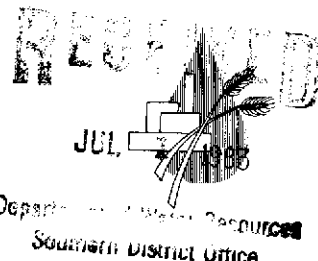


No Color
Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Farold Joseph Nelson and Lela M. Nelson
(Name of Claimant)
Box 177 Rockland, Idaho 83271 Telephone No. 548-2261
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) JUNE 12, 1915

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
unnamed spring tributary to South Fork Rock Creek

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, af)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	<u>0.066</u>	Use	<u>stock water</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) 0.066 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW ¼ SW ¼, Sec. 23 Twp. 10S Rge. 31 E B.M., County of Power
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. dirt diversion to stock watering pond/trough

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>10S</u>	<u>31E</u>	<u>23</u>										X							

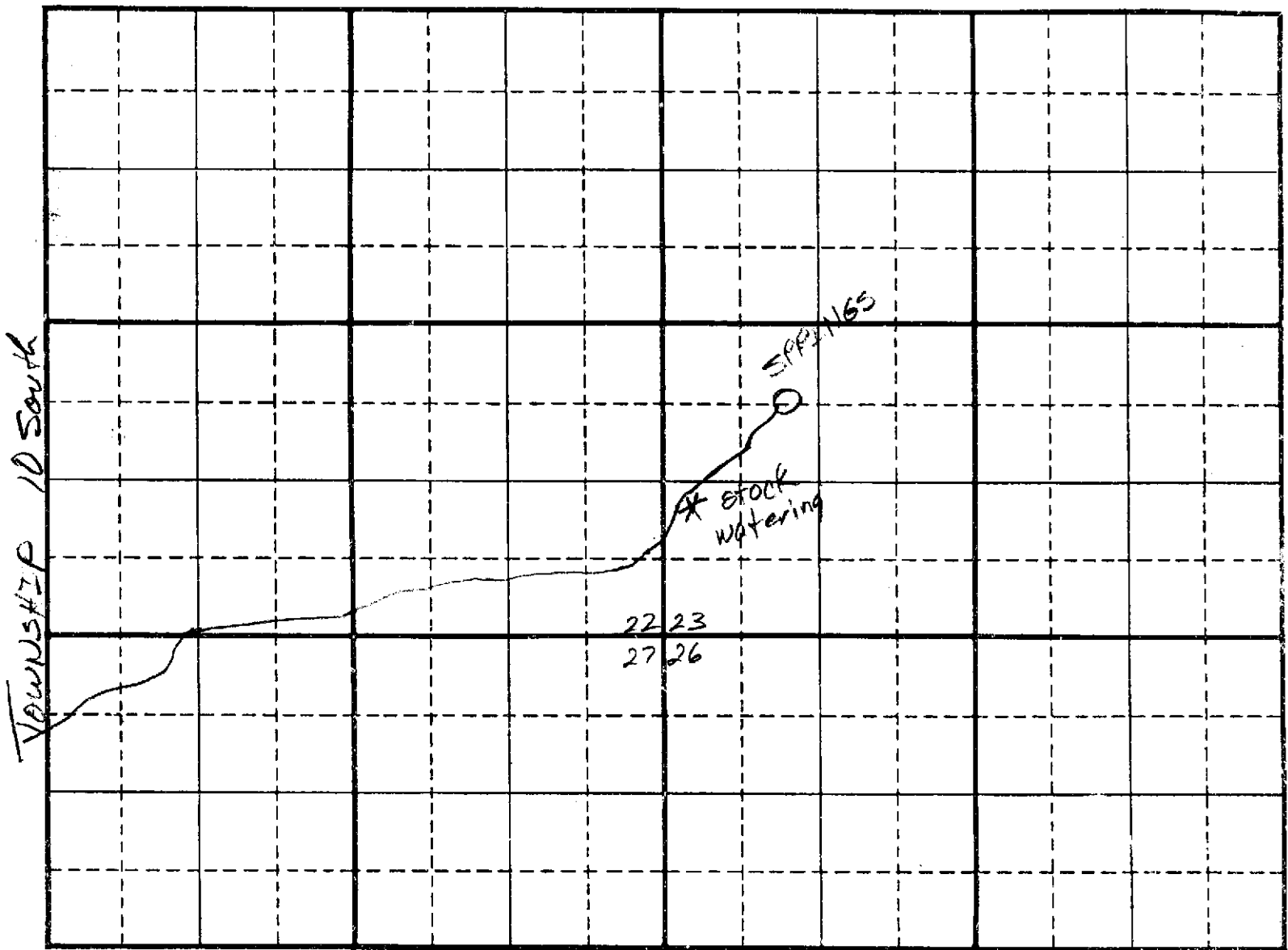
No. of acres n/a

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered: 300 or more hd. cattle, 10 or more hd. horses

(7) If you are claiming water as a member of an organization, list name of organization: n/a

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Range 31 E.B.M.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Power) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

* Harold J. Nelson

Sworn to before me this 28th day of June

Harold J. Nelson
Farold J. Nelson (claimant)

1983

[Signature]
Notary Public
Residing at American Falls, Idaho

My commission ~~XXXXX~~ expires is for life

FOR DEPARTMENT USE ONLY

Received by meiya Date 7/1/83 Exception filed by: _____ Date _____
Prelim. check by ADA Date 7/6/83 claimant by: _____
\$30.00 fee received by meiya Date 7/5/83 #29172
Published in Power Co. Press
Dates 9/7 + 9/14/83

Memo From:

Law Offices
Lyle D. Eliassen
ATTORNEY AT LAW

DATE: June 29, 1983

202 Idaho Street
American Falls, Idaho 83211
Phone (208) 226-5138

Idaho Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Enclosed please find my office account check no. 3499 in the amount of \$90 for filing of the 3 water rights for Farold Nelson.

Thank you.

Lyle D. Eliassen

Affidavit of Publication

STATE OF IDAHO

COUNTY OF POWER

SEP 19 1983

Brett Crompton being first duly sworn
Department of Water Resources

on oath, states: Eastern District Office

That he is the editor

of the Power County Press, a newspaper of general circulation
in Power County, Idaho, published weekly at American Falls
in said County; that said newspaper has been published in said
County uninterrupted and continuously for over seventy-
eight consecutive weeks, prior to the first publication of the
annexed notice or advertisement;

That the annexed notice or advertisement was published as
per clipping attached in the regular and entire edition of said
newspaper and not in any supplement thereof for
successive weekly issues thereof, the date of the first publica-
tion being the 7 day of Sept., 1983

the date of last publication being the 21 day of Sept., 1983

Subscribed and sworn to before me this

21 day of Sept., 1983

Brett Crompton

Notary Public, residing at American Falls,
Idaho.

My Commission expires the 19 day of March, 1986

(SEAL)

Water right claims filed

Published in the Power County
Press Sept. 7 and 14, 1983.

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the
following claim(s) to water right(s)
have been established by diversion
and application to beneficial use:

41-4033

ROBINSON, GORDON FRED
GENERAL DELIVERY,
ROCKLAND, ID 83271
Source: SPRING CREEK trib. to
ROCK CREEK, TO SNAKE
RIVER

Priority Date: 05/01/1880
Diversion Pt: SWNE Sec 31 T 09S R
31E

Use: IRRIGATION (1.60 CFS)
In: SWNW Sec 31 T 09S R
31E FOR 15 ACRES

41-4034

7 UD RANCHES, INC., AN
IDAHO CORP.
BOX 177, ROCKLAND, ID 83271
Source: SPRINGS trib. to ROCK
CREEK, SOUTH FORK
UNNAMED CREEK trib. to ROCK
CREEK, SOUTH FORK
Priority Date: 06/12/1915
Diversion Pt: SWNW Sec 28 T 10S
R 31E

Use: STOCKWATER (0.0666 CFS)
In: SWNW Sec 28 T 10S R 31E

41-4035

NELSON, FAROLD JOSEPH &/or
LELA M.
BOX 177, ROCKLAND, ID 83271
Source: SPRING trib. to ROCK
CREEK, SOUTH FORK
Priority Date: 06/12/1915
Diversion Pt: NWSW Sec 23 T 10S
R 31E

Use: STOCKWATER (0.0666 CFS)
In: NWSW Sec 23 T 10S R 31E

41-4036

NELSON, FAROLD JOSEPH &/or
LELA M.
BOX 177, ROCKLAND, ID 83271
Source: SPRING trib. to ROCK
CREEK, SOUTH FORK
Priority Date: 06/12/1915
Diversion Pt: SWSE Sec 23 T 10S R
31E

Use: IRRIGATION (0.10 CFS)
STOCKWATER (0.0660 CFS)
DOMESTIC (0.04 CFS)
In: SESW Sec 23 T 10S R 31E FOR 5
ACRES

41-4037

ROBINSON, ESTHER &/or
LOGAN
ROCKLAND, ID 83271
Source: GROUNDWATER
Priority Date: 04/01/1942
Diversion Pt: Sec 05 T 10S R 31E
(NENE)

Use: IRRIGATION (0.04 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NENE Sec 05 T 10S R 31E FOR
1 ACRES

41-4038

ROBINSON, ESTHER &/or
LOGAN
ROCKLAND, ID 83271
Source: GROUNDWATER
Priority Date: 04/01/1958
Diversion Pt: NWSE Sec 32 T 09S R
31E

Use: STOCKWATER (0.04 CFS)
In: NWSE Sec 32 T 09S R 31E

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department of
Water Resources, 1041 Blue Lakes
Blvd. North, Twin Falls, Idaho
83301.

A. KENNETH DUNN
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1834 Elm Lake Blvd. N.
Twin Falls, Idaho 83704
(208) 734-3579

SEPTEMBER 23, 1997

POOR QUALITY ORIGINAL

ERROL JOSEPH NELSON
LELA M. NELSON
BOX 177
ROCKLAND

ID 83271

RE: Claim No. 41-4635

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Sections 42-242 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Allen D. Merritt

ALLEN D. MERRITT
Senior Water Resource Analyst

Enclosure

RECORDED

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

41-4835

NELSON, FAROLD JOSEPH &/or LELA M.

BOX 177, ROCKLAND, ID 83271

Source: SPRING trib. to ROCK CREEK, SOUTH FORK

Priority Date: 06/12/1915

Diversion Pt: NWSW Sec 23 T 105 R 31E

Use: STOCKWATER (0.0660 CFS)

In: NWSW Sec 23 T 105 R 31E

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301.

A. KENNETH DUNN

Director

Published 9/7 & 9/14/83.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

SEPTEMBER 1, 1983

Power County Press
174 Idaho Street
American Falls, ID 83211

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 26, 1983.

Yours truly,

Mary A. Newby
Secretary

Encl.

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: ADA

Right Number 41-4035 Applicant NELSON, Farold Joseph &/or Lela M.

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☒ Exceptions processed. None

LATE claim
check fee OK

By ADA Date 9/26/83

NO ENVELOPE

STATE OFFICE PROCESSING:

- ☐ Claim review complete.

By JW Date 11-5-83

