

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/24/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MERLAND NELSON	07/18/1950	IRRIGATION	04-01 10-31	1.00 CFS	
C	DONNETTA NELSON					
	2293 W 1000 S					
	STERLING ID 83210			TOTAL DIVERSION:	1.00 CFS	
	(208) 328-2280					

Water Source: UNNAMED STREAM

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T04S R32E S30 SENE

BINGHAM County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE					
T	R	S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
04S	32E	29							25	20									45.0
04S	32E	30				05													5.0
TOTAL ACRES																		50.0	

POU County: BINGHAM

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.
- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates: Exam Made Date: 12/30/1992 Verified Date: Objection Filed Date:

Misc: Water District Number: 01 Field Inspection Flag:
Presumption Flag: C

[illegible]

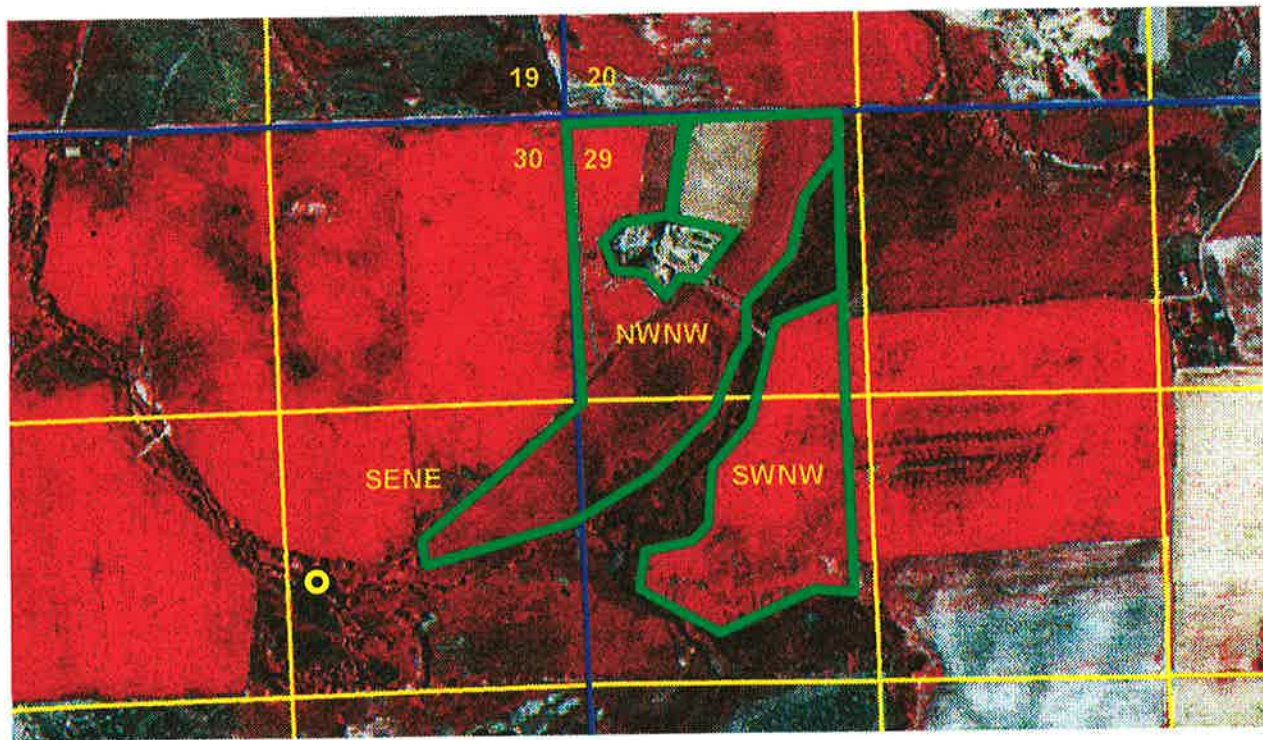
SCANNED
AUG 05 2005

IDAHO DEPARTMENT OF WATER RESOURCES

MERLAND & DONNETTA NELSON

35-02176

TOWNSHIP 04S, RANGE 32E, SECTION 29, 30



1320 0 1320 Feet



POINT OF DIVERSION



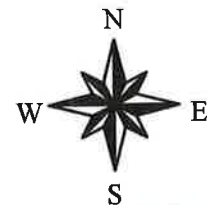
PLACE OF USE



SECTION LINE



QUARTER/QUARTER



ACRES IRRIGATED- 50

GIS PLACE OF USE ILLUSTRATION
1987/1988 NAPP PHOTOGRAPHY
PREPARED BY DAVE CARLSON
09/16/1998

SCANNED
AUG 05 2005

PROFILED

SC
AUG 1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:26:11
10/10/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-92176

LAST: NELSON
ADDRESS: 2293 WEST 1000 SOUTH
CITY: STERLING
PHONE NUMBER: 208-328-2280

FIRST: MERLAND
STATE: ID ZIP: 83210

OWNER CODE: C

LAST: NELSON
ADDRESS: 2293 WEST 1000 SOUTH
CITY: STERLING
PHONE NUMBER: 208-328-2280

FIRST: DONNETTA
STATE: ID ZIP: 83210

OWNER CODE: C

LAST: JONES
ADDRESS:
CITY: STERLING
PHONE NUMBER: 208-000-0000

FIRST: THOMAS
STATE: ID ZIP: 83210

OWNER CODE: D

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: WATER IS COLLECTED FROM DRAINAGE IN THE PORTIONS OF SECTIONS 19 &
20 AS INDICATED IN THE POINT OF DIVERSIONS. HEADGATE LOCATED AT
NE OF SW OF NE OF SECTION 30 REGULATES TO FLOW.

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 12, 21, 92

APPOINTMENT MADE: Y(____) N(~~____~~)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Final
Office Review

Field Exam Sept 1992

A. AJ CLAIM: # A35-02176 PRIORITY DATE: 07-18-1950 STAGE: L

B. WR RECORD: # 35-02176 PRIORITY DATE: 07-18-1950 STAGE: L

C. FIELD EXAM REQUIRED?

DATABASE FIELD
N EXAMINER

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN

REMARKS:

RECOMMENDED PRIORITY DATE:
07-18-1950

REVIEWED BY

DATE

12/21/92

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-02176	06S	32E	19		SW	NE		BINGHAM
A35-02176	04S	32E	19		SE	NW		BINGHAM
A35-02176	06S	32E	19		NE	SW		BINGHAM
A35-02176	04S	32E	20		NW	SW		BINGHAM
A35-02176	06S	32E	19			SE		BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD:
A PREFIX: NONE R PREFIX: NONE

WR RECORDS IN SAME 40 ACRE TRACT:
NONE

SOURCE: UNNAMED STREAM

TRIG: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
35-02176	04S	32E	19		NW	SW		BINGHAM

OTHER WR RECORDS WITH SAME WR POD:
NONE

AJ CLAIMS IN SAME 40 ACRE TRACT:
A PREFIX: NONE R PREFIX: NONE

SOURCE: UNNAMED STREAM

TRIG: SINKS

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD EXAMINER

REMARKS:

203
48 32E sec 30 SE NE

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
------	------	------	-----	-----	-----	-----	--------

---	---	---	---	---	---	---	---
-----	-----	-----	-----	-----	-----	-----	-----

SOURCE: UNNAMED STREAM

TRIB: SINKS SNAKE RIVER

REVIEWED BY: DC

DATE: 12/21/92

A. ROOT WATER RIGHT NUMBERS: A35-02176

B. POB LISTING

TRP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD I EXAM.	RECOMM. ACRES
04S	32E	29	NW	NW		NELSON, MERLAND	A35-02176 /20.0	35-02176 /20.0	42.0	20	
04S	32E	29	SW	NW		NELSON, MERLAND	A35-02176 /20.0	35-02176 /20.0	35.0	20	
04S	32E	30	SE	NE		NELSON, MERLAND	A35-02176 /10.0	35-02176 /10.0	36.0	10.	
			SE	NE		LING, ROGER D.	A01-0002320/25.0	- /			
			SE	NE		LING, ROGER D.	A01-0029720/25.0	- /			
			SE	NE		LING, ROGER D.	A35-0254320/25.0	- /			
			SE	NE		ABERDEEN SPRINGFIELD CANAL CO.	A35-0424620/25.0	- /			
			SE	NE		LING, ROGER D.	A01-0205460/25.0	- /			
			SE	NE		LING, ROGER D.	A01-0206860/25.0	- /			
			SE	NE		LING, ROGER D.	A01-0206800/25.0	- /			
TOTAL ACRES							A35-02176	50.00	50.00	112.00	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(X)
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POB DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 50

REVIEWED BY: DC

DATE: 12/30/92

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A35-02176 IRRIGATION	FROM 04-31 TO 11-01 10/31	1.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
35-02176 IRRIGATION	FROM TO	1.000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		1.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	☒
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	☒

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(☒)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☒) N()

EXPLAIN IN REMARKS, BELOW.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 1.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 1.000 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

FIELD

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

DATABASE EXAMINER
N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☐) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POB AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-02176	UNNAMED STREAM	NELSON, MERLAND	1.000	0.020		
A01-00023Z0	SNAKE RIVER	LING, ROGER D.	1250.000	0.035		
A35-02543Z0	GROUNDWATER	LING, ROGER D.	6.000			
A35-04246Z0	GROUNDWATER	ABERDEEN SPRINGSFIELD CANAL CO.	2.440			
A01-02054G0	SNAKE RIVER	LING, ROGER D.			57133.00	1.61
A01-02058G0	SNAKE RIVER	LING, ROGER D.			129940.00	3.66
A01-02058H0	SNAKE RIVER	LING, ROGER D.			22860.00	0.64

NO RIGHTS WITH SAME POB BUT NOT USED FOR IRRIGATION

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES 50 X 0.02 CFS/ACRE = 1.00 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

DDES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 50 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =
TOTAL CONSUMPTIVE USE 150 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES _____ X DIVERSION VOL. AF/A FOR AREA _____ =
TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC.
PURPOSES

FORM FOR THIS NIGHT

REVIEWED BY: DC

REC. PERIOD
FROM TO

10/31
11-01

04-01

REC. DIV
RATE CFS

DATABASE EXAMINER

1.000

REC. DIV
VOL. AF/A

DATABASE EXAMINER

0.0

REC. COMS.
USE

DATABASE EXAMINER

0.0

DATE: 12/30/92

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
☒	☐
☒	☐
☒	☐

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-02176

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
1.000

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A35-02176	1.000	-		35-02176	1.000
TOTAL CFS		1.000				1.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

12/30/92

WA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

13:24:11
10/17/91

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A35-02176

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y		DC 12/30	Y				
SOURCE				Y				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-			Y				
PURPOSES								
PERIOD OF USE	Y			Y				
BASIS OF CLAIM								
REMARKS	Y			N				

"VERIFIED BY" CODES

TOPD MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

SCANNED
AUG 05 2005

1079
1621

check

SN1599851

254p

Marathon Elec

check for pump

435-02176
MERLAND NELSON
DONNETTA NELSON
2293 WEST 1000 SOUTH
STERLING
ID 83210

Ⓢ

01

PROTECTED

November 20, 1998

**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: December 18, 1998

Water right number: 35-02176

MERLAND NELSON
DONNETTA NELSON
2293 W 1000 S
STERLING ID 83210

Daytime Telephone Number:

Evening Telephone Number:

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: 12/3/98 SIGNATURE: *Merland Nelson*
Please print your name: MERLAND NELSON

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

SCANNED

AUG 05 2005

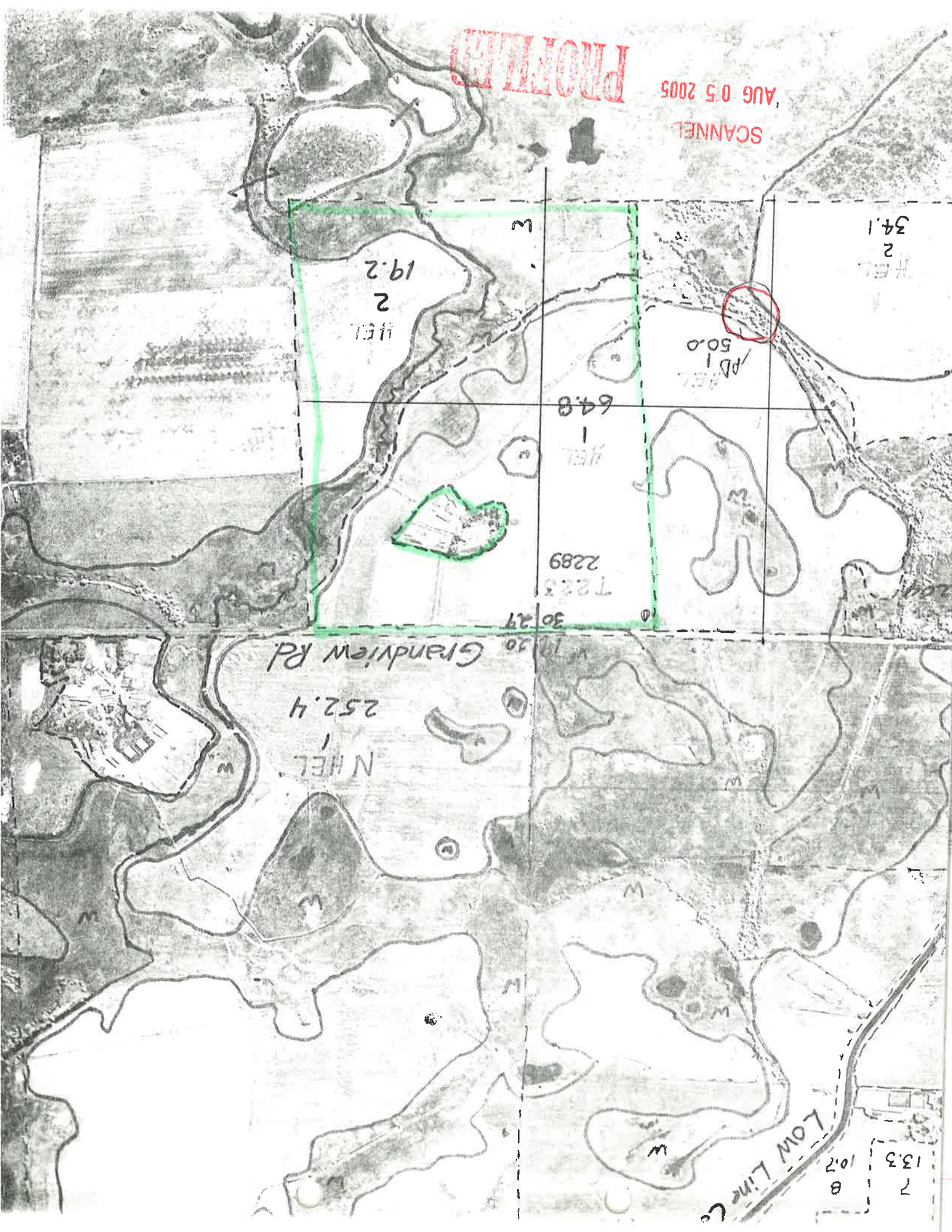
PROFILED

1

PROTECTED

AUG 05 2005

SCANNED



This permit is to be transferred to Merland E. Nelson, grandson of permit holder, who is buying it on contract, and who lives at Sterling, Idaho

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

Permit No. 21564

This proof is for Beneficial use

In Water District No.

1. Name of applicant: Thomas L. Jones, 227 Jepson Avenue, Salt Lake City, Utah
2. Source of water supply: Drainage water collected in a pond in Sec. 19, T. 1 S., R. 32 E., S. 1 N.
3. Location of point of diversion: Is in the NW 1/4 SE 1/4 of Section 19, T. 1 S., R. 32 E., County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same. This water was originally from a natural drain ditch from a shallow pond. Within the last two years with the consent of Mr. Nelson a larger deeper drain has been cut thru on approx. the same channel by the Aberdeen Springfield Co. Mr. Nelson has constructed a dam in this approx. 16' w. x 24' long with a 2 foot culvert pipe 18 feet long for channel outlet. On each side he has constructed a ditch leading to his fields lower down. Each ditch is approx. 18 inches wide in the bottom.

5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: YES
He does not have all the ground under irrigation that he intends to put in.
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):

NW 1/4 Section 29, E 1/2 SE 1/4 Section 30, All in Twp. 1 South, Range 32 East, S. 1 N.

See map.

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

8. What large stream would the water here appropriated finally reach? American Falls Reservoir

Remarks: Mr. Nelson has used this water for several years and will use still more as soon as he gets his flume constructed to carry across to additional land.

Crops are mostly hay and pasture.

This examination was made on the 22nd day of June, 1951

(Signed)

E. H. Humphrey

Examiner



31
(redirection)
P.D. is practically on the 40 line
but is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ S. 30.
13310 yds N and 250 yds W of SW Cor.
of the Farm or N center of NE $\frac{1}{4}$ SE $\frac{1}{4}$ S. 30
Land irrigated is 20 acres
20
10
Total = 50 Acres

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: A35-02176
Date Received: 4/18/1989
Receipt No: M003169
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONNETTA NELSON 208-328-2280
Address: 2293 WEST, 1000 SOUTH
STERLING, ID 83210

OR

Name: MERLAND NELSON 208-328-2280
Address: 2293 WEST, 1000 SOUTH
STERLING, ID 83210

2. Date of Priority: JUL 18, 1950

3. Source: UNNAMED STREAM Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04S	32E	19	SW	NE			BINGHAM
			SE	NW			BINGHAM
			NE	SW			BINGHAM
				SE			BINGHAM
		20	NW	SW			BINGHAM

5. Description of diverting works:
STEEL HEADGATE, DITCHES., DRAINS TO COLLECT WATER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

A35-02176

Page 1

Date: 04/18/89

SCANNED
AUG 05 2005

PROFILED

MICROFILMED
APR 15 1994

A3502176



10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	32E	29	NW	NW		IRR	20.0
			SW	NW		IRR	20.0
					Section Acres		40.0
		30	SE	NE		IRR	10.0
					Section Acres		10.0
					Total Acres		50.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
NONE

14. Remarks:
WATER IS COLLECTED FROM DRAINAGE IN THE PORTIONS OF SECTIONS 19 &
20 AS INDICATED IN THE POINT OF DIVERSIONS. HEADGATE LOCATED AT
NE OF SW OF NE OF SECTION 30 REGULATES TO FLOW.

15. Basis of Claim: LICENSE
Water Right Number: 21564

SCANNED
AUG 05 2005

PROFILED

MICROFILMED
APR 15 1994

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 NO wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): X Merland E Nelson Date: 4/18/89

Date: _____

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of April 19 89 Anna Baumhoff
Notary Public

Seal

Residing at Boise Idaho
My Commission Expires 12/7/1994

SCANNED
AUG 05 2005

PROFILED

MICROFILMED
APR 15 1994