

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 37-20576
Date Received: 10/26/2001
Receipt No:
Received By:

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

1. Name of Claimant(s)

FRANK NACHTMAN Phone: (208)788-3241

PO BOX 1612
HAILEY ID USA 83333

JANET NACHTMAN Phone: (208)788-3241

PO BOX 1612
HAILEY ID USA 83333

DWIGHT WILSON Phone: (208)788-3241

PO BOX 1612
HAILEY ID USA 83333

CATHERINE WILSON Phone: (208)788-3241

PO BOX 1612
HAILEY ID USA 83333

2. Date of Priority: 05/15/1885

3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	18E	12	SW SE SW	BLAINE	

5. Description of diverting works:

VIA BYPASS CANAL THEN REDIVERTED INTO DITTO & BASELINE CANALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A
IRRIGATION	04/15	10/15	0.68	210

7. Total Quantity Appropriated is:
0.68 C.F.S. and/or 210 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	18E	36	NE	NW	IRRIGATION	20
			SE	NW	IRRIGATION	40
					Section Acres	60
					Total Acres	60

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

10/29/01, DJ: THIS CLAIM SPLIT FROM 37-11433 AND AMENDED PURSUANT APPROVED TRANSFER #5551 AND OWNERSHIP CHANGE.

THIS CLAIM REPRESENTS A PORTION OF WATER RIGHT NO. 37-833A.

THE PERIOD OF USE FOR THE IRRIGATION DESCRIBED IN THIS APPROVAL MAY BE EXTENDED TO AN ENDING DATE OF 10/31 PROVIDED THAT OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER 10/15 IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE OF THIS APPROVAL.

CLAIMS 37-20573, 37-20576, 37-20580, 37-20583 & 37-20586 WHEN COMBINED SHALL NOT EXCEED A TOTAL ANNUAL MAXIMUM DIVERSION VOLUME OF 210 ACRE FEET AT THE FIELD HEADGATE, AND THE IRRIGATION OF 60 ACRES.

15. Basis of Claim: Decreed

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

RECEIVED

JUL 31 2000

Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this 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, 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
37-00105C	A37-11434	✓		<u>37-20580</u>	
37-00106E	A37-11436	✓		<u>37-20586</u>	
37-00704G	A37-11435	✓		<u>37-20583</u>	
37-00883A	A37-11433	✓		<u>37-20576</u>	
37-30000J	A37-11431	✓		<u>37-20573</u>	Complete A/C

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) are 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) AW w/ or Maxine Molyneux
1174 Gannett Picabo Rd, Bellevue, ID 83313
4. New Owner/Claimant(s) Frank Nachtmann w/ or Janet Nachtmann and Dwight w/ or Catherine Wilson
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 1612
- City, State and ZIP Code Haley, ID 83333
- New Telephone Number () 788-3241
5. Date you acquired the property 1-19-2000

11/22/2006

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

RIGHT NUMBER: 37-20576

NAME AND ADDRESS: FRANK NACHTMAN
PO BOX 966
BELLEVUE ID 83313

JANET NACHTMAN
PO BOX 966
BELLEVUE ID 83313

DWIGHT L WILSON
PO BOX 1612
HAILEY ID 83333

CATHERINE WILSON
PO BOX 1612
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.680 CFS

The rights listed below are limited to a total combined annual diversion volume of 210 af at the field headgate. Combined Right Nos.: 37-20573, 37-20576, 37-20580, 37-20583 and 37-20586.

PRIORITY DATE: 05/15/1885

POINT OF DIVERSION:

T01N R18E S12 NWSESW Within BLAINE County

T01N R18E S25 NWSNW Rediversion Within BLAINE County

This right is measured and administered at the point of rediversion.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.680 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S36	NENW	20.00	T01N R18E S36	SENE	40.00
---------------	------	-------	---------------	------	-------

60 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 60 acres in a single irrigation season. Combined Right Nos.: 37-20573, 37-20576, 37-20580, 37-20583 and 37-20586.

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 - Decreed

This claim represents a portion of water right No. 37-833A.

Use of this right is combined with water from Base Line Canal Co.



Idaho Department of Water Resources

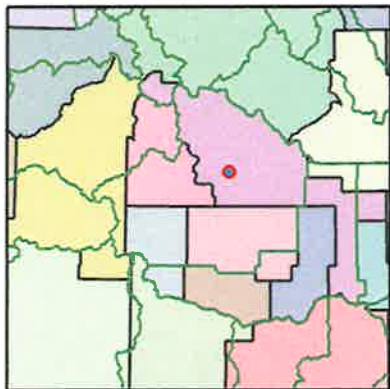
SRBA Recommendation:

37-20576

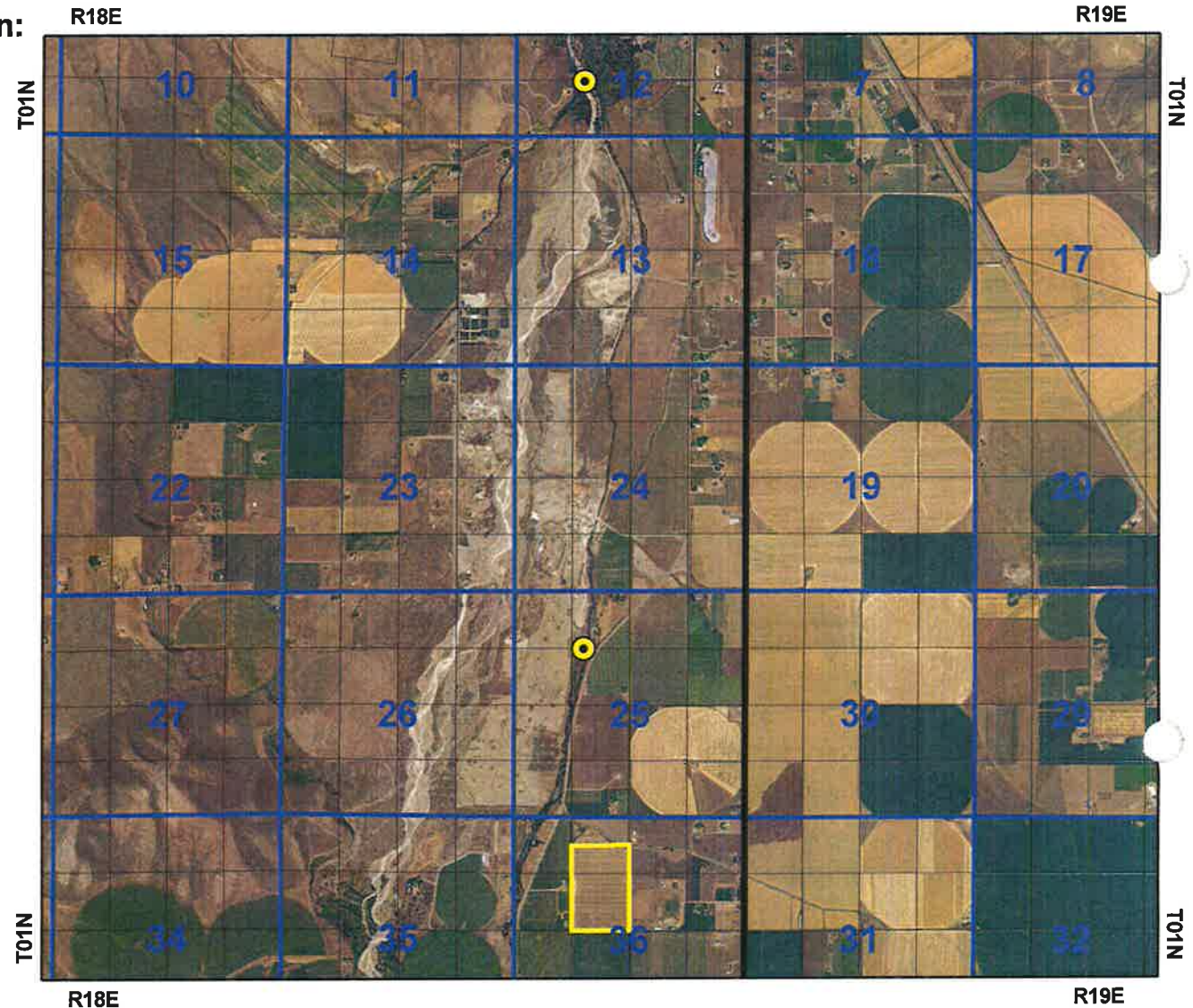
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 2 4 Miles

Prepared by A. Merritt
On Wednesday, November 22, 2006
2004 Aerial Photography

Owner: Frank Nachtman

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.



Right #'s
37-20573,
37-20576,
37-20580,
37-20583,
37-20586



T1S R18E S1 & 12
T1N R18E S36

2640 0 2640 Feet

10/2001
D. Jones

Claim #	Claim cfs	Rt #	Transfer #	Tran cfs	Tran Vol	O/C	Split #	%	cfs	volume	Acres	Owner
37-11431	7.884	37-30011A	5553	6.85	1386		37-20570		6.49	1386.0	396	AW Molyneux
		37-30011B	5138	0.12			37-30011B		0.12		12	AW Molyneux
		37-30011C	5139	0.16			37-30011C		0.16		16	AW Molyneux
		37-30000J	5551	1.06	419.8	X	37-20571	71.96%	0.77	302.1	195	AW Molyneux
							37-20572	5.90%	0.06	24.8	16	C Molyneux
							37-20573	22.14%	0.23	92.9	60	Nachtman/Wilson
		37-30000K	5138	0.02			37-30000K		0.02		12	AW Molyneux
		37-30000L	5139	0.03			37-30000L		0.03		16	AW Molyneux
37-11432	3.5	37-334E	5553	3.36	1330.6		37-20593		3.36	1330.6	396	AW Molyneux
			5138	0.06			37-20594		0.06		12	AW Molyneux
			5139	0.08			37-20595		0.08		16	AW Molyneux
37-11433	3.2	37-883A	5551	3.07	948.5	X	37-20574	71.96%	2.21	682.5	195	AW Molyneux
							37-20575	5.90%	0.18	56.0	16	C Molyneux
							37-20576	22.14%	0.68	210.0	60	Nachtman/Wilson
		37-883B	5138	0.06			37-883B		0.06		12	AW Molyneux
		37-883C	5139	0.07			37-883C		0.07		16	AW Molyneux
37-11434	11.6	37-182A	5553	9.6	1386		37-20577		9.60	1386.0	396	AW Molyneux
		37-182B	5138	0.17			37-182B		0.17		12	AW Molyneux
		37-182C	5139	0.23			37-182C		0.23		16	AW Molyneux
		37-105C	5551	1.54	609.8	X	37-20578	71.96%	1.11	438.8	195	AW Molyneux
							37-20579	5.90%	0.09	36.0	16	C Molyneux
							37-20580	22.14%	0.34	135.0	60	Nachtman/Wilson
		37-105D	5138	0.03			37-105D		0.03		12	AW Molyneux
		37-105E	5139	0.04			37-105E		0.04		16	AW Molyneux
37-11435	0.8	37-704G	5551	0.77	304.9	X	37-20581	71.96%	0.56	219.4	195	AW Molyneux
							37-20582	5.90%	0.05	18.0	16	C Molyneux
							37-20583	22.14%	0.17	67.5	60	Nachtman/Wilson
		37-704H	5138	0.01			37-20596		0.01		12	AW Molyneux
		37-704J	5139	0.02			37-20597		0.02		16	AW Molyneux
37-11436	6	37-106E	5551	4.61	948.5	X	37-20584	71.96%	3.32	682.5	195	AW Molyneux
							37-20585	5.90%	0.27	56.0	16	C Molyneux
							37-20586	22.14%	1.02	210.0	60	Nachtman/Wilson
		37-106F	5138	0.09			37-106F		0.09		12	AW Molyneux
		37-106G	5139	0.12			37-106G		0.12		16	AW Molyneux
	32.984			32.17					31.82			
37-2658	6.71	37-2658	5563	6.71	1228.5		37-2658	351 ac	6.71	1228.5	591	AW Molyneux
37-4421	3.46	37-4421A	5563	2.98			37-4421A	40 ac	2.98	133	591	AW Molyneux
		37-4421B	5563	0.48	204.3		37-4421B	138 ac	0.48	204.3	591	AW Molyneux
37-7651	2.05	37-7651	5563	2.05	420		37-7651	120 ac	2.05	420	591	AW Molyneux
37-11430	3.62	37-11430	5563	3.62	633.5		37-11430	enlgmt	3.62	633.5	591	AW Molyneux