

12/31/2002

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

RIGHT NUMBER: 29-11409
NAME AND ADDRESS: BARBARA MICKELSON
2071 SUPERVIEW DR
GRACE ID 83241

LORNA CHRISTOPHERSON
2071 SUPERVIEW DR
GRACE ID 83241

SOURCE: BRUSH CREEK

QUANTITY: 0.900 CFS

TRIBUTARY: SINKS

0.5 cfs.
The amount of time water is diverted under the rights listed below is limited to a combined total of 64 hours out of a 204 hour rotation as provided for in the decree of C. B. Hancock v. Heber Bloxham (Fifth Judicial Dist. Ct., Bannock County, May 11, 1909). Combined rights: 29-339B and 29-11409.

PRIORITY DATE: 08/01/1960

POINT OF DIVERSION:

T11S R37E S14 SESWNE Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.150 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BANNOCK County

T11S R37E S14 SWNE 5.2

STOCKWATER Within BANNOCK County

T11S R37E S14 SWNE

5.2 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: Beneficial Use

SCANNED

SEP 09 2004

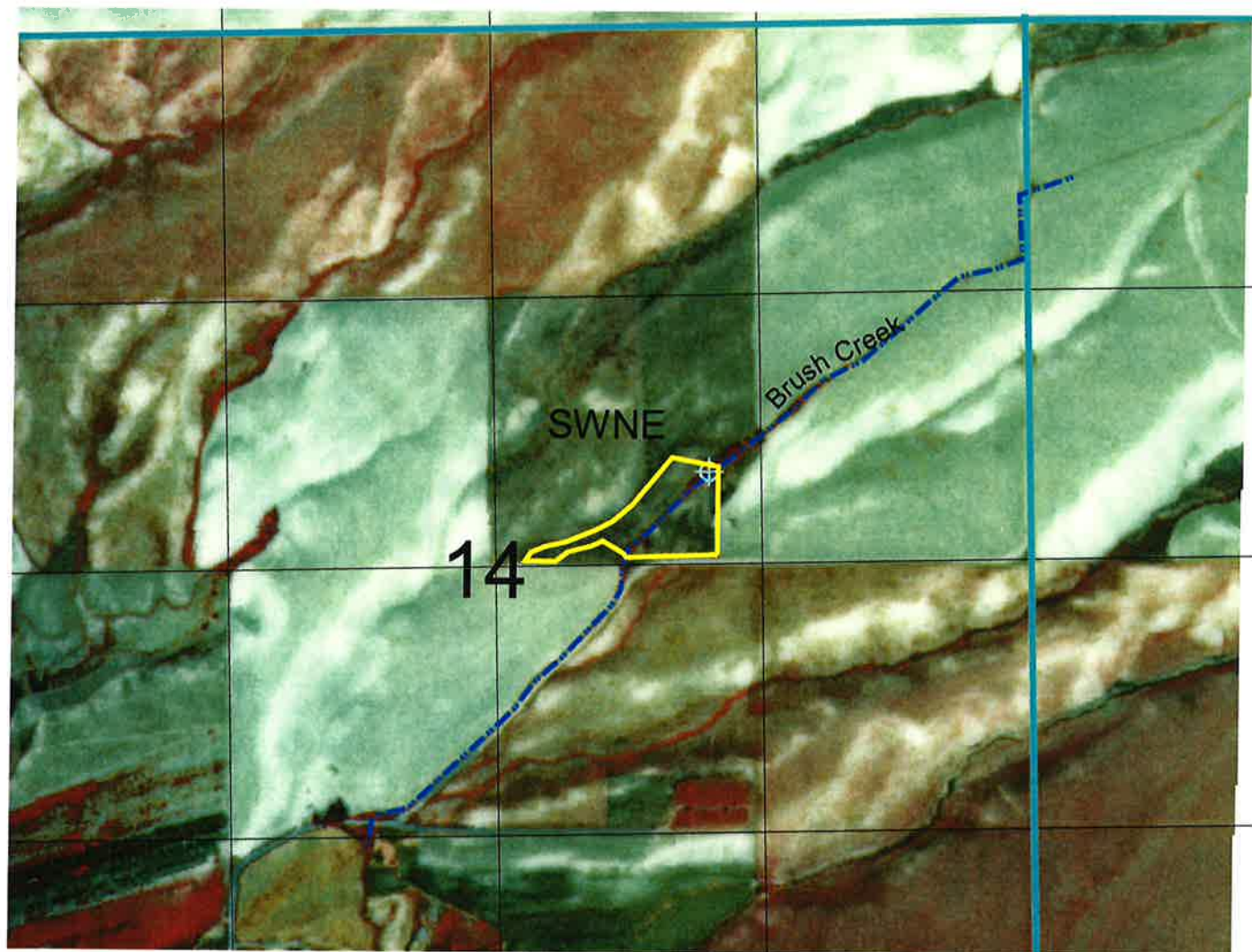
PROFILED



Department of Water Resources

Claim No.: 29-11409

Twp 11S, Rge 37E



0 1320 2640 Feet

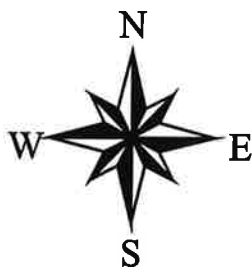
SCANNED

SEP 09 2004

PROFILED

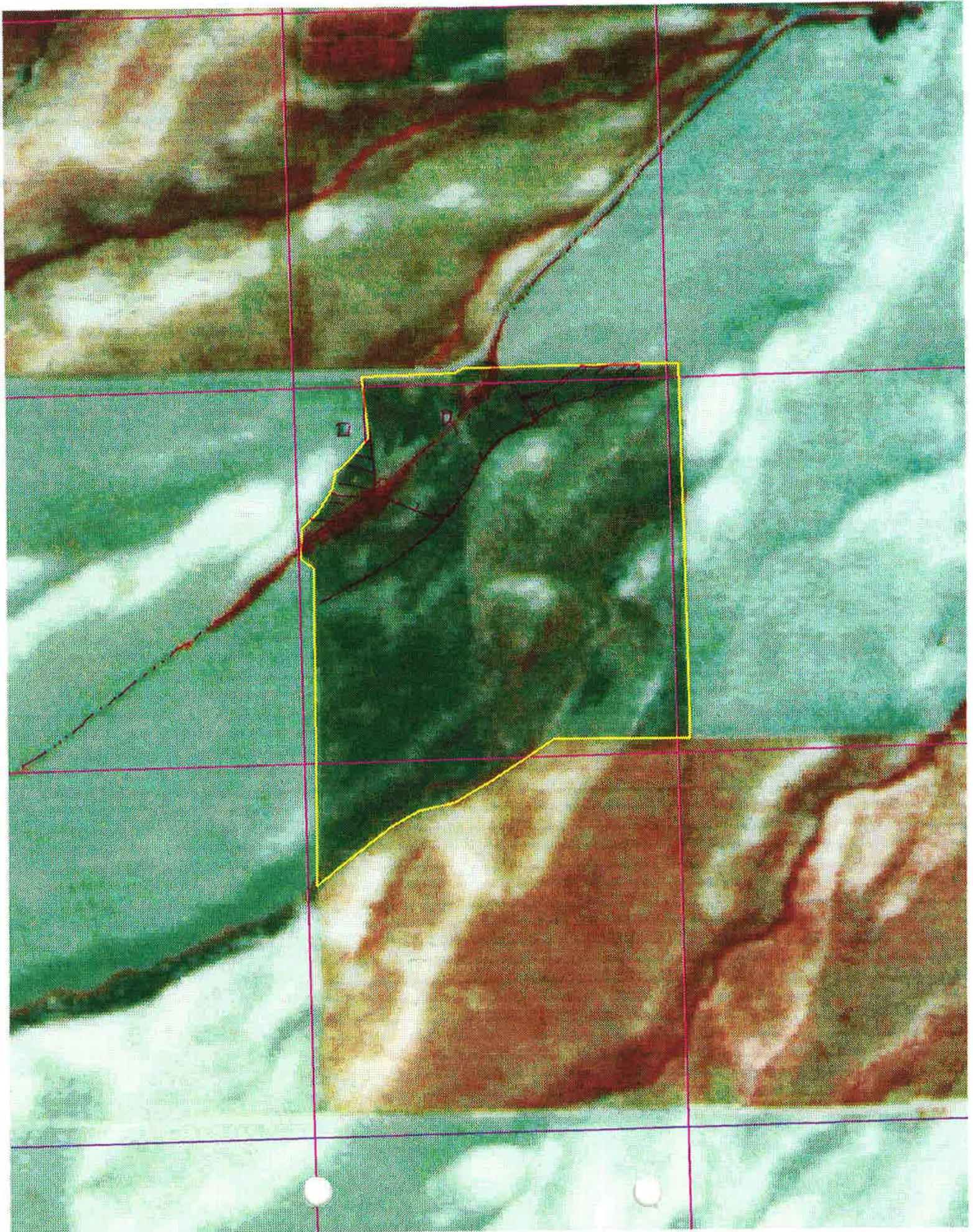
Irrigated Acres = 5.2

- Place of use.shp
- Diversion.shp
- Brush creek.shp
- Sections
- QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: December 2002

29-11409.



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 29-11409

WATER RIGHT NUMBER: 29-11409

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BARBARA MICKELSON C/O THAYNE THOMPSON 18526 S OLSON RD DOWNEY, ID 83234 (208)897-5798
Current Owner	LORNA CHRISTOPHERSON C/O THAYNE THOMPSON 18526 S OLSON RD DOWNEY, ID 83234 (208)897-5798

Priority Date: 05/01/1924

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
BRUSH CREEK	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.900 CFS	
STOCKWATER	1/01 to 12/31	0.020 CFS	
<u>Total Diversion:</u>		0.900 CFS	

Location of Point(s) of Diversion

BRUSH CREEK	SE1/4SW1/4NE1/4	Sec. 14, Twp 11S, Rge 37E, B.M.
BANNOCK County		

Place of UseIRRIGATION Within BANNOCK County

T11S R37E S14	NWNE	5.0	T11S R37E S14	SWNE	40.0
Total Acres: 45					

STOCKWATER Within BANNOCK County

T11S R37E S14	SWNE
Total Acres: 0	

Conditions of Approval:Remarks:

- General BY AGREEMENT, THIS RIGHT IS DELIVERED FOR 11 HOURS ONCE EVERY 8 DAYS THROUGHOUT THE IRRIGATION SEASON.^^

Comments:Dates and Other Information:

**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

SUBCASE NO. 29-11409

Case No. 39576

STANDARD FORM 5

**STIPULATED ELEMENTS OF A
WATER RIGHT**

This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; and they have been served with sufficient process, according to the law; and that they have appeared, prosecuted and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that water right no. 29-11409 should be described per the attached. The parties and IDWR have further indicated their concurrence by their signatures below and by initialing the attached page.

CLAIMANT:

CLAIMANT:

Barbara Mickelson

Date

Lorna Christopherson

Date

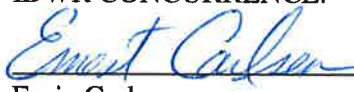
OBJECTOR:

Randall C. Budge

Date

Attorney for Dennis O. Thompson

IDWR CONCURRENCE:

 8/31/04
Ernie Carlsen
Adjudication Supervisor, IDWR

Date

Chris Bromley

Attorney for IDWR

Date

CERTIFICATE OF MAILING

I certify that on _____, 2004 I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 83720
Boise, ID 83720-0098

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

Randall C. Budge
Attorney for Dennis O. Thompspon
P.O. Box 1391
Pocatello, ID 84204-1391

Barbara Mickelson
Lorna Christopherson
2071 Superview Dr
Grace Id 83241

Signature of person or attorney mailing the form

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

RIGHT NUMBER: 29-11409

NAME AND ADDRESS:

BARBARA MICKELSON
2071 SUPERVIEW DR
GRACE ID 83241

LORNA CHRISTOPHERSON
2071 SUPERVIEW DR
GRACE ID 83241

SOURCE:

Source:
BRUSH CREEK

Tributary:
SINKS

QUANTITY:

0.150 CFS

~~0.900 CFS~~

~~The amount of time water is diverted under the rights listed below is limited to a combined total of 64 hours out of a 204 hour rotation as provided for in the decree of C. B. Hanecek v. Heber Bloxham (Fifth Judicial Dist. Ct., Bannock County, May 11, 1909). Combined rights: 29-339B and 29-11409.~~

PRIORITY DATE: 08/01/1960

POINT OF DIVERSION:

T11S R37E S14 SESWNE Within BANNOCK County

EMC

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/01 10/31	0.150 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

IRRIGATION within BANNOCK County
T11S R37E S14 SWNE 5.2

STOCKWATER within BANNOCK County
T11S R37E S14 SWNE

5.2 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 - Beneficial Use

02/08/2003

NOTICE OF ERROR
REPLY

grma
RECEIVED
APR 28 2003
Department of Water Resources
Eastern Region

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: April 21, 2003

Water right number: 29-11409

BARBARA MICKELSON
2071 SUPERVIEW DR
GRACE ID 83241
Telephone Number: (208) 427-6632

LORNA CHRISTOPHERSON
2071 SUPERVIEW DR
GRACE ID 83241
Telephone Number: (208) 427-6632

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:

April 20

SIGNATURE:

Barbara T. Mickelson

Please print your name:

Barbara T. Mickelson

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

Ernie



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 29



RIGHT ID

POD ID

Quad

Claim Type

Easting

Northing

GPSID

Diversion Description

HEADGATE IN STREAM TO DITCHES. IN-STREAM STOCK WATERING. Headgate structure has been removed. Ditches still exist, but do not appear to be used. One plastic diversion dam noted. 8" high water mark, 12" D in steel culvert.

Assumptions

Full stream is diverted, slope, and current usage appears to be in-stream stockwater.

Invoice #

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

Photos

EPE (ft)

Date (M/D/Y)

Time

Flow Rate (CFS)

Open Channel Flow

☒ Complete one box from both Area and Calculation sections

Cross Sectional Area

☒ Circular Channel

- ☐ Less than half full
☐ Half full
☒ More than half full
☐ Full

Diameter

Depth

☐ Rectangular Channel

Width

Depth

Flow Calculation

☐ Continuity

Velocity

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe

Width of weir

☒ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System

HP

Pressure Head (psi)

Elevation Head (ft)

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information

New Contact Comments

This Form and the associated query are the exclusive intellectual property of Intrepid Engineering Services, and may not be copied, modified, or distributed without the express written consent of Intrepid Engineering Servc, Inc.



SEPTEMBER 11, 2001

Ernie

DEAR LADIES:

WATER RIGHT NUMBER A29-11409 HAS BEEN CHANGED TO REFLECT
THE ADDRESS ON THE FRONT OF THIS CARD.

IF YOU HAVE ANY QUESTIONS FEEL FREE TO CONTACT THIS OFFICE
AT 208-525-7161.

RESPECTFULLY SUBMITTED,

Cheri Vandermeulen

CHERI VANDERMEULEN
RECORDS CLERK



BARBARA MICKELSON
LORNA CHRISTOPHERSON
2071 SUPERVIEW DR
GRACE ID 83241

RECEIVED

SEP 07 2001

CHANGE IN ADDRESS

Department of Water Resources
Eastern Region

This form is solely for purposes of notifying IDWR of a change in address of an adjudication claim.

[] Water Right Number(s): 29-11409

[] Old Mailing Address: ~~40 Thayne Thompson~~ Barbara Mickelson
1852 1/2 S. Olson Rd. Small Christensen
Downey Idaho 83234

[] New Mailing Address: Barbara Mickelson & L. Christopherson
2071 Superhighway Dr.
Grace, Idaho 83241

[] Telephone Number: 208-427-6632

[] Signature of Claimant: Barbara Mickelson

[] Date: 9-05-01

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:



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A. Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 27, 2001

BARBARA MICKELSON
LORNA CHRISTOPHERSON
C/O THAYNE THOMPSON
71 HAMPTON PL
LOGAN UT 84341-1748

RE: CHANGE OF ADDRESS FOR A29-11409

Dear Claimant:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

Barbara Mickelson
Lorna Christopherson
18526 S Olson Rd
Downey ID 83234

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure(s)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

29-11409

RECEIVED

AUG - 6 2001

Department of Water Resources



THOM 526

BARBARA MICKELSON & Lorna Christopherson
C/O THAYNE THOMPSON
18526 S OLSON
DOWNEY, ID 83:

THOM526 832342001 1900 05 07/28/01
RETURN TO SENDER
THOMPSON
71 HAMPTON PL
LOGAN UT 84341-1748

RETURN TO SENDER

AUG 6 2001





State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

May 7, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LORNA CHRISTOPHERSON
C/O THAYNE THOMPSON
71 HAMPTON PL
LOGAN UT 84341-1748

RE: CHANGE OF ADDRESS FOR A29-11409

Dear Sir or Madam:

It has come to our attention that your address may have recently changed. The address currently recorded on the above referenced water right(s) is as follows:

LORNA CHRISTOPHERSON
C/O THAYNE THOMPSON
18526 S OLSON RD
DOWNEY ID 83234

We recommend if, in fact, the address in question has been changed, you file a "Change in Address" with this department in order that we may send all further correspondence to the appropriate address.

Enclosed is a Change in Address form. Please fill out the form completely, sign and date it and return it to my attention.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

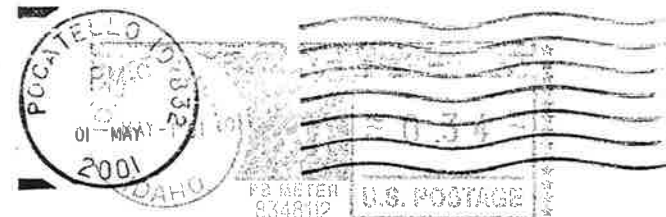
Cheri Vandermeulen
Records Clerk

Enclosure(s)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

29-11409



THOM 526

CHRISTOPHERSON, LORNA
C/O THAYNE THOMPSON
18526 S OLSON RD
POCAHELLO, ID 83401

THOM526 832342006 1900 05 05/03/01
RETURN TO SENDER
THOMPSON
71 HAMPTON PL
LOGAN UT 84341-1748
RETURN TO SENDER

83234+15

RECEIVED

MAY - 9 2001

Department of Water Resources

2001 MAY -8 PM 2:49

SRBA
TWIN FALLS CO., IDAHO
FILED

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
Case No. 39576

Subcase 92-00016

DENNIS THOMPSON and PATTY)
THOMPSON, husband and wife,)
STEVE CRIDDLE and KEEDRIN)
CRIDDLE, husband and wife,)

Plaintiffs,

vs.

LAMAR BARNES and LILA)
BARNES, husband and wife;)
LOUIS BLOXSOM and LESLIE)
BLOXSOM, husband and wife;)
ROY HENDERSON and JODY)
HENDERSON, husband and wife;)
and BARBARA MICKELSON and)
LORNA CHRISTOPHERSON,)

Defendants.

NOTICE SETTING STATUS CONFERENCE

NOTICE IS GIVEN that a status conference has been set in the above case for Tuesday,
July 10, 2001 at 1:30 p.m. at the SRBA Courthouse, 253 Third Avenue North, Twin Falls, Idaho.

DATED: May 8, 2001.

Deputy Clerk
Snake River Basin Adjudication

\$952 X

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

RECEIVED RECEIVED

Ident. Number: A29-11409
Date Received: 4/18/1990
Receipt No: E013975
Received By: SN

APR 26 1990

MAY - 1 1990

Department of Water Resources
Eastern District Office

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BARBARA MICKELSON 208-897-5798
Address: C/O THAYNE THOMPSON
18526 S. OLSON RD.
DOWNEY, ID 83234

AND

Name: LORNA CHRISTOPHERSON 208-897-5798
Address: C/O THAYNE THOMPSON
18526 S. OLSON RD.
DOWNEY, ID 83234

A2911409



2. Date of Priority: MAY 01, 1924

3. Source: BRUSH CREEK Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	37E	14	SE	SW	NE		BANNOCK

5. Description of diverting works:
HEADGATE IN STREAM TO DITCHES. IN-STREAM STOCKWATERING.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.900		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is 112.5 Acre Feet Per Annum.

9. Non-irrigation uses:
30 HEAD OF RANGE CATTLE

A29-11409

Page 1

Date: 04/18/90

MICROFILMED

NOV 16 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	37E	14	NW	NE		IRR	5.0
			SW	NE		IRR	40.0
			SW	NE		STOCK	
						Section Acres	45.0
						Total Acres	45.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:
NONE

14. Remarks:
BY AGREEMENT, THIS RIGHT IS DELIVERED FOR 11 HOURS ONCE
EVERY 8 DAYS THROUGHOUT THE IRRIGATION SEASON.

15. Basis of Claim: BENEFICIAL USE

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~~ 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): Barbara Mickelson Date: 4-22-1990
Jornal Christopher Date: 4-24-90

State of Idaho)
County of Franklin) SS.

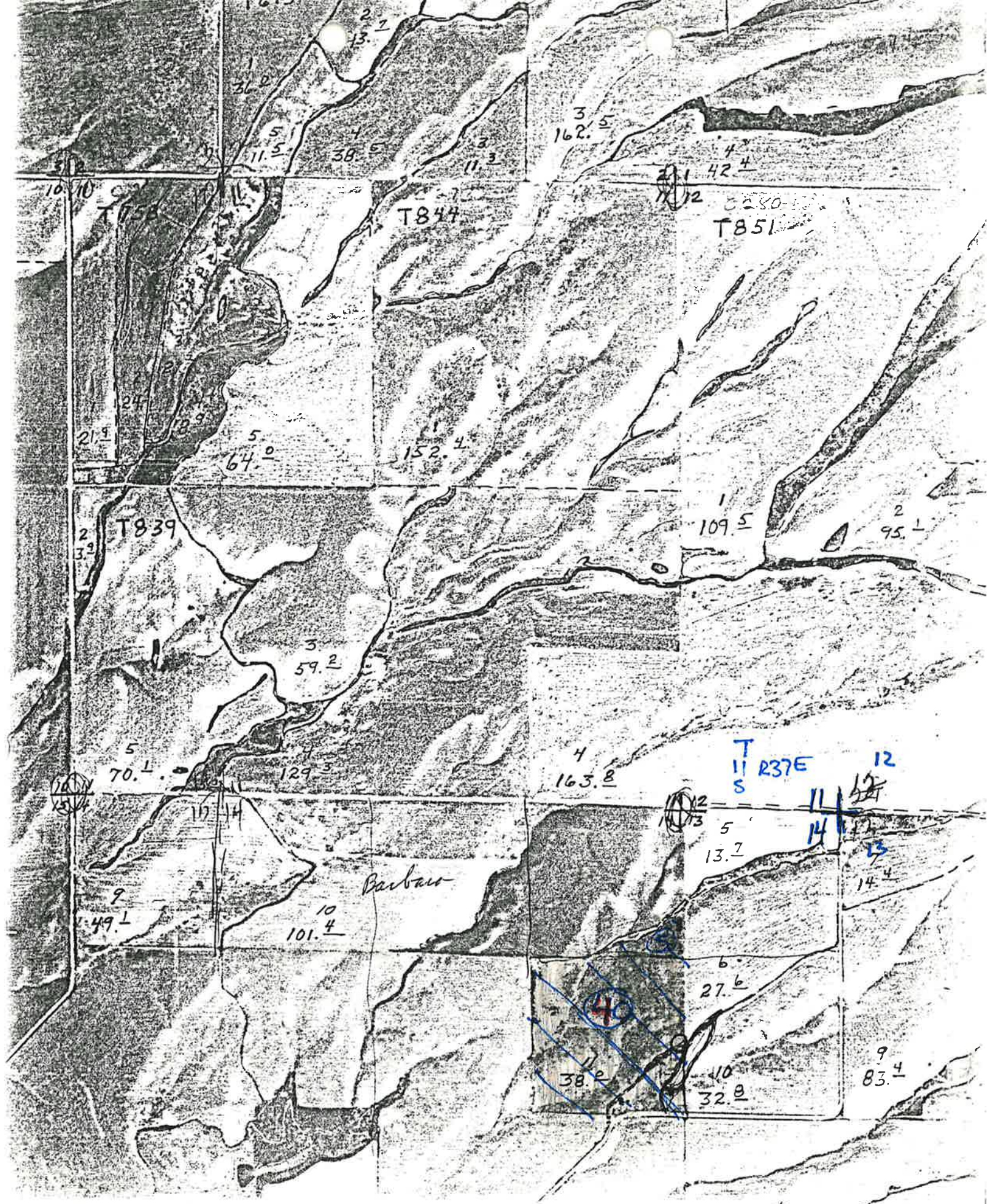
Subscribed and sworn (or affirmed) before me this 30 day
of April 19 90

David M. Fell
Notary Public

Seal

Residing at Preston Idaho

My Commission Expires 2-93



MICROFILMED

NOV 10 1952

IN THE MATTER OF:)

AFFIDAVIT

BRUSH CREEK)

DOWNNEY)
State of Idaho)
County of BANNOCK)

C. THYNNE THOMPSON being first duly sworn,
deposes and says: The water right was established when
the property was homesteaded around 1900. The right
was for so many hours every 8 days.
The main use was domestic yard & stock water. After
we purchased the property in Aug 1960 some irrigation
was done as far as the water would go, because of
economics and time we decided to trade with Floyd
Wilding the use of the water for pasture. This water was
only used on the following described part of his
property: Sec 22 Beginning at a point 162 ft S of the
S.W. corner of NE 1/4 NE 1/4 of Sec 22; thence N 80° 48' East
402.1 ft more or less to the W 1/4 line of Sec 23; thence
south along said W 1/4 line 697 ft; thence S 84° 00' W
2660.5 ft to point of beginning.

In June 1990 Dennis Thompson purchased the
described property from Wilding and has used the water
continuously since that time on a rent trade
agreement.

C. Thynne Thompson
(Signature)

Subscribed and sworn to before me this 27 day of March, 1995.

Barbara A. Byler
(Notary Public)

Residing at Downey, Id
My Commission Expires 12-22-99