTION 21. LAND IN THE S1/2NE1/4 WAS ORIGINALLY FLOOD IRRIGATED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL

Decree Plaintiff

TETON IRR. CANAL CO. ET AL

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)
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: A22-00410A
Date Received: 9/12/1988
Receipt No: X777777
Received By: _____

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

1. Name: TALMAGE MICKELSEN & SONS 208-684-4783
Address: C/O TED TALMAGE
1008 W. 500 N.
BLACKFOOT ID 83221

2. Date of Priority: JUN 1, 1904

3. Source: SWAMPS Trib. to: TETON RIVER
UNNAMED STREAM TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	45E	18	NW	NE	NE		TETON
		21	NW	NE	NE		TETON

5. Description of diverting works:
CONCRETE HEADING DIVERTS WATER INTO AN OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.175		

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

8. Total consumptive use is 320.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	45E	17	NW	SW		IRR	20.0

A22-00410A

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Page

1

SCANNED

MAY 20 2005

Date: 08/17/92

MICROFILMED

DEC 09 1992

A2200410A



10. Place of Use: Continued

Section Acres 20.0

Total Acres 20.0

11. Place of use in counties: TETON

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

13. Other Water Rights Used:

22-0408/0409.

14. Remarks:

THE DIVERTING WORKS IN SECTION 18 IS A PUMP AND PIPELINE. THE PUMP DIVERTS WATER FROM AN UNNAMED STREAM WHICH CAN BE SUPPLEMENTED BY WATER FROM THE DITCH WHICH HEADS IN SECTION 21. LAND IN THE S1/2NE1/4 WAS ORIGINALLY FLOOD IRRIGATED.

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Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CO. ET AL

Decree Plaintiff

TETON IRR. CANAL CO. ET AL

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: _____