

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 208-888-1593
Address: PO BOX 690
MERIDIAN ID 83680

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

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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: _____

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State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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JUL 25 1994



GEHL
VERSATILE



Equipment Company

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



WHITE



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 Booth

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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 JAL

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

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

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 18 1992**

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

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AUG 18 1988

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:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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						D/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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 Copies: White-State, Yellow-Claimant

AUG 18 1992

6. 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:

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

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

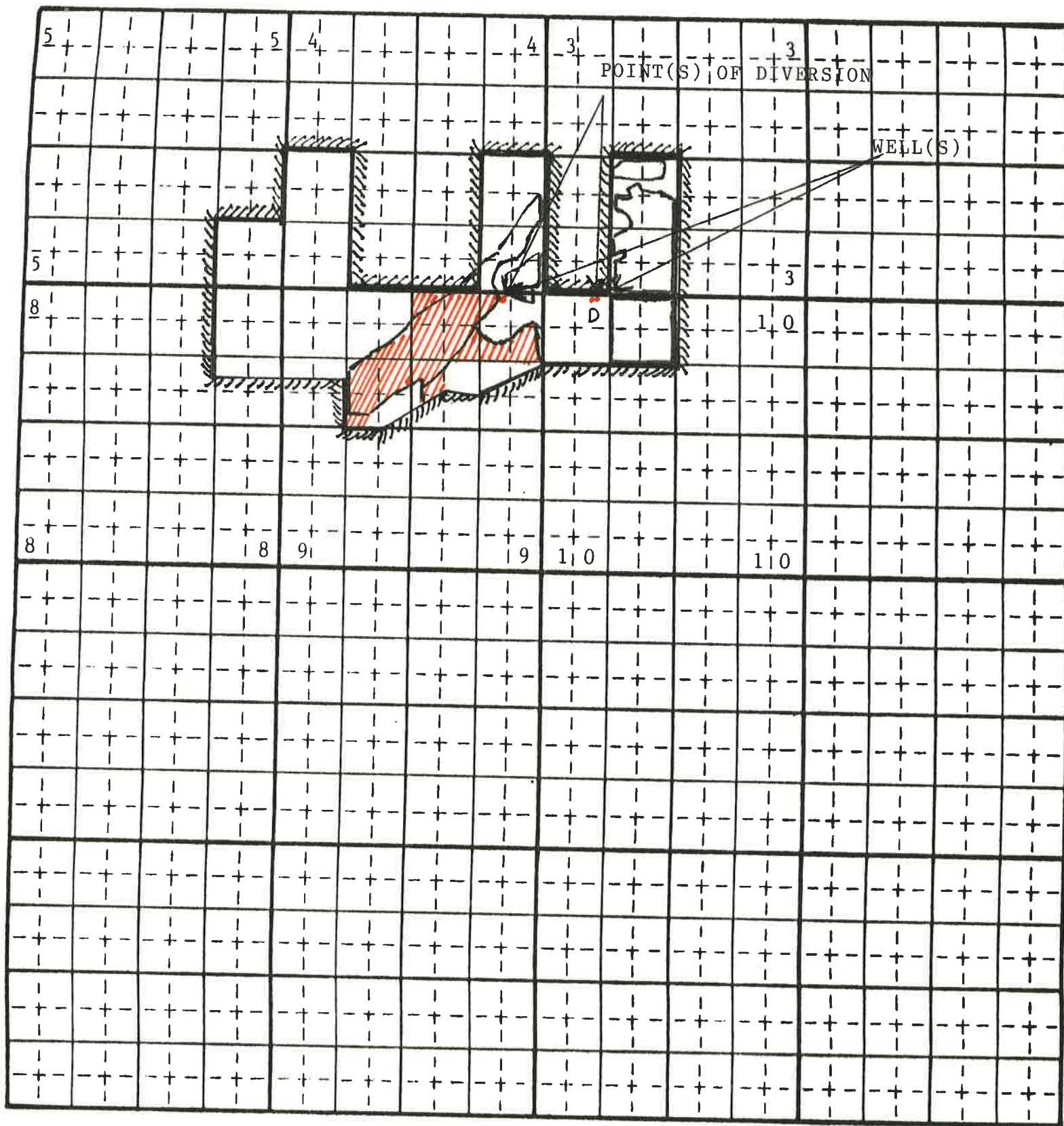
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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AUG 18 1988

CANYON COUNTY
TOWNSHIP 1 SOUTH, RANGE 2 WEST



Copies: White-State, Yellow-Claimant

AUG 18 1992

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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AUG 18 1992

Copies White-State, Yellow-Claimant

Water Right Number - 63-03121

Prefix Translation: WATER RIGHT

Old (D) Number - 27255

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

*** C - CURRENT OWNER ***
NICHOLSON

CARL E.

1 - 101 WARM SPRINGS AVE.

2 -

3 -

City- BOISE

State- ID Zip- 83702

Phone -

+ - - 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 Stream Index (Blank if no Index Code)

01S 02W 9 NW NE (27) CANYON

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

1.180

04 - STOCKWATER

43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.180+ - - - - 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

Total Acres: 115.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

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AUG 18 1992

Water right number - 63-03121

Prefix Translation: WATER RIGHT

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 05/06/85 05/01/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 05/06/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 08/28/1979	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Microfilm Roll No -	Presumption Flag -

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AUG 18 1992

CONVERSATION MEMORANDUM

DATE 6-13-91

FILE A63-00351, 358, 3121

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

EMPLOYEE Cindy Hodges

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:

XWNW Sec 10 15 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? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 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. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? N/A | ☒ | ☐ | |
| ☒ 9. Is the consumptive use correct? N/A | ☒ | ☐ | |
| 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 | ☒ | ☐ | * |
| ☒ 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) | ☒ | ☐ | |
| 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 | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 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 | ☒ | ☐ | |
| 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 | ☒ | ☐ | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A | ☒ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| ☒ 22. Is the fee enclosed correct? Exempt | ☒ | ☐ | * |

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no date stamp
used receipt date
AUG 18 1992

• W • U • N • I • T • N • E • D •

Claim checked by:

Date:

6-13-91

Claim must be returned to claimant:

____ (Yes) ____ (No)

Claimant must be notified of modifications:

(Yes) _____ (No) _____

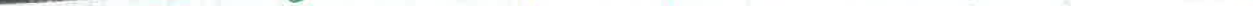
Date:

Date:

Checked by:

Date:

Date:



Need D & S location

D&S obtained from telecon & map in claim.

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

RECEIVED

FEB 02 2009

DEPARTMENT OF
WATER RESOURCES

Fifth Judicial District
County of Twin Falls - State of Idaho

JAN 30 2009

By _____ Clerk

Deputy Clerk

RECEIVED

FEB 13 2009

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA) Subcases 63-03121
Case No. 39576)
) ORDER REQUESTING AMENDED
) DIRECTOR'S REPORT FROM IDWR;
)
) ORDER SETTING DEADLINES

No objections were filed to the *Director's Report* for the above-captioned water right claims. However, in the Court's review of the uncontested water rights in Basin 63 Part III, the court inquired of IDWR as to whether the *Director's Report* for this ground water right inadvertently omitted an acre-feet per year (AFY) limitation in the quantity element of the right. IDWR responded that the water right should contain such a limitation.

In accordance with the foregoing, the following are hereby ordered:

- 1) IDWR shall file an *Amended Director's Report* for the above-captioned water right claim no later than **February 27, 2009**.
- 2) Notice of the filing of the *Amended Director's Report* shall be published on the Court's Docket Sheet in March, 2009, and objections to the *Amended Director's Report* shall be filed by **March 30, 2009**.

IT IS SO ORDERED

DATED

Jan 30, 2009

Theodore R. Booth

THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER REQUESTING AMENDED DIRECTOR'S REPORT; ORDER SETTING DEADLINES was mailed on January 30, 2009, with sufficient first-class postage to the following:

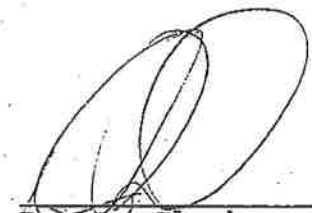
TFI LIMITED PARTNERSHIP
PO BOX 690
MERIDIAN, ID 83680-0690
Phone: 208-888-1593

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ORDER

Page 1 1/30/09

FILE COPY FOR 02253



Deputy Clerk

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
OCT 23 2006
DEPARTMENT OF WATER RESOURCES

Please print or type. Attach pages with additional information. Instructions are included at the end of the form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-356			02-7442		
63-357			02-7464		
63-358			63-3121		
63-02663					
63-2699					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Thomas T. and/or Carl V. Nicholson
P.O. Box 690 Meridian ID 83680-0690
4. New Owner/Claimant(s) TFI Limited Partnership
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 690
- City, State and ZIP Code Meridian ID 83680-0690
- New Telephone Number (208) 788-1597
5. Date you acquired the property 9/21/98

DEED IN 63-356

SCANNED
OCT 30 2006

02/17/2009

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

TRIBUTARY:

QUANTITY: 1.180 CFS

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	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	SENE	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

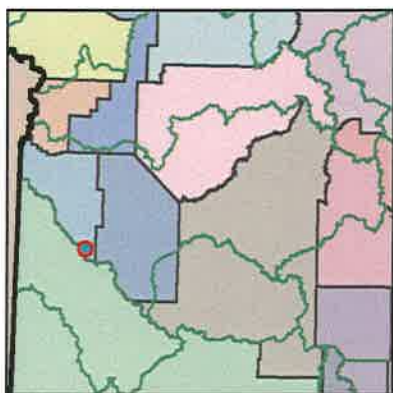
SRBA Recommendation:

63-3121

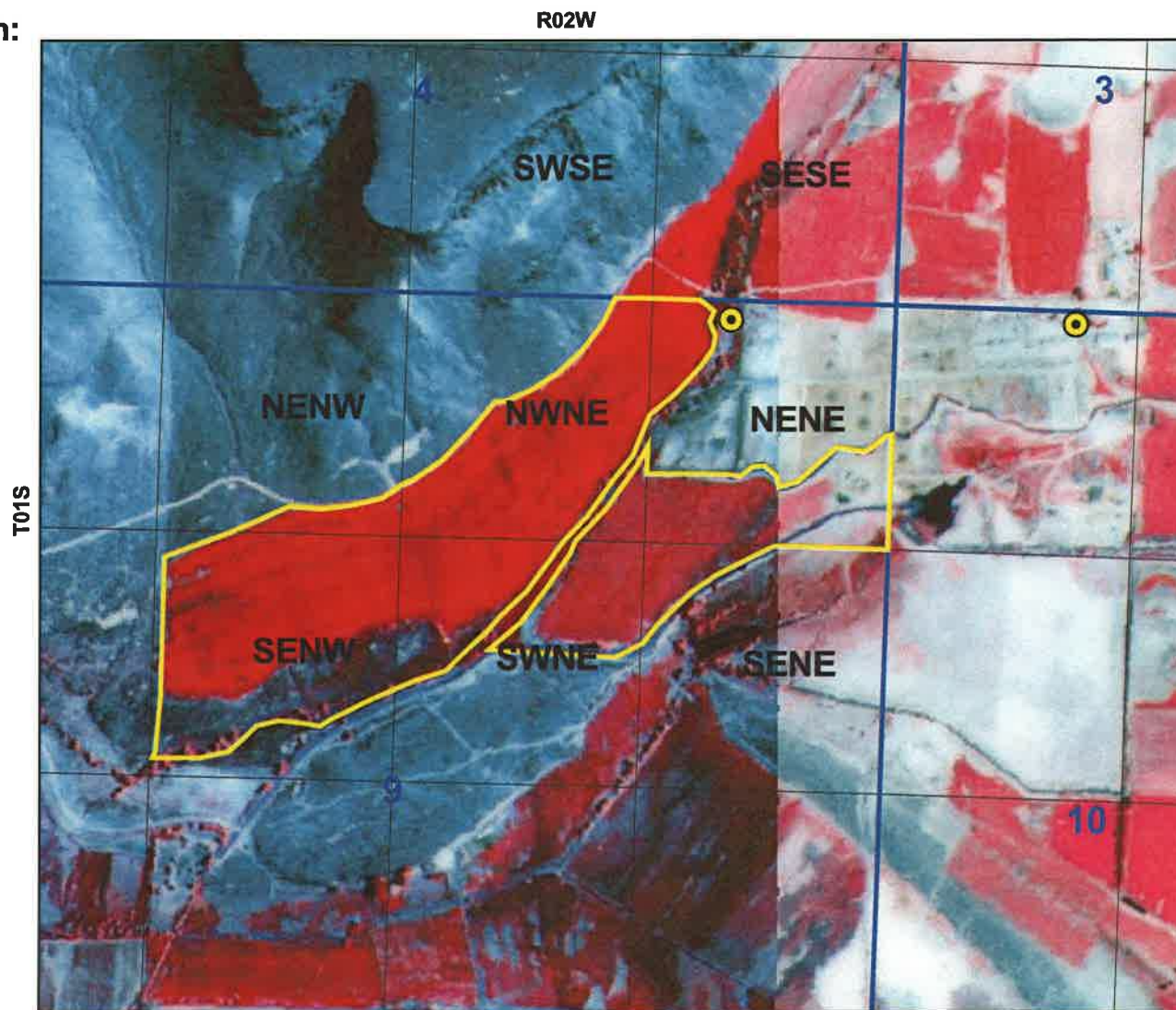
(Irrigation)

Legend

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



Canyon County
IDWR Basin 63



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. Ciscell
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
132w 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

5102
NW
17
63



Idaho Department of Water Resources

SRBA Recommendation:

63-3121

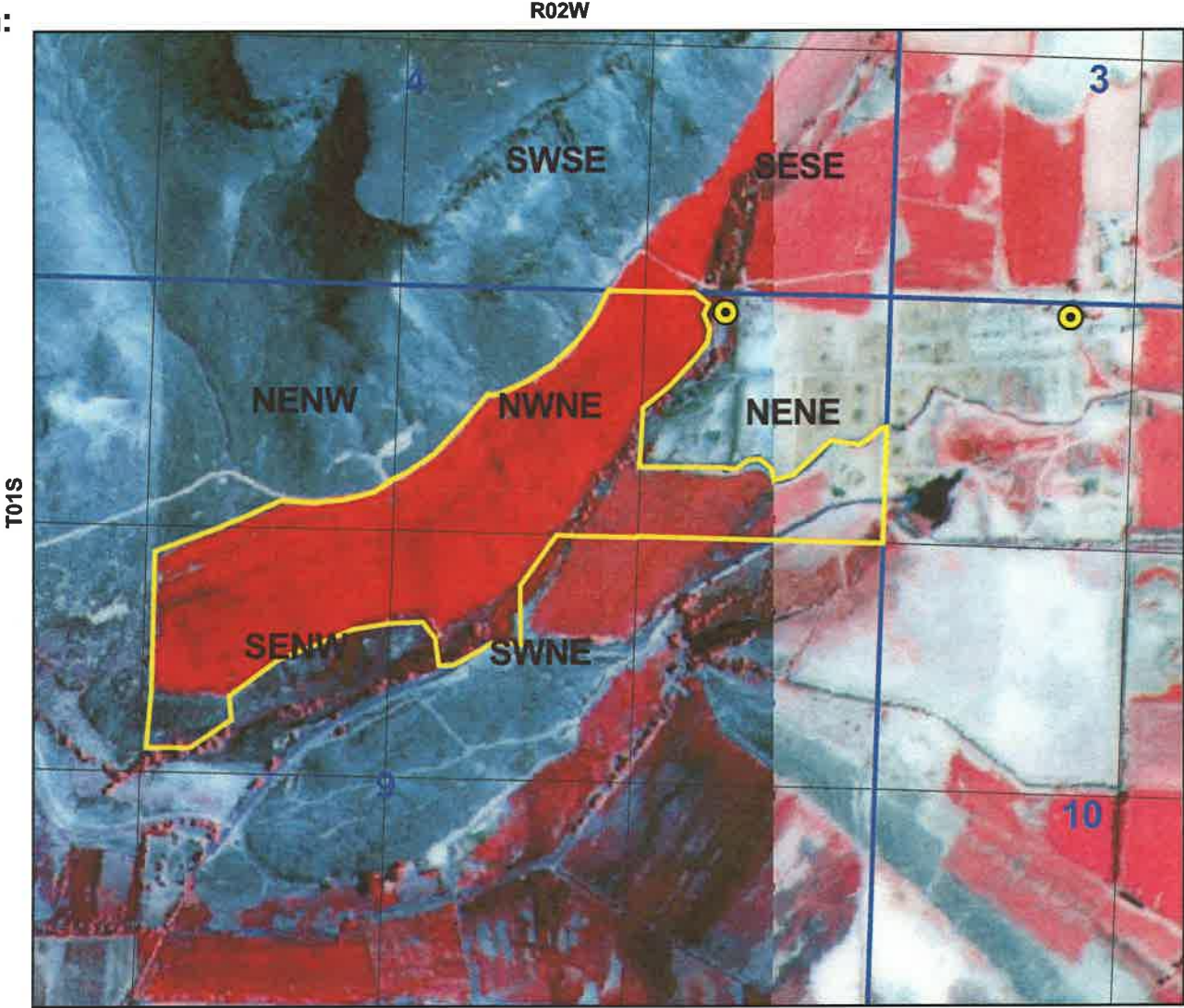
(Irrigation)

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
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			

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:

T01S R02W S09
S10

NENE
NWNW

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	:	SUM
01S	02W	9	:	25		40		10		:	10			30		:				:	115.0
																				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	:
01S	02W	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	:
01S	02W	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

AJ5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

06/29/95 14:56:00
Page 1

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 - - +
02/17/1958

+ - - - Region - - - +
14 WESTERN

+ - - - Stage - - - +
L - LICENSE

+ - - - Status - - - +

+ - - - - Source - - - - +
GROUNDWATER

+ - - - - Tributary - - - - +

+ - - - - Point of Diversion - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name

01S 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

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

Water right number - A63-03121

Prefix Translation: ADJUDICATION CLAIM

+ - - Other Rights for Same Use - 63-00357,63-00358,63-02699

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

```
+-----+----- Old Water Right Numbers -----+
                        No Old Water Right Numbers found.
```

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - Audit Fields - 06/18/91 HARRIS 03/18/94 HARRIS 03/30/95 POST-STD

[illegible]

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

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 Flg	-		POU Ownership Flag	-	Y	Presumption Flag	-	
Fee Exempt Flag	-		Name Connector	-		Notice of Error Flag	-	

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

CARL E. NICHOLSON

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, Twp. 1 S., R. 2 W., B. M. 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 $\frac{1}{4}$ NE $\frac{1}{4}$	40	25
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	10
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	10
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	<u>30</u>
			Total number of acres to be irrigated:		

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.

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

(SEAL)

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, Idaho
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 1/4 of the NE 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 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 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 on hand: \$
(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:

Approval of State Reclamation Engineer

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. SMYLIE, 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, 19 58.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ JAS. H. YOUNG

By /s/ ROBERT E. SMYLIE

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	NE¼ NW¼ SW¼ SE¼	
1 S.	2 W.	4 9	40 40 40	40 40		40 40 Total	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 NW¹NE¹, 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 NE¹NE¹, W¹NE¹, E¹NW¹, 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-27255This 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 125" casing h: 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):

E 1/2 Sec. 4, NE 1/4, W 1/2, E 1/2 NW 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 3/16 x 3/32

This examination was made on the 3rd day of August, 1963

(Signed)

Ray Dehner
Examiner.

27255

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 12 1963

Department of Reclamation

343-1297 - Carlson
Carl E. Nicholson
101 Warm Springs Avenue
Boise, Idaho
Permit No. Q-27255

Examination for Completion of Works & Beneficial Use

County Canyon

Quantity: 3.2 ac. S. Sec. 9 T.1 S.R. 2 W.B. 4.

Source: Well

P.D.: NW 1/4, Sec. 9, T.1 S. - R.2 W.B. 4.

Use: Irrigation, Domestic & stock

Filed: Feb. 17, 1958

Due: March 4, 1963

Extension: _____

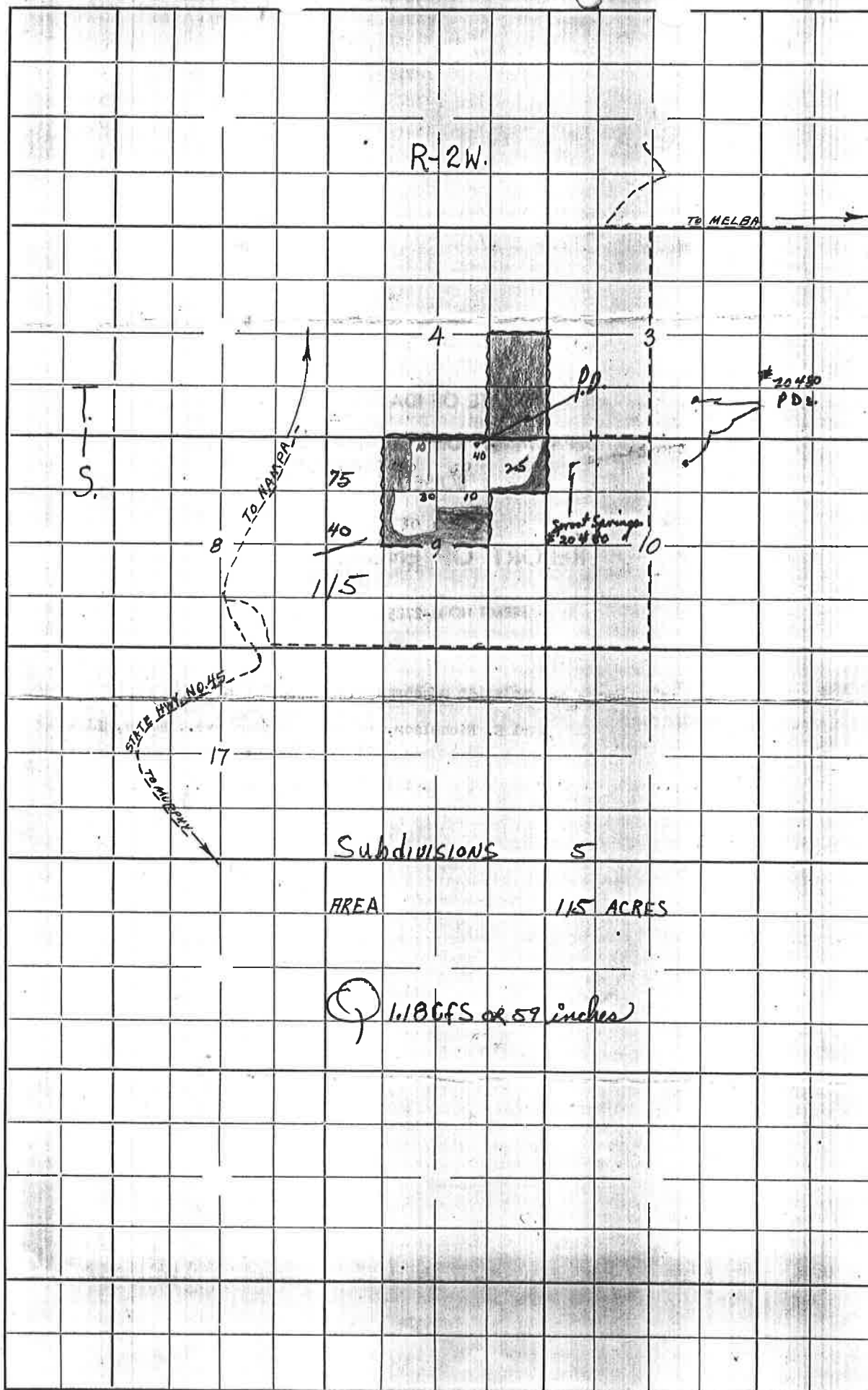
Protest: _____

Completion of Works: _____

Other Rights: Acres right in
Nicholson vs. Reynolds Irrig. Dist.
Permit 20480

Driller - Young

27255



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

27255

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. Q-27255

REPORT ON PROOF OF Completion of Works & Beneficial Use

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