

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: A63-08997
Date Received: 2/13/1990
Receipt No: W089971
Received By: BAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PACE & NIELSON FARMS INC. 208-722-6336
Address: 30364 PEARL ROAD
PARMA, ID 83660

2. Date of Priority: AUG 02, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05W	34	NE	NW	SW		CANYON

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.560		

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

8. Total consumptive use is 462.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05W	33	NE	SE		IRR	19.0
			SE	SE		IRR	40.0
						Section Acres	59.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05W	34	NW	SW		IRR	35.0
			SW	SW		IRR	38.0
						Section Acres	73.0
						Total Acres	132.0

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:
BLACK CANYON IRR. DIST.

14. Remarks:

15. Basis of Claim: LICENSE

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: 0

For Organizations:

I do solemnly swear or affirm that I am Treasurer of Pace-Nielsen Farm , that I have signed the foregoing Treasurer of Pace-Nielsen Farms and that the statements contained in the foregoing document are true and correct.

 Rod P. Nielsen
Signature of Authorized Agent

 Treasurer Pace-Nielsen Farm
Title and Organization

 3/1/90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of March 19 90

 Bryce A. Smith
Notary Public

Seal

Residing at Boise Idaho
My Commission Expires 4/11/95



A63-08997

Receipt Details for ID W009971

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/1/1990 10:08:06 AM	3/1/1990	Western	\$784.00	Check
Payer		PACE & NIELSON FARMS		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
8708			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$784.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3634		\$50.00	Claim
63	5281		\$68.00	Claim
63	5318		\$80.00	Claim
63	8997		\$182.00	Claim
63	9948		\$151.00	Claim
63	2587	A	\$136.00	Claim
63	5230		\$117.00	Claim

10/26/2006

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

RIGHT NUMBER: 63-8997

NAME AND ADDRESS: PACE & NIELSON FARMS
30364 PEARL RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.560 CFS
594.000 AFY

PRIORITY DATE: 08/02/1977

POINT OF DIVERSION:

T06N R05W S34 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

2.560 CFS
594.00 AFY

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

T06N R05W S33	NESE	19.50	T06N R05W S33	SESE	37.00
T06N R05W S34	NWSW	37.50	T06N R05W S34	SWSW	38.00

132 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

Use of this right is combined with water from Black Canyon Irrigation District.



State of Idaho
Idaho Department of Water Resources
Western Region

T6N R5W SECTIONS 33, 34
Water Right: 63-8997



1320 0 1320 2640 Feet



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

GIS Place of Use Illustration
2000 Aerial Photography
Prepared By: Vicky Music
Date: October 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8997 V1

WATER RIGHT NUMBER: 63-8997 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PACE & NIELSON FARMS 30364 PEARL RD PARMA, ID 83660 (208)722-6336

Priority Date: 08/02/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
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GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	2.560 CFS	594.00 AF
	<u>Total Diversion:</u>	2.560 CFS	594.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 34, Twp 06N, Rge 05W, B.M.
CANYON County		

Place of UseIRRIGATION Within CANYON County

T06N R05W S33	NESE	19.5	T06N R05W S33	SESE	37.0
T06N R05W S34	NWSW	37.5	T06N R05W S34	SWSW	38.0

Total Acres: 132

Conditions of Approval:

1. W14 Use of this right is combined with water from Black Canyon Irrigation District.
2. S39 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.
3. C18 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8997 V1

Comments:

1. vmusic 6/15/2006 RECOMMENDATION

Comment: CLAIMED AND RECOMMENDED AS LICENSED.

2. vmusic 6/15/2006 OVERLAPS

Comment: NO POU OR POD OVERLAPS

3. vmusic 6/15/2006 SURFACE RTS

Comment: BLACK CANYON IRRIGATION DISTRICT

4. vmusic 10/26/2006 NOE

Comment: ROD NEILSON CAME IN TODAY RE DISAGREEMENT WITH THE PLACE OF USE. I HAD NOT RECOMMENDED A 6 ACRE FIELD THAT HE SAID HAS ALWAYS BEEN IRRIGATED. TH EMAP IN THE LICENSE FILE IS NOT CLEAR ENOUGH TO SEE EXACTLY WHERE THE 132 ACRES ARE. HE SAID THEY HAVE NOT MADE ANY CHANGES TO THE IRRIGATED POU SINCE IT WAS LICENSED. THE 1987 AERIAL WAS NOT VERY HELPFUL SO WE USED 2000 ADN 2004 AERIALS AND MOVED THE ACRES AROUND TO INCLUDE THE 6 ACRES IN THE NSW S 34. IT IS NOT AN ACCOMPLISHED TRANSFER BUT CLARIFIES AND CORRECTS THE LICENSE.

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			04/23/2006	scurtis	Active
Contacts	6/15/2006 9:33:51 AM	vmusic			Active
Priority Date	6/15/2006 9:36:34 AM	vmusic			Active
POD	6/15/2006 9:36:59 AM	vmusic			Active
Source	6/15/2006 9:52:30 AM	vmusic			Active
POU	6/15/2006 9:53:06 AM	vmusic			Active
Use	6/15/2006 9:53:58 AM	vmusic			Active
Season	6/15/2006 9:54:23 AM	vmusic			Active
Quantity	6/15/2006 9:55:05 AM	vmusic			Active
Summary			06/15/2006	vmusic	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	10/26/2006 12:57:25 PM	vmusic	Updated shape for Active POU
POD	6/15/2006 9:52:05 AM	vmusic	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8997 V1

Season	6/15/2006 9:54:23 AM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	6/15/2006 9:55:05 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - SEE LICENSING EXAM
Contacts	6/15/2006 9:33:51 AM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: LICENSE
POD	6/15/2006 9:36:59 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Summary	6/15/2006 9:57:51 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8997 V1

General	6/15/2006 9:36:33 AM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Summary	4/23/2006 5:38:05 PM	scurtis	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
Source	6/15/2006 9:52:30 AM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	6/15/2006 9:53:06 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	6/15/2006 9:53:30 AM	vmusic	Updated shape for Active POU
Use	6/15/2006 9:53:58 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

Water Supply Bank:

09/29/2006

IR

etely and mail.

inted below if you want IDWR to change your
gree with its recommendation.

October 31, 2006

Rod Neilson
63-8997
is waiting to
see you

endation with which you disagree (e.g.

proposed recommendation:

ee with these portions:

as need to be made.

Please print your name:

Rod Nielsen

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

The place of use is not quite right. We have been
irrigating these farms the same way without change
since at least 1970.

on the returned maps
changed shape / rec
of park /
work flow etc
VLR
10-26-06

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: 63-8997

PACE & NIELSON FARMS
30364 PEARL RD
PARMA ID 83660
Telephone Number: (208)722-6336

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: 26 Oct 2006 SIGNATURE: Rod Nielsen

Please print your name: Rod Nielsen

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

The place of use is not quite right. We have been irrigating these farms the same way without change since at least 1970. *on the returned maps*

*changed shape rec
of pan /
work flow, etc
VLW
10-26-06*

06/15/2006

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

RIGHT NUMBER: 63-8997

NAME AND ADDRESS: PACE & NIELSON FARMS
30364 PEARL RD
PARMA ID 83660

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.560 CFS
594.000 AFY

PRIORITY DATE: 08/02/1977

POINT OF DIVERSION:

T06N R05W S34 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

2.560 CFS
594.00 AFY

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

T06N R05W S33

NESE

19.00

T06N R05W S33

SESE

40.00

T06N R05W S34

NWSW

35.00

T06N R05W S34

SWSW

38.00

132 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

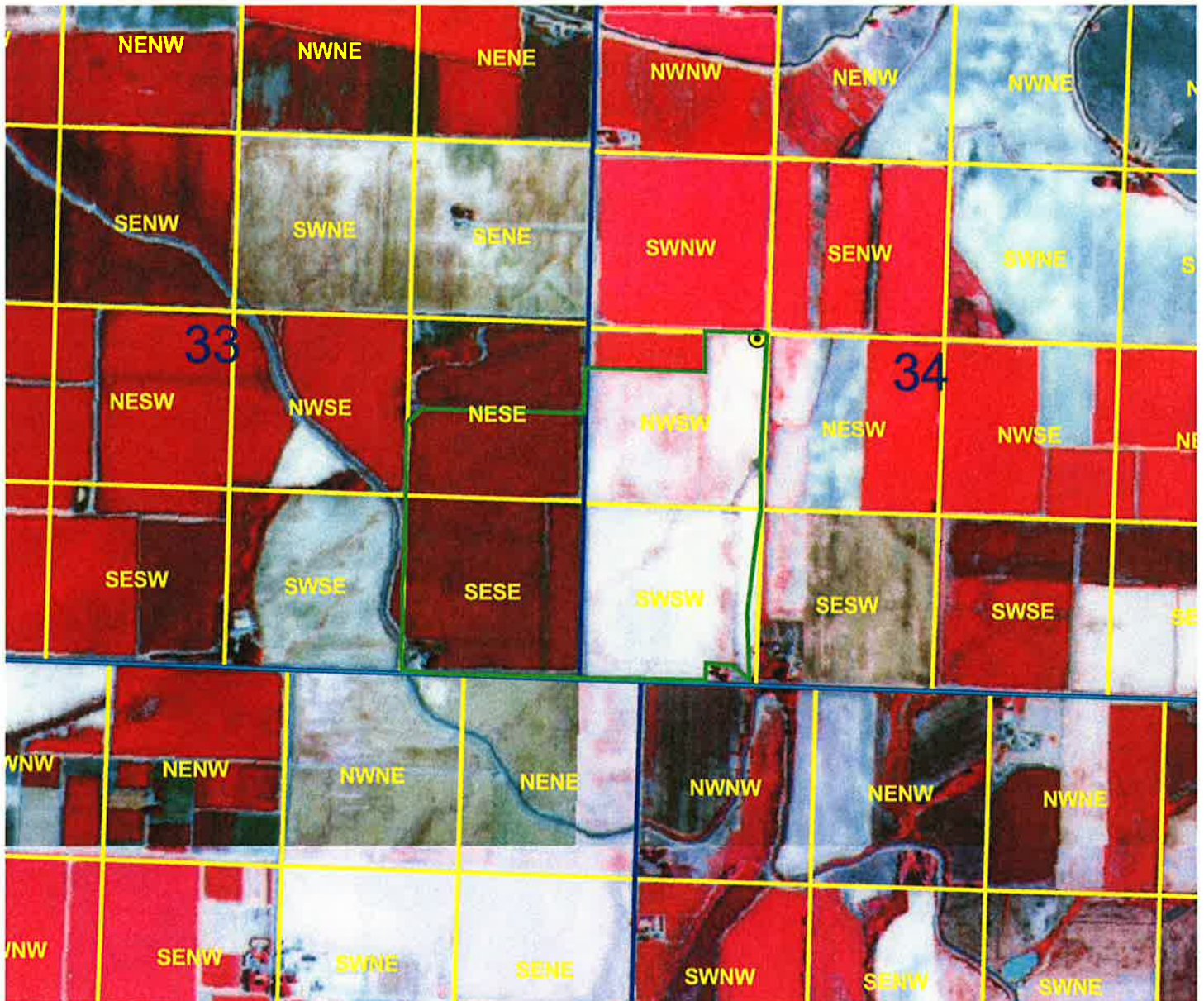
Use of this right is combined with water from Black Canyon Irrigation District.

changed POU to better reflect where licensed acres are /clarified



State of Idaho
Idaho Department of Water Resources
Western Region

T6N R5W SECTIONS 33 and 34
Water Right (s): 63-8997



1320 0 1320 2640 3960 Feet

TOTAL IRRIGATED ACRES = 132



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

point has been corrected

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: June 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8997

WATER RIGHT NUMBER: 63-8997

claimed & recommended
as irrigated.

Owner Type

Current Owner

Name and Address

PACE & NIELSON FARMS
30364 PEARL RD
PARMA, ID 83660
(208)722-6336

Priority Date: 08/02/1977

Basis: License

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

From To

8/15 to 11/15

Diversion Rate

2.560 CFS

Annual Volume

594

Total Diversion: 2.560 CFS

Location of Point(s) of Diversion

GROUND WATER

CANYON County

NE1/4NW1/4SW1/4

Sec. 34, Twp 06N, Rge 05W, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	05W	33													19.0			40.0	59.0
06N	05W	34									35.0	38.0			14.5			31.5	73.0

Total Acres: 132

Dates and Other Information:

Claim Received Date: 3/1/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

W1W Black Canyon Irr Dis water used
531500 shoulder remark for 3/1

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8997

06/15/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-8997	Claim	06N	05W	34	NW	SW		GROUND WATER	PAGE & NIELSON FARMS
63-8997	Water Right	06N	05W	34	NW	SW		GROUND WATER	PACE-NIELSEN FARMS INC

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8997

06/15/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
8997	Claim	06N	05W	33	NE	SE		IRRIGATION	19/132	PACE & NIELSON FARMS
2900	Claim	06N	05W	33	NE	SE		IRRIGATION		BLACK CANYON IRRIGATION DIST
8997	Water Right	06N	05W	33	NE	SE		IRRIGATION	19/132	PACE-NIELSEN FARMS INC
8997	Claim	06N	05W	33	SE	SE		IRRIGATION	40/132	PACE & NIELSON FARMS
2900	Claim	06N	05W	33	SE	SE		IRRIGATION		BLACK CANYON IRRIGATION DIST
8997	Water Right	06N	05W	33	SE	SE		IRRIGATION	40/132	PACE-NIELSEN FARMS INC
8997	Claim	06N	05W	34	NW	SW		IRRIGATION	35/132	PACE & NIELSON FARMS
2900	Claim	06N	05W	34	NW	SW		IRRIGATION		BLACK CANYON IRRIGATION DIST
8997	Water Right	06N	05W	34	NW	SW		IRRIGATION	35/132	PACE-NIELSEN FARMS INC
8997	Claim	06N	05W	34	SW	SW		IRRIGATION	38/132	PACE & NIELSON FARMS
2900	Claim	06N	05W	34	SW	SW		IRRIGATION		BLACK CANYON IRRIGATION DIST
8997	Water Right	06N	05W	34	SW	SW		IRRIGATION	38/132	PACE-NIELSEN FARMS INC

Idaho Dept. of Water Resources Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 138C	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			2			2	38	38	40	40	40	40		22	39		301
Claim	63 188	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			2			2	38	38	40	40	40	40		22	39		301
Claim	63 189	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			2			2	38	38	40	40	40	40		22	39		301
Claim	63 190	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			2			2	38	38	40	40	40	40		22	39		301
Claim	63 191	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			2			2	38	38	40	40	40	40		22	39		301
Claim	63 296	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			2			2	38	38	40	40	40	40		22	39		301
Claim	63 303A	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			2			2	38	38	40	40	40	40		22	39		301
Rec	63 138C	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			X			X	X	X	X	X	X	X		X	X		0
Rec	63 188	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			X			X	X	X	X	X	X	X		X	X		0
Rec	63 189	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			X			X	X	X	X	X	X	X		X	X		0
Rec	63 190	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			X			X	X	X	X	X	X	X		X	X		0
Rec	63 191	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			X			X	X	X	X	X	X	X		X	X		0
Rec	63 296	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	06N05W33			X			X	X	X	X	X	X	X		X	X		0
Claim	63 4852	FARMERS COOPERATIVE DITCH CO,	CONWAY DRAIN	06N05W33			2			2	38	38	40	40	40	40		22	39		301
Rec	63 4852	FARMERS COOPERATIVE DITCH CO,	CONWAY DRAIN	06N05W33			X			X	X	X	X	X	X	X		X	X		0
Rec	63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	06N05W33	X	X	X	X	X	X	X	X	X				X	X	X	X	0
Rec	63 2322	UNITED STATES OF AMERICA ACTING THROUGH,	ELIJAH SLOUGH, WILSON SLOUGH	06N05W33	X	X	X	X	X	X	X	X	X				X	X	X	X	0
Claim	63 27135	THOMAS REID BLACKBURN,	GROUND WATER	06N05W33											X						0
Claim	63 27135	THOMAS REID BLACKBURN,	GROUND WATER	06N05W33											1.3						1.3

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Claim	63 8997	PACE & NIELSON FARMS,	GROUND WATER	06N05W33													19			40	59
Rec	63 27135	THOMAS REID BLACKBURN,	GROUND WATER	06N05W33											X						0
Rec	63 27135	THOMAS REID BLACKBURN,	GROUND WATER	06N05W33												1.3					1.3
Rec	63 8997	PACE & NIELSON FARMS,	GROUND WATER	06N05W33													19			40	59
Right	63 28536	GAIL J FARWELL, WARREN R FARWELL,	GROUND WATER	06N05W33							X										0
Right	63 5272	WARREN R FARWELL, GAIL J FARWELL,	GROUND WATER	06N05W33							X										0
Right	63 8997	PACE-NIELSEN FARMS INC,	GROUND WATER	06N05W33													19			40	59
Rec	65 2433	UNITED STATES OF AMERICA ACTING THROUGH,	PAYETTE RIVER	06N05W33	X	X	X	X	X	X	X	X	X				X	X	X	X	0
Claim	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	06N05W33			2			2	38	38	40	40	40	40		22	39		301
Rec	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	06N05W33			X			X	X	X	X	X	X	X		X	X		0
Claim	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	06N05W33	X	X	X	X	X	X	X	X					X	X	X	X	0
Rec	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	06N05W33	X	X	X	X	X	X	X	X					X	X	X	X	0

[illegible]

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8997 Priority August 2, 1977 Amount 2.56 cfs

THIS IS TO CERTIFY, that PACE & NIELSEN FARMS, INC.
of Parma, Idaho, has complied with the terms and conditions of Permit
No. 63-8997 issued pursuant to Application for Permit dated August 2, 1977,
and has submitted proof to the Department of Water Resources on August 30, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.56 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from March 15 to November 15</u>	<u>at 2.56 cfs and</u>	<u>594 acre feet</u>
_____	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	_____
_____	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	_____

(both dates inclusive)

Subject, however, to the condition that no more than 2.56 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
594 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 34, Twp. 6N,
Rge. 5W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	5W	33													19			40	59
		34									35	38							73

Total number of acres irrigated 132

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 14 day of February, 19 80.

Director

Licensing Amendment
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. 63-8997

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

JAN 30 1980

Department of Water Resources

Comes now PACE & NIELSEN FARMS, INC.

of (address) Route #2, Parma, ID 83660, 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. 63-8997, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NW ¼ SW ¼, Section 34, Township 6N, Range 5W, B.M.,
County of Canyon. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 2.56 for Irrigation purposes from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

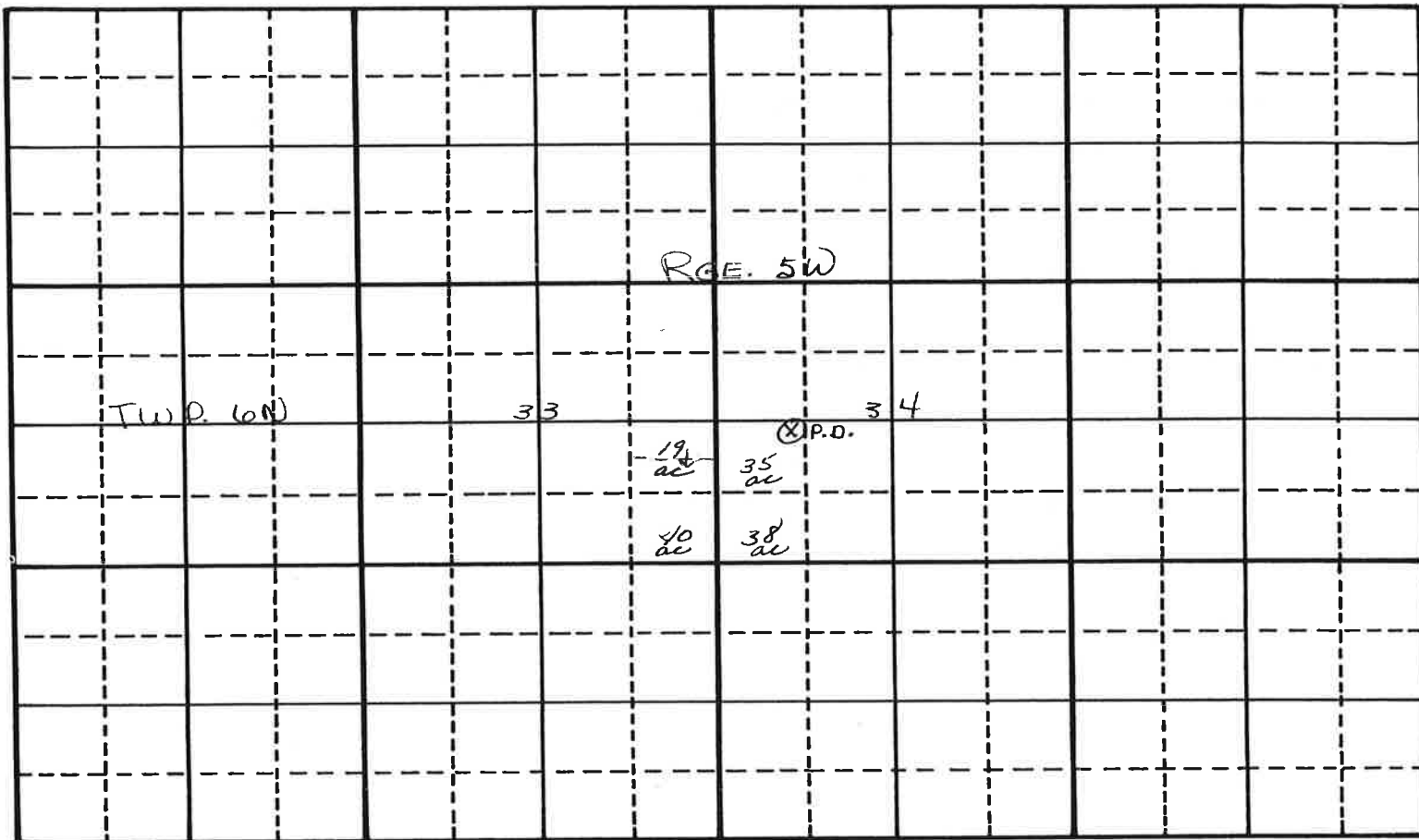
TWP	RGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	5W	33													19			40	59
		34									35	38							73

Total number of acres to be irrigated = 132

4. a. Who owns the property at the point of diversion? Pace & Nielsen Farms Inc.
 b. Who owns the land to be irrigated or the place of use? Pace & Nielsen Farms Inc.
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

RECEIVED

Complete the following map by showing land and point of diversion as proposed by this amendment.
 Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

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

Signed at Melvin R. Nielsen, this 28 day of January, 19 80.
PARMA IDAHO Melvin R. Nielsen
 (Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by JS Fee = \$20.00 Received by JS Date 1/31/80 # 16611
 Publication prepared by _____ Date _____ Published in N/A
 Publication dates N/A

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, C. STEPHEN ALLRED, Director of the Department of Water Resources hereby
 APPROVE the above referenced Amendment for Permit No. 63-8997

Witness my hand this 14 day of February, 19 80.
Stephen Allred
 Director

Identification No. _____

Application No. 63-8997

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Pace & Nielsen Farms, Inc. Phone: 722-6336
post office address Route 2 Parma, ID 83660

2. Source of water supply groundwater which is a tributary of _____

3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33 Township 6N
Range 5W B.M. Canyon County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 2.8 for irrigation purpose from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.8 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____
well and pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 16 inches; proposed depth of well is 400 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.

b. Estimated construction cost is \$ 20,000.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	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	
6N	5W	33			40	40									20			40	140

Total number of acres to be irrigated 140

c. Describe any other water rights used for the same purposes as described above.

Black Canyon Irrigation District

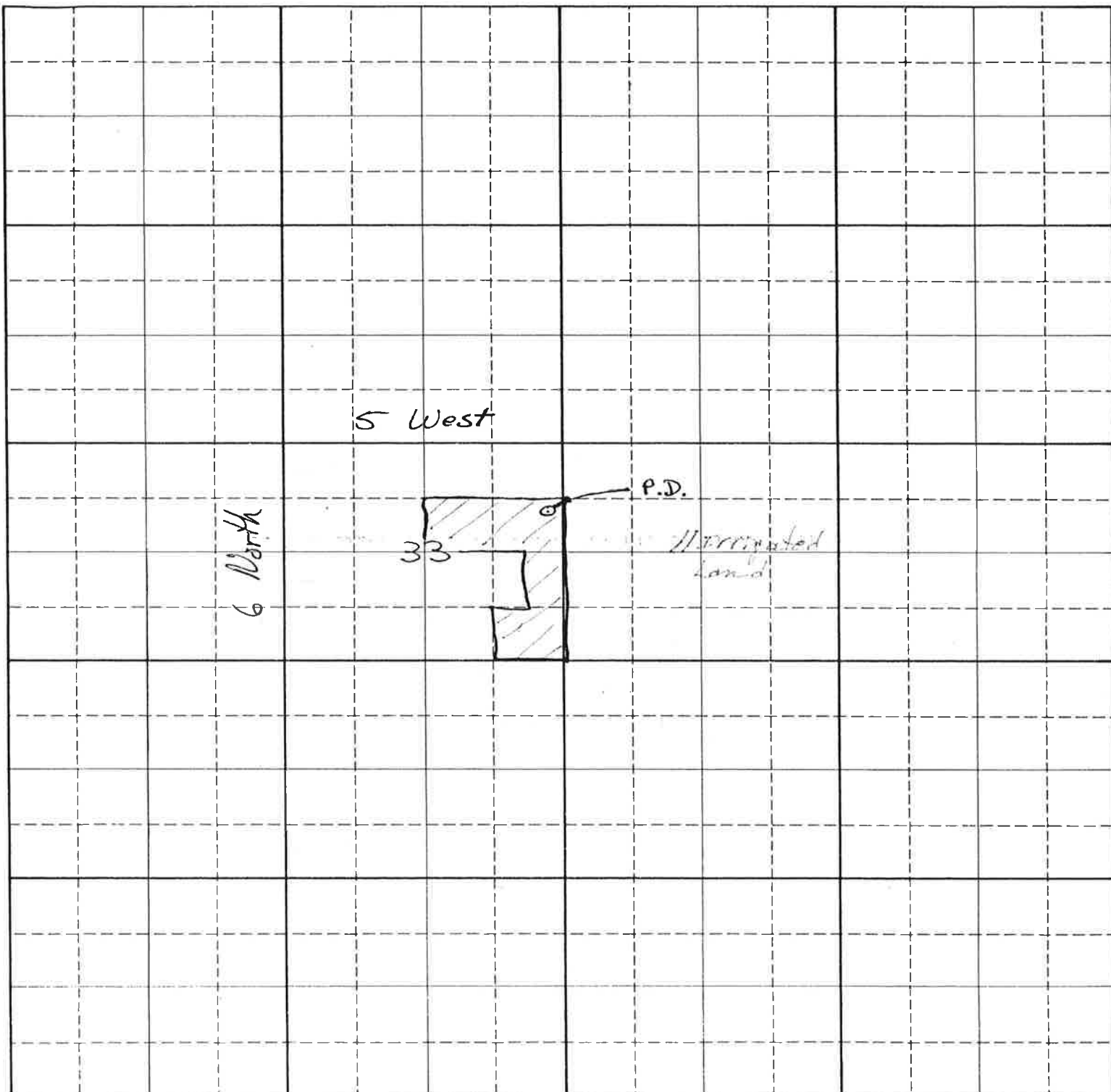
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks This proposed right is supplemental to Black Canyon water.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Pace and Nielsen Farms, Inc.
by H. L. Pace
(Applicant) Via Pres-

PRIORITY DATE: August 2, 1977

Received by WAM Date 8/2/77 Time 11:30
Preliminary check by _____ Fee \$ 35.00
Receipted by WAM Date 8/2/77 #8180
Publication prepared by W Date 8-4-77
Published in News Tribune
Publication dates August 11 & 18
Publication approved W Date 8-19-77
Priority reduced to _____ Reason _____

#8190 - \$10.00
8-4-77

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by JS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8997, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 79.
- c. Other: 1. For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.
2. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second per acre of land.

Witness my hand this 23 day of September 19 77.


Deputy Director

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Kaci & Nielsen Farms, Inc.
Post office address Rt. 2, Parma Phone 722-6336
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use) _____

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion _____ cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township_____N/S, Range_____E/W, B.M., Section_____, Subdivision_____1/4_____1/4, _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____

Township_____N/S, Range_____E/W, B.M., Section_____, Subdivision_____1/4_____1/4_____

Other Points of Diversions: _____

Description of diverting works: _____

Measuring device required: yes ☐ no ☐

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE 131.9

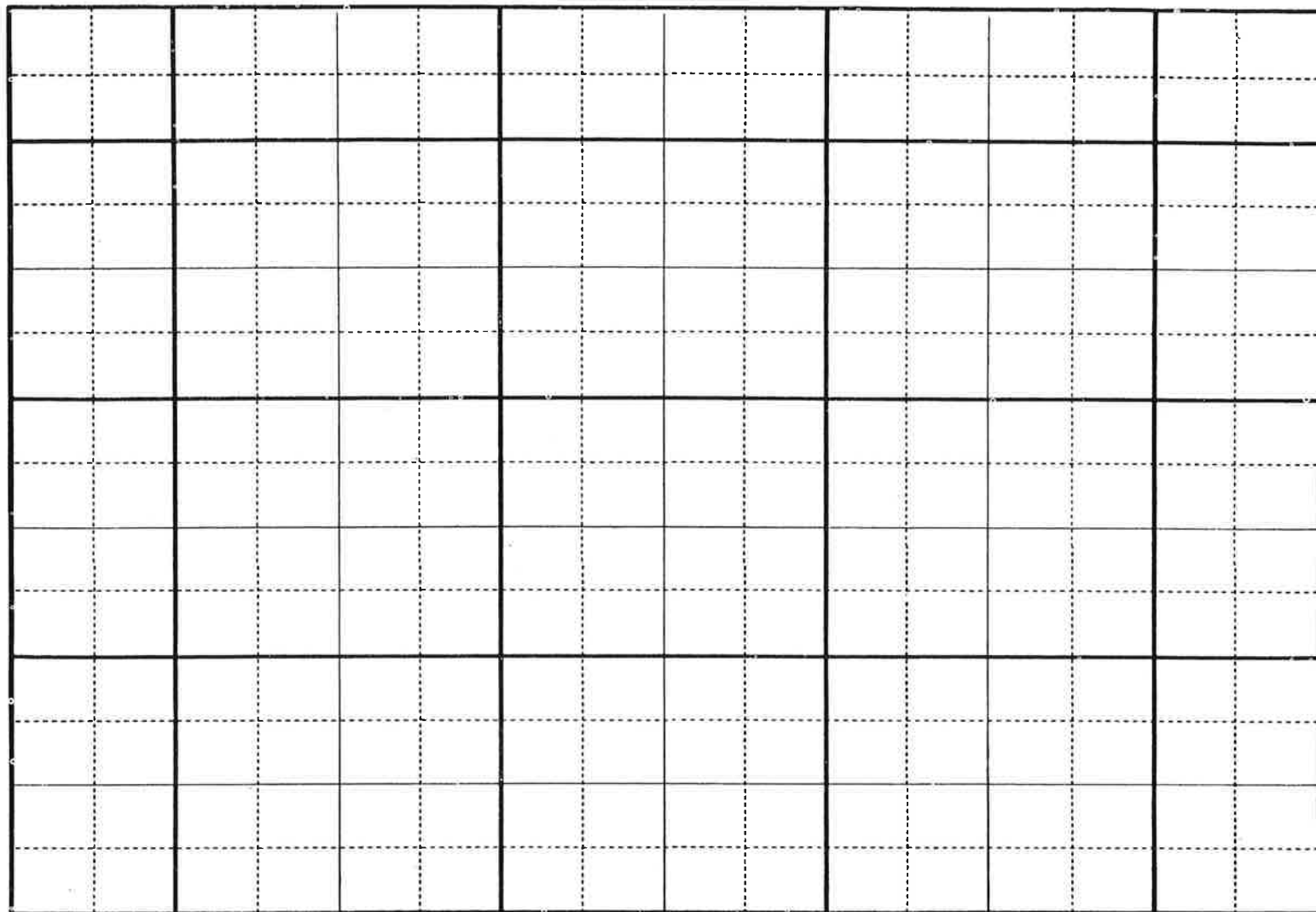
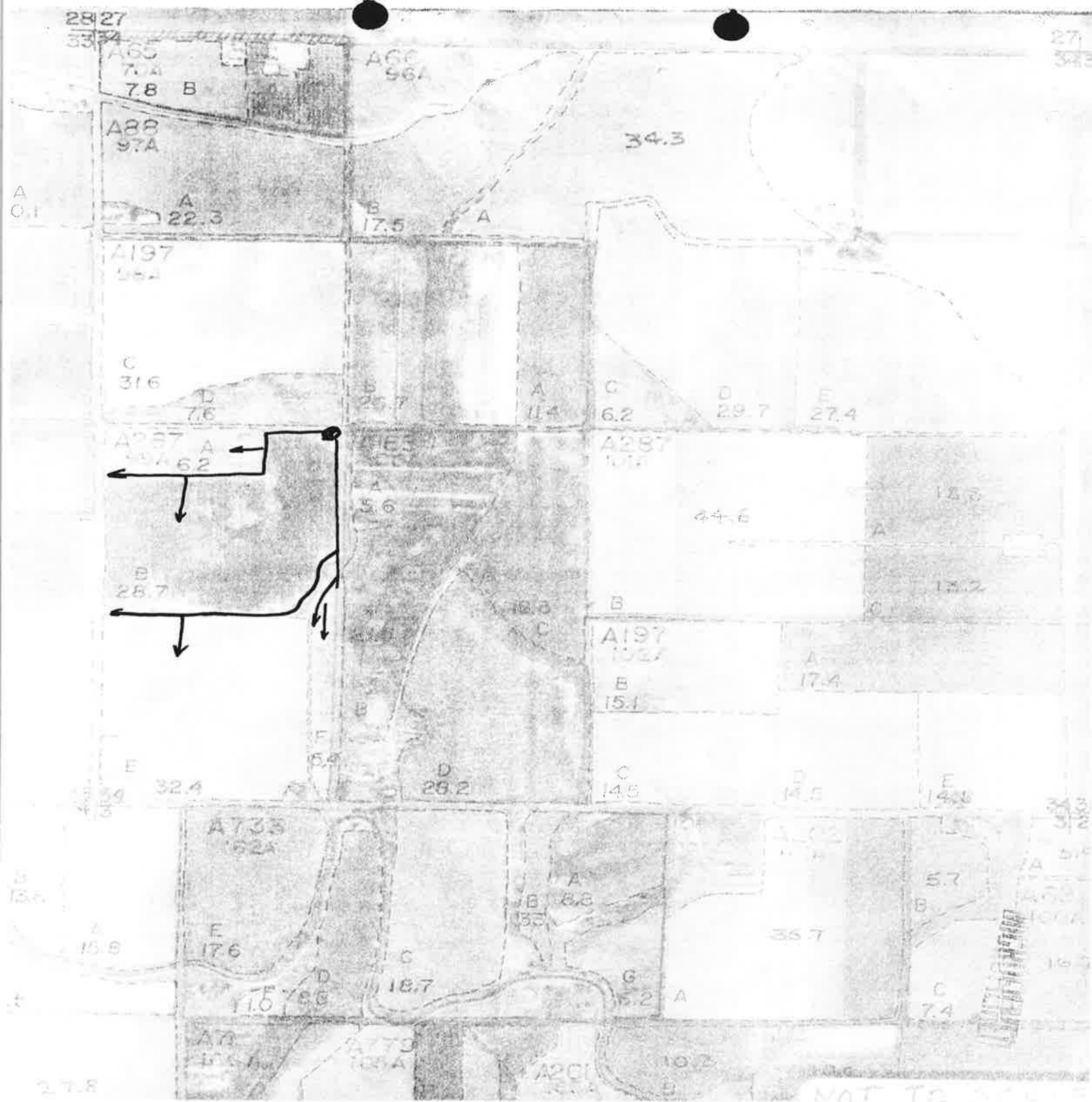
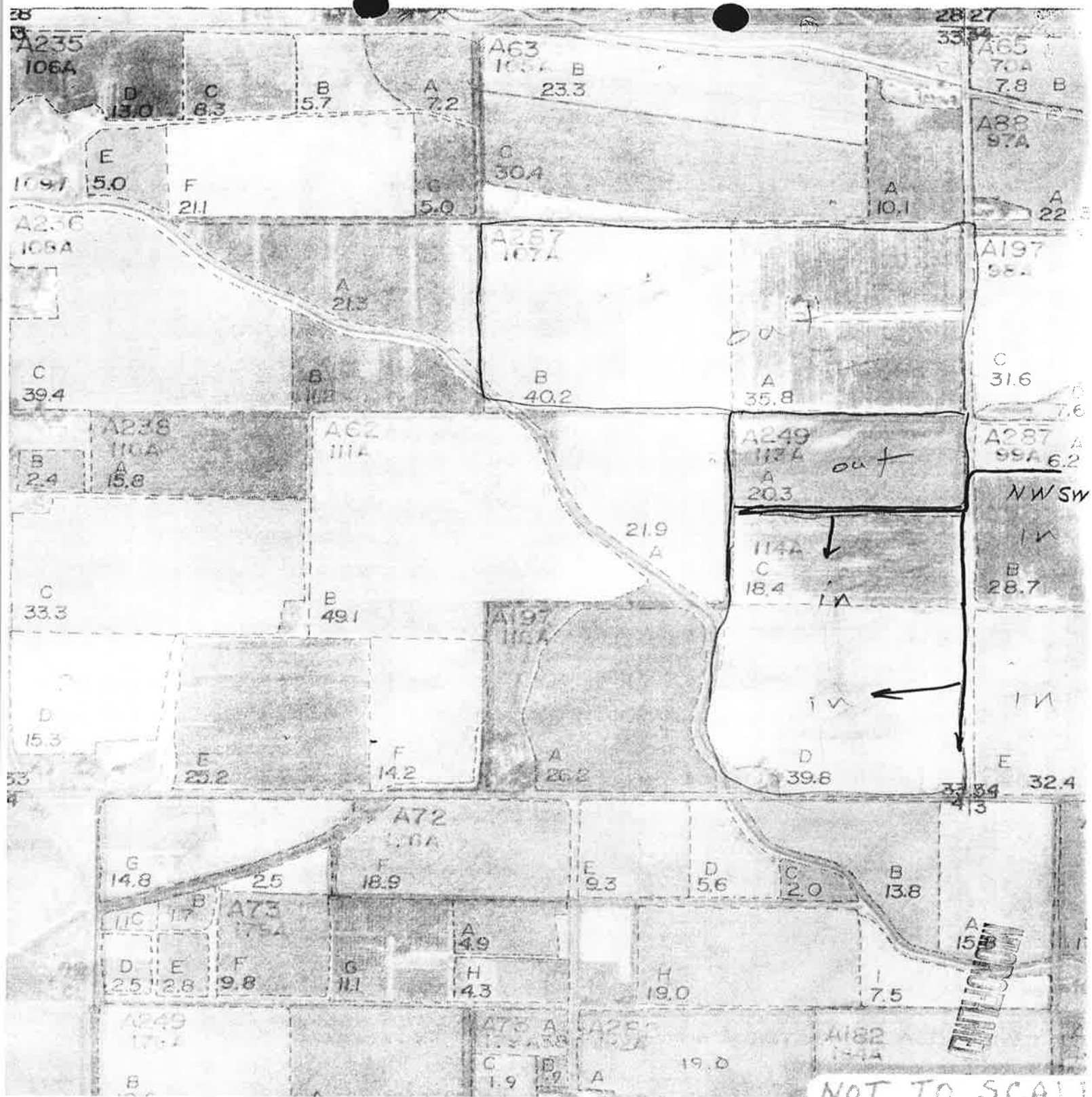


Diagram of System





DATE OF EXAM 10/10/79

ACREAGE
Found 131.9 132
Recommended 131.9

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = 2.56 c.f.s. V = 594 AF/Ann. from 3/15 to 11/15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 2.56 cfs Method of measurement Annubar

Total Q recommended 2.56 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 594

Recommended Amendments:

P.D. Needs to be NW SW Sec 34 T6N R5W
Place of Use Needs to be NW SW, SW SW Sec 34
Other _____
None _____

MEASUREMENT CALCULATION:

Annubar 8" at 72 inches = 2.56 cfs

SYSTEM DESCRIPTION:

18" well with high thrust SOHP Electric Motor ID# R6232-02-153
with Johnson pump into an 8 inch discharge into a
concrete ditch.

REMARKS:

Examiner's Signature G. J. Sisco Date 10/10/79

Checked by DBS Date 11/20/79

Approved by _____ Date _____