

State of Idaho  
Department of Water Resources  
**Water Right License**

WATER RIGHT NO. 15-07153

**Priority:** April 09, 1996

Maximum Diversion Rate: 2.58 CFS  
Maximum Diversion Volume: 451.5 AF

It is hereby certified that ELDEN D NIELSEN  
930 W SAMARIA LN  
MALAD CITY ID 83252 has complied with the terms and conditions of the  
permit, issued pursuant to Application for Permit dated December 29, 1995; and has submitted Proof of  
Beneficial Use on May 05, 2003; and a water right has been established as follows:

**SOURCE**

GROUND WATER

| <b><u>BENEFICIAL USE</u></b> | <b><u>PERIOD OF USE</u></b> | <b><u>DIVERSION RATE</u></b> | <b><u>ANNUAL<br/>DIVERSION VOLUME</u></b> |
|------------------------------|-----------------------------|------------------------------|-------------------------------------------|
| IRRIGATION                   | 04/01 to 10/31              | 2.58 CFS                     | 451.5 AF                                  |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER SW¼SW¼ Sec. 21 Twp 14S Rge 36E, B.M. ONEIDA County

**PLACE OF USE:**

| Twp Rge Sec | NE   |     |      |      | NW  |      |     |    | SW |    |      |      | SE |    |    |    | Totals |      |
|-------------|------|-----|------|------|-----|------|-----|----|----|----|------|------|----|----|----|----|--------|------|
|             | NE   | NW  | SW   | SE   | NE  | NW   | SW  | SE | NE | NW | SW   | SE   | NE | NW | SW | SE |        |      |
| 14S 36E 20  |      |     |      |      |     |      |     |    |    |    |      |      |    |    |    |    | 10.0   | 10.0 |
| 14S 36E 21  |      |     |      |      |     |      |     |    |    |    | 24.0 | 10.0 |    |    |    |    |        | 34.0 |
| 14S 36E 28  |      |     |      |      | 2.5 | 16.0 | 1.0 |    |    |    |      |      |    |    |    |    |        | 19.5 |
| 14S 36E 29  | 32.0 | 3.5 | 14.0 | 16.0 |     |      |     |    |    |    |      |      |    |    |    |    |        | 65.5 |

Total Acres: 129

**CONDITIONS OF APPROVAL**

1. Rights 13-7153 and 13-7361 when combined shall not exceed the irrigation of 266.9 acres.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

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5. If the surface water right(s) appurtenant to the place of use is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 23<sup>rd</sup> day of February, 2015.



for GARY SPACKMAN  
Director

