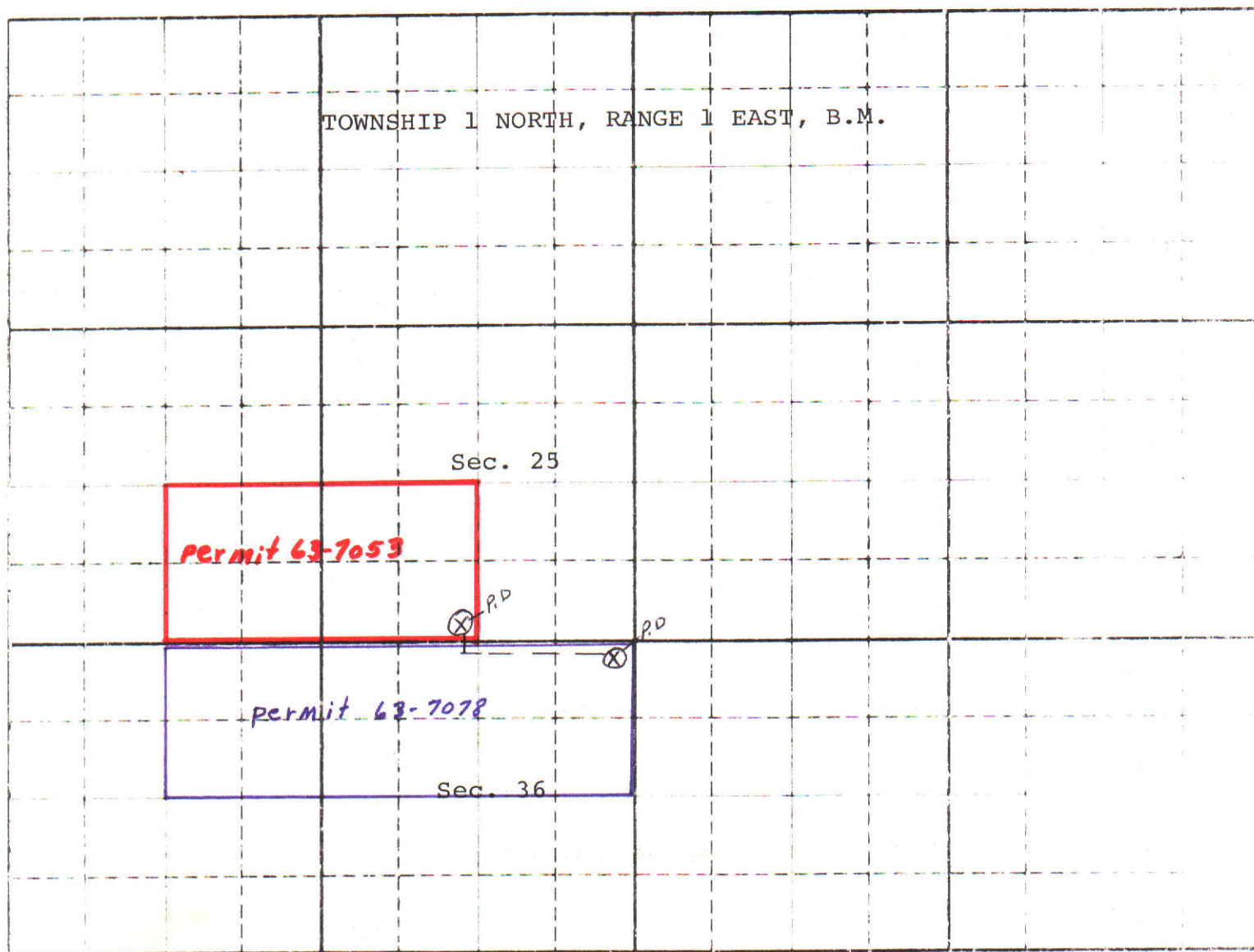


Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Boise, this 8th day of November, 19 72

C. E. NICHOLSON & SONS, A PARTNERSHIP

BY: Carl E. Nicholson
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

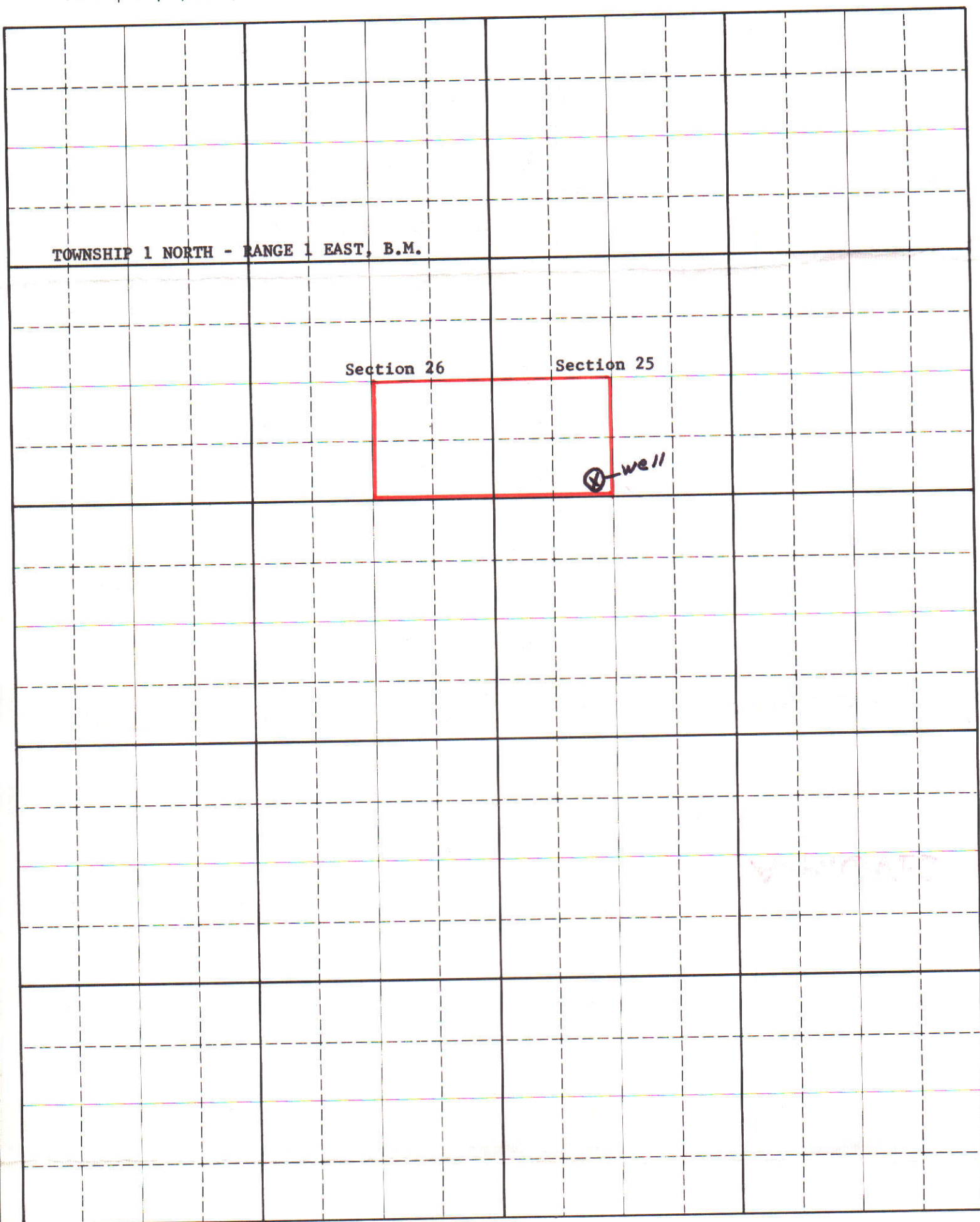
I, R. Keith Higginson, Director of the Department of Water Administration

hereby approve the above application for amendment for Permit No. 63-7053

Witness my hand this 10 day of November, 19 72

R. Keith Higginson
Director

11. Map of proposed project:



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

C. E. NICHOLSON & SONS, A PARTNERSHIP

BY: Harley M. McDowell
(Applicant)

63-7053

RECEIVED
FEB 2 1968
Department of Reclamation

STATE OF IDAHO, }
COUNTY OF ADA } ss.

Iona A. Young, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously and
uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular edition of The Idaho Daily Statesman for
Two ^{weekly} consecutive insertions, beginning with the
issue of January 25, 1968, and ending with the
issue of February, 1968.

Iona A. Young
Subscribed and sworn to before me this 1st day of

February, 1968.

Levin H. Stubblefield
Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF APPLICATION
FOR WATER

Notice is hereby given that E. E. Nicholson & Sons, a partnership, 101 Warm Springs Boulevard, Boise, Idaho, has on January 10, 1968, applied for permit to divert 64 cubic feet per second of water from a subterranean source under application No. 637053. Water will be diverted by a well, pump, motor and ditches within the SE 1/4 sec. 26, T. 1 N., R. 1 E., B.M., Ada County, and is to be used from March 1 to November 30 for irrigation and from December 1 to March 1 for stock water in the SW 1/4 sec. 26, SE 1/4 sec. 26, T. 1 N., R. 1 E., B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HOGGINSON,
State Reclamation Engineer
Pub. Jan. 26, Feb. 1.

63-7053

T.
1
N

26

25

*

Ditch

Permit
63 70 78

36

Diagram of System

irrigated
lands



Ditch

63 7053
SE SW
25



NENE
36



Ditch
for additional water

C. NICHOLSON AND SONS
D736

(736D)

A
191

All irrigated
now

24
25

6
29.7

H
28.8

L
54.4

C. NICHOLSON AND SONS

A726 p
55.3

(736D)

Sec F29

All
Irrigated
now

Sec F29

35-36

S
42.5

R
13.3

T
32.5

63 2050



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4901

WATER RIGHT NO(S). 63-07005/63-07042/63-08130/63-07053
63-07078B/63-07055C/63-07064A/63-09243/63-09359/63-07055D
63-07064B/63-07755B

This is to certify that: **CITY OF BOISE**
PO BOX 500
BOISE ID 83701

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-07005 :			
IRRIGATION	03/15 to 11/15	6.10 CFS	1372.5 AF
Priority: 06/14/1967			
Right No. 63-07042 :			
IRRIGATION	03/15 to 11/15	6.50 CFS	1800.0 AF
Priority: 12/06/1967			
Right No. 63-08130 :			
IRRIGATION	03/15 to 11/15	* 2.40 CFS	540.0 AF
Priority: 05/30/1975			
Right No. 63-07053 :			
IRRIGATION	03/15 to 11/15	6.10 CFS	1372.5 AF
STOCKWATER	12/01 to 03/01	0.30 CFS	8.0 AF
Priority: 01/10/1968			
		6.40 CFS	1380.5 AF
Right No. 63-07078B :			
IRRIGATION	03/15 to 11/15	3.40 CFS	1647.0 AF
STOCKWATER	12/01 to 03/01	0.30 CFS	8.0 AF
Priority: 03/18/1968			
		3.40 CFS	1655.0 AF
Right No. 63-07055C :			
IRRIGATION	03/15 to 11/15	0.39 CFS	189.5 AF
Priority: 03/22/1968			
Right No. 63-07064A :			
IRRIGATION	03/15 to 11/15	3.20 CFS	720.0 AF
Priority: 04/11/1968			
Right No. 63-09243 :			
IRRIGATION	03/15 to 11/15	2.60 CFS	778.5 AF
Priority: 06/01/1979			
Right No. 63-09359 :			
IRRIGATION	03/15 to 11/15	** 1.17 CFS	351.0 AF
Priority: 03/19/1980			

MICROFILMED

JAN 12 1988

TRANSFER NO. 4901
WATER RIGHT NO(S). 63-07005/63-07042/63-08130/63-07053
63-07078B/63-07055C/63-07064A/63-09243/63-09359/63-07055D
63-07064B/63-07755B

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-07055D :			
IRRIGATION	03/15 to 11/15	1.47 CFS	328.5 AF
Priority: 03/22/1968			
Right No. 63-07064B :			
IRRIGATION	03/15 to 11/15	3.15 CFS	711.0 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
Priority: 04/11/1968			
		<u>3.15 CFS</u>	<u>711.6 AF</u>
Right No. 63-07755B :			
IRRIGATION	03/15 to 11/15	4.84 CFS	1287.0 AF
Priority: 03/23/1973			

TOTAL: * 37.53 CFS *** 10222.6 AF**

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 23, Township 01N, Range 01E
 SENW , Sec. 25, Township 01N, Range 01E
 SESW , Sec. 25, Township 01N, Range 01E
 NWSE , Sec. 25, Township 01N, Range 01E
 NENW , Sec. 35, Township 01N, Range 01E
 NWNW , Sec. 35, Township 01N, Range 01E
 NENE , Sec. 36, Township 01N, Range 01E
 ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	01E	23	SWSW 40	SESW 40	SWSE 40	
			SESE 40			160
		24	SWSW 35			35
		25	NENE 38	NWNE 38	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SESW 40	NESW 25	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 37	SWSE 38	
			SESE 15			591
		26	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SESW 40	NESW 40	
			NWSW 40	SWSW 38	SESW 40	
			NESE 40	NWSE 40	SWSE 40	

MICROFILMED
 JAN 12 1968

TRANSFER NO. 4901
WATER RIGHT NO(S). 63-07005/63-07042/63-08130/63-07053
63-07078B/63-07055C/63-07064A/63-09243/63-09359/63-07055D
63-07064B/63-07755B

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
		SESE	40			638
27		NENE	40	NWNE	40	
		SENE	40	NESE	40	
		SWSE	40	SESE	40	320
35		NENE	40	NWNE	40	
		SENE	40	NENW	40	
		SWNW	40	SENE	40	318
36		NENE	31	NWNE	37	
		SENE	27	NENW	40	
		SWNW	17	SENE	10	206
Total number of acres irrigated: ****						2268

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- *** 7. The total instantaneous diversion of water from all points of diversion under Transfer 4901 shall not exceed 37.53 cfs, nor total combined annual volume of 10222.6 af for the irrigation of 2268.0 acres, stockwater and domestic uses.
- **** 8. Right 63-07005 is limited to the irrigation of 305.0 acres in the place of use described above in a single irrigation season.
- **** 9. Right 63-07042 is limited to the irrigation of 400.0 acres in the place of use described above in a single irrigation season; providing primary use on 250.0 acres and supplemental use on 150.0 acres.
- **** 10. Right 63-08130 is limited to the irrigation of 120.0 acres in the place of use described above in a single irrigation season.

MICROFILMED

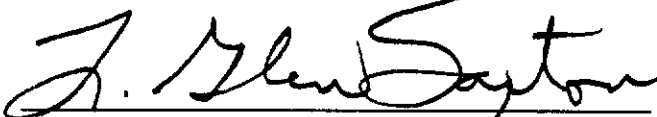
JAN 12 1988

TRANSFER NO. 4901
WATER RIGHT NO(S). 63-07005/63-07042/63-08130/63-07053
63-07078B/63-07055C/63-07064A/63-09243/63-09359/63-07055D
63-07064B/63-07755B

CONDITIONS OF APPROVAL AND REMARKS

- * 11. Right 63-08130 when combined with Rights 63-07005 and 63-07042 shall not exceed a combined total rate of diversion of 12.07 cfs.
- **** 12. Right 63-07053 is limited to the irrigation of 305.0 acres in the place of use described above in a single irrigation season.
- **** 13. Right 63-07078B is limited to the irrigation of 366.0 acres in the place of use described above in a single irrigation season.
- **** 14. Right 63-07055C is limited to the irrigation of 78.0 acres in the place of use described above in a single irrigation season.
- **** 15. Right 63-07064A is limited to the irrigation of 160.0 acres in the place of use described above in a single irrigation season.
- **** 16. Right 63-09243 is limited to the irrigation of 173.0 acres in the place of use described above in a single irrigation season.
- **** 17. Right 63-09243 when combined with Right 63-07055D shall not exceed irrigation of 245.0 acres, and a total annual diversion volume of 1102.5 af.
- **** 18. Right 63-09243 when combined with Right 63-07064B shall not exceed irrigation of 326.0 acres, and a total annual irrigation diversion volume of 1467.0 af.
- **** 19. Right 63-09359 is limited to the irrigation of 78.0 acres in the place of use described above in a single irrigation season.
- ** 20. Right 63-09359 when combined with Rights 63-07055C, 63-07064A and 63-09243 shall not exceed a total diversion rate of 6.20 cfs.
- **** 21. Right 63-09359 when combined with Right 63-07055C shall not exceed the irrigation of 78.0 acres, and the total annual diversion volume of 351.0 af.
- **** 22. Right 63-07055D is limited to irrigation of 73.0 acres in the place of use described above in a single irrigation season.
- **** 23. Right 63-07064B is limited to irrigation of 158.0 acres in the place of use described above in a single irrigation season.
- **** 24. Rights 63-07055C, 63-07064A, 63-09243, 63-09359, 63-07055D and 63-07064B when combined shall not exceed the total annual irrigation diversion volume of 2862.0 af and the irrigation of 636.0 acres.
- **** 25. Right 63-07755B is limited to the irrigation of 286.0 acres in the place of use described above in a single irrigation season.

Dated this 16th day of December, 1997.


Chief, Water Allocation Bureau

MICROFILMED

JAN 12 1998

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 63-7053 Priority Jan. 10, 1968 Amount 6.4 cfs

THIS IS TO CERTIFY, that C. E. Nicholson & Sons
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-7053 issued pursuant to Application for Permit dated January 10, 1968,
and has submitted proof to the Department of Water Administration on February 8, 1973,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 10.86 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from <u>Dec. 1</u> to <u>March 1</u>	at <u>0.30</u> cfs and	<u>8.0 acre feet</u>
Irrigation	from <u>March 1</u> to <u>Nov. 30</u>	at <u>6.10</u> cfs and	<u>1,372.5 acre feet</u>
	from _____ to _____	at _____ cfs and	<u>or 4.5 af per acre</u>
(both dates inclusive)			

Subject, however, to the condition that no more than 6.4 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1,380.5 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 25 -and-
NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36, Twp. 1 N, Rge. 1 E, B. M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1 N	1 E	25									25	40	40	40					145
		26													40	40	40	40	160

Total number of acres irrigated 305

Measuring devices of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

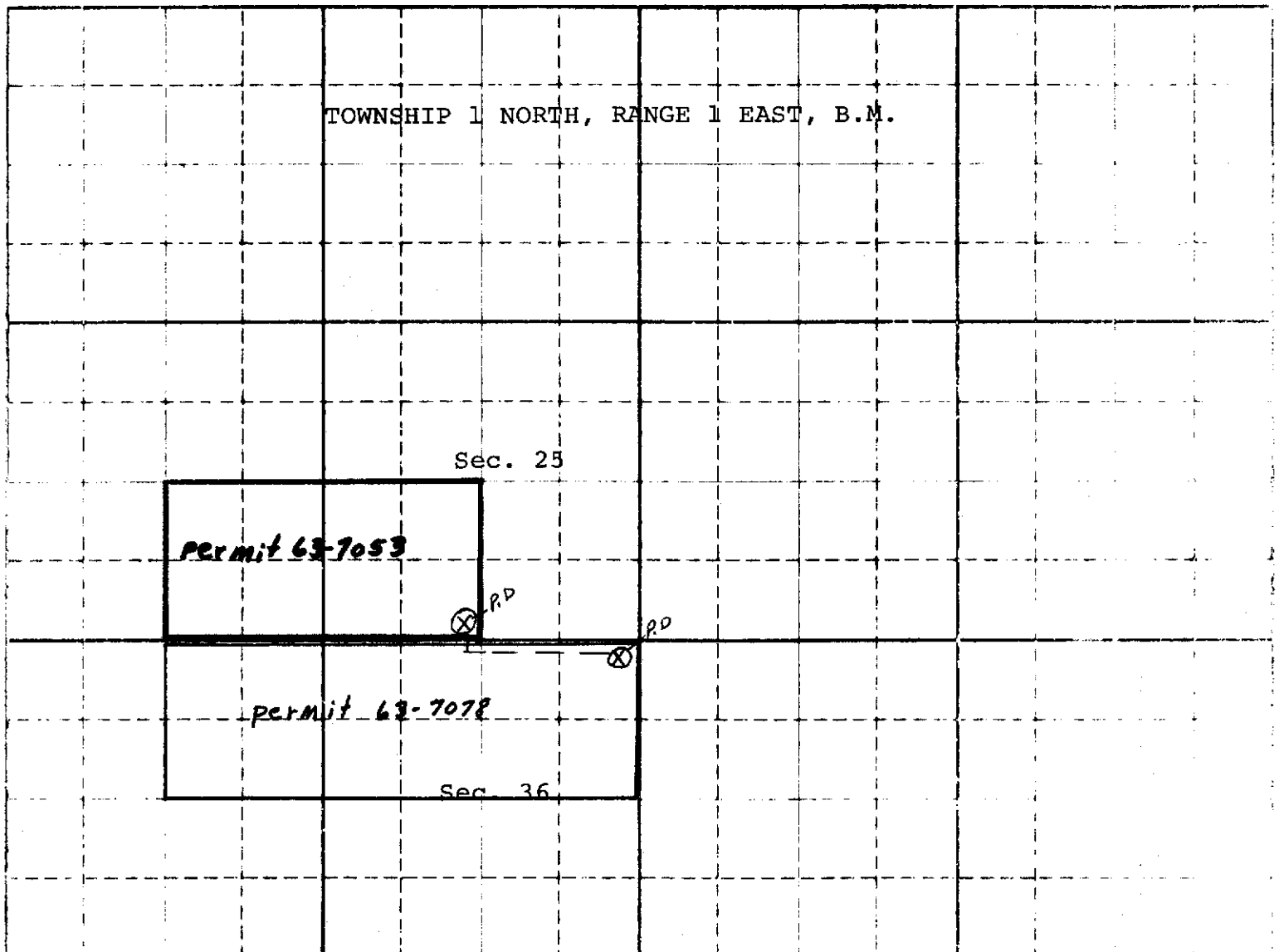
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 3rd day of
January, 19 74.

Director

63-7053

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holder's own risk

Signed at Boise, this 8th day of November, 19 72

C. E. NICHOLSON & SONS, A PARTNERSHIP

BY Carl E. Nicholson
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. Keith Higginson, Director of the Department of Water Administration

hereby approve the above application for amendment for Permit No. 63-7053

Witness my hand this 10 day of November, 19 72

R. Keith Higginson
Director

Identification No. 63-7053
Application No. 42229

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPROVED

1. Name of applicant C. E. Nicholson & Sons, A Partnership
post office address 101 Warm Springs, Boise, Idaho
2. Source of water supply well which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 25 Township 1 N
Range 1 E B.M. Ada County; additional points of diversion if any: _____

_____ **it will be pumped and re-used**
b. If water is not consumed/it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M.
4. Quantity to be appropriated:
a. 6.4 cubic feet per second and/or
b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
_____ **irrigation** purpose from March 1 to November 30 (both dates inclusive)
_____ **stock water** purpose from December 1 to March 1 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump, motor on well, ditching system

b. Height of storage dam _____ feet; active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet; materials used in storage dam: _____

c. Proposed well diameter is 20 inches; proposed depth of well is 600 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 30,000.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

63-7053

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15N	1E	25									40	40	40	40					160
		26													40	40	40	40	160

Total number of acres to be irrigated 320

c. Describe any other water rights used for the same purposes none

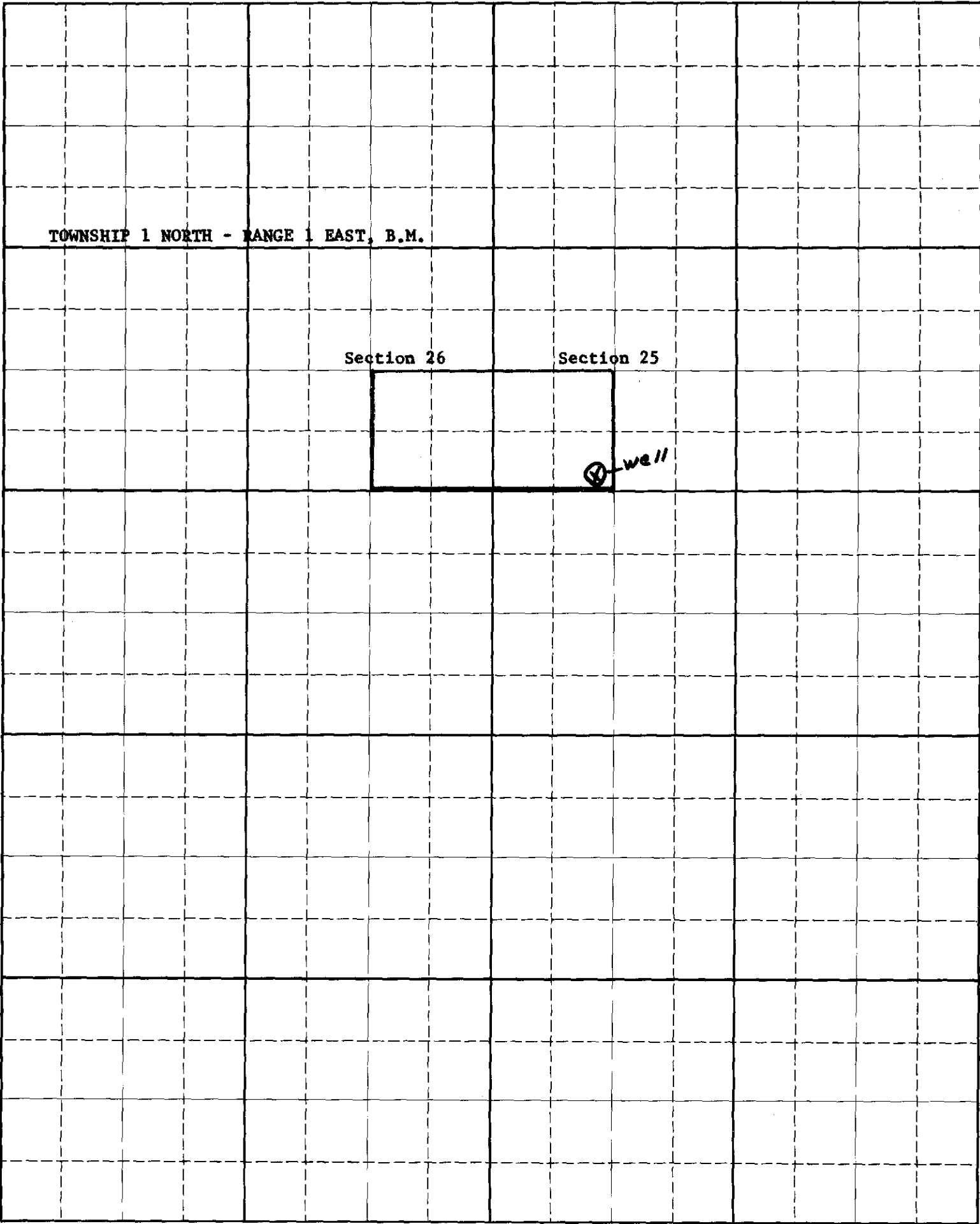
9. a. Who owns the property at the point of diversion C. E. Nicholson & Sons

b. Who owns the land to be irrigated or place of use C. E. Nicholson & Sons

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

11. Map of proposed project:



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

C. E. NICHOLSON & SONS, A PARTNERSHIP

BY: Harley M. McQuell
(Applicant)

63-7053

Received by ef Date 1-10-68 Time 8:00 a
Preliminary check by pr Fee \$ 50.00
Receipted by ef Date 1-10-68
Publication prepared by KS Date 1-16-68
Published in Idaho Daily Star
Publication dates 1-25 and 2-1
Publication approved KS Date Nov 22
Priority reduced to _____ Reason _____

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by CSA

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7053, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 73.
- c. Other: The applicant shall permanently install a measuring device of a type approved by the department as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 18 day of March, 19 68.

R. Keith Higgins
State Reclamation Engineer

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

The undersigned owner (s) of ~~PERMIT~~ (Application) ~~XXX~~. Attached
of the State Reclamation Engineer of the State of Idaho hereby nominates
and appoints IDAHO LAND & APPRAISAL SERVICE, whose address is
P. O. BOX 2161, BOISE, IDAHO 83701, as attorney-in-fact, with full author-
ity to act for and on behalf of the undersigned in all matters pertaining
to Application or Permit. Such acts shall include, but not be limited
to the filing of applications, receiving of all notices, the signing and
filing of applications for extension of time and for amendment of said
Permit, and the submission of proofs of completion of works and beneficial
use of water.

Dated this _____ day of 1/8, 19 68.

C. E. NICHOLSON & SONS, A PARTNERSHIP
BY: Carl E. Nicholson

STATE OF IDAHO)
) ss
County Ada)

On this 8th day of January, 19 68, personally
appeared before me the signer (X) of the above instrument, who duly
acknowledged to me that he (~~XXXXXXXXXX~~) executed the same.

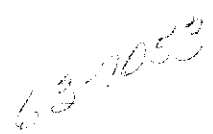
Laura J. Henderson
Notary Public

My Commission expires:

8/12/70

RECEIVED

63-2003
JAN 13 1968
Department of Reclamation



300 NORTH 6TH

IN ACCOUNT WITH

DIAL 343-5411

THE STATESMAN NEWSPAPERS

BOISE, IDAHO

FOR LEGAL ADVERTISING

• State Dept. Reclamation
• 107 State House
• Boise, Idaho

DATE	DESCRIPTION	INCHES	TOTAL INCHES	CHARGES	✓	CREDITS	BALANCE
	BALANCE STATEMENT RENDERED						
Jan 25 68	WATER APPL C E NICHOLSON 63 7053	25L 2X		6.25			6.25
I hereby certify that the above account is correct and that that services were actually rendered as charged and that we have not received payment therefor. Sig ed STATESMAN-PRINTING CO. By <u><i>[Signature]</i></u>							

TERMS: NET BY 10TH OF MONTH FOLLOWING

LAST AMOUNT IN
THIS COLUMN
IS BALANCE
DUE

MEMORANDUM

TO: FILE 63-7053

FROM: PAM SKAGGS

RE: TRANSFER # 4901

DATE: 4-24-97

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 63-7005.

MICROFILMED

JAN 12 1998

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83720
(208) 384-2190



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

January 8, 1974

Re: Permit Nos. 63-7078, 63-7053

C. E. Nicholson & Sons
101 Warm Springs Avenue
Boise, Idaho 83702

Gentlemen:

Enclosed herewith are copies of the water licenses issued on the above referenced permits.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

63 7053

December 18, 1973

Re: Permit Nos. 63-7078, 63-7053

C. E. Nicholson & Sons
101 Warm Springs Avenue
Boise, Idaho 83702

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 63-7078 & 63-7053 and has found the following:

Permit No. 63-7078

Quantity of water diverted: 10.86 cfs

Amount of water that can be recognized as beneficially used under Idaho law: *9.60 cfs

The maximum quantity diverted shall not exceed 2,168 acre feet per year.

Beneficial use: For stockwater purposes and for irrigation of 480 acres within the NE $\frac{1}{4}$, Sec. 35; N $\frac{1}{2}$, Sec. 36, Twp. 1 N, Rge. 1 E

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25 -and- NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 1 N, Rge. 1 E, B.M.

Priority date established: March 18, 1968

*

Subject to the condition that the maximum rate of diversion shall not exceed 10.86 cfs when combined with License No. 63-7053.

Permit No. 63-7053

Quantity of water diverted: 10.86 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 6.4 cfs

The maximum quantity diverted shall not exceed 1,380.5 acre feet per year.

63 7053

Page 2

C. E. Nicholson & Sons

Re: Permit No. 63-7053, 63-7078

December 13, 1973

Beneficial use: For stockwater purposes and irrigation of 305 acres within the SW $\frac{1}{4}$, Sec. 25; SE $\frac{1}{4}$, Sec. 26, Twp. 1 N, Rge. 1 E

Point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25 -and- NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 36, Twp. 1 N, Rge. 1 E, B.M.

Priority date established: January 10, 1968

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

cc: Idaho Land & Appraisal
Box 2161
Boise, Idaho

63 7053

3

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

34 5/2/97

1. Name of permit holder C.E. Nicholson & Sons
Post office address 101 Warm Springs Ave., Boise, Idaho Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 6.4 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from March 1 to Nov. 30
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for Stockwater
_____ AF/Annum (nature of use)

Period of Use: from Dec. 1 to March 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 63-7053
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 6.4 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 1 N N/S, Range 1 E E/W, B.M., Section 25, Subdivision SE $\frac{1}{4}$ SW $\frac{1}{4}$, Ada

Township _____ N/S, Range _____ E/W, B.M., Section 36, Subdivision NE $\frac{1}{4}$ NE $\frac{1}{4}$, _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____

Other Points of Diversions: _____

Description of diverting works: well, 12" Badger Meter

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use. (place of use for stockwater not listed on permit)

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1 N	1 E	25									40	40	40	40					160 ¹⁴³ ok
		26													40	40	40	40	160 ok

63 7053

TOTAL ACREAGE

325.0

220

T.
1
N

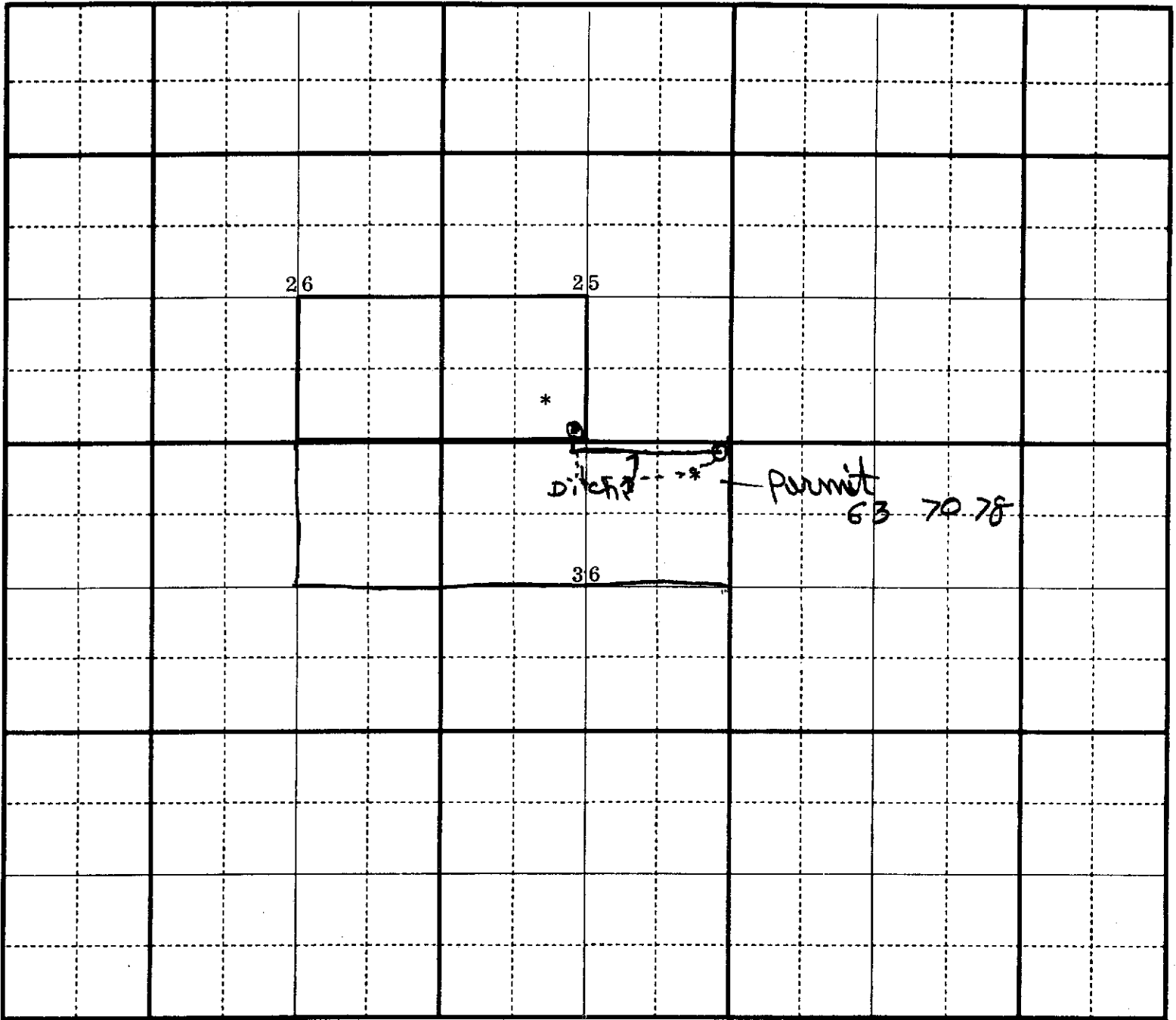
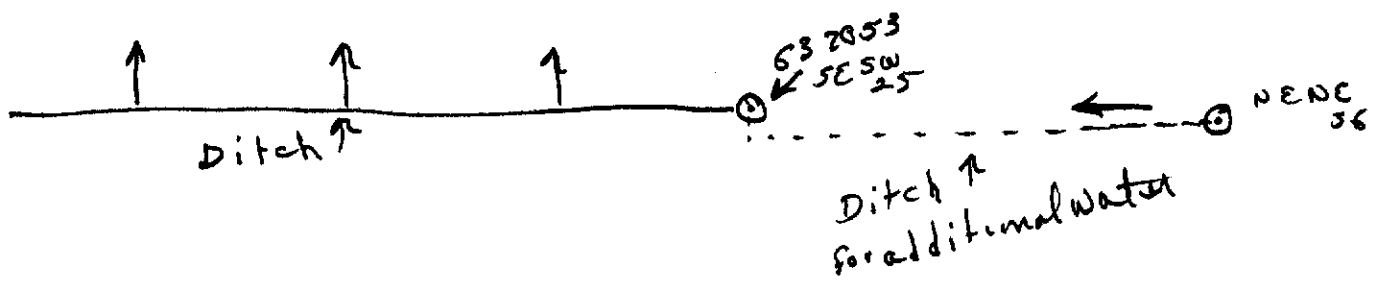


Diagram of System

irrigated
lands



$$\begin{array}{l}
 700 \text{ hd beef @ } 12 \rightarrow 700 \text{ hd} \\
 75 \text{ hr @ } 12 \rightarrow 75 \text{ hr} \\
 \underline{8400 \text{ ship}} \rightarrow 1400 \quad 1400 \\
 6 \qquad \qquad \qquad \underline{\qquad \qquad \qquad} \\
 2175 \text{ hd}
 \end{array}$$

$$2200(.0134) \rightarrow 30 \text{ AF}$$

$$2200(.00022) \rightarrow 0.48$$

$$\begin{array}{r}
 30 \text{ AF} \quad \frac{90}{365} \\
 0.48 \quad \frac{90}{365}
 \end{array}$$

$$\begin{array}{l}
 = 7.4 \text{ AF} \\
 = 0.12 \\
 .30 \text{ AF}
 \end{array}$$

DATE OF EXAM 9 July 1973

ACREAGE
Found 305.0
Recommended 305.0

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = 6.1 c.f.s. V = 1372.5 AF/Ann. from 3-1 to 11-30
Domestic Q = 5.8 c.f.s. V = 1440 AF/Ann. from 1-1 to 12-31
Livestock Q = 5.8 c.f.s. V = 29.3 AF/Ann. from 1-1 to 12-31

Totals = 6.1 1409.8

Is water co-mingled? yes no

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes no

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 5.8 gpd + 5.06 from 637078 Method of measurement gpm

Total Q recommended 6.1 Meter No N0539332 Type Badger Condition Very Good

Total V recommended 1409.8 AF/Ann
1401.8

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None _____

MEASUREMENT CALCULATION:

1000 gal 23 sec, 23/60 = 2.6 - 1000 = 2600 gpm = 5.8 cfs + 5.06 from 637078 = 10.86 cfs
5.8 cfs water - 200 gpd = 12 = 8400 gpd + 8400 shup + 2 = 17000 gpd +
25 horses x 12 = 900 gpd = 26300 + 364 = 32585 = 29.3 AF/Ann.

SYSTEM DESCRIPTION:

Well #3 20" well 446' deep w/250 Halls shaft
pump motor at 1720 RPM ser. No. 1399078
Acres taken from photo of entire place
owned by Mr. N.

REMARKS:

System in operation Mr. C.E. Nicholson present
during in sp. Meter cleaned and repaired by Gene Kosak
prior and during exam.

Examiner's Signature [Signature] Date 9 July 1973

Checked by _____ Date _____

Approved by _____ Date _____

63 7053

C. NICHOLSON AND SONS

0736

(7360)

A
191

24
25

32.2

H
25.8

G
29.7

L
54.4

C. NICHOLSON AND SONS

A726 p

55.3

(7360)

Sec F29

Sec F29

35
26

A

S
42.5

R
13.3

T
32.5

63 7050



February 20, 1973

Re: Permits No. 63-7053 & 63-7078

C. E. Nicholson & Sons
101 Warm Springs Ave.
Boise, Idaho 83702

Gentlemen:

We acknowledge receipt of the affidavits submitted as proof of beneficial use of water for the above referenced permits.

Before licenses can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the systems.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

cc: Idaho Land & Appraisal

63 7053

Identification No. _____

Permit No. 63-7053

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder C. E. Nicholson & Sons, A Partnership
 b) Post Office Address 101 Warm Springs, Boise, Idaho
2. Permit Number 63-7053
3. Date of Priority that you are prepared to establish 1/10/68
4. a) Source from which water was appropriated well
 b) Location of the point of diversion: SE 1/4 SW 1/4, Section 25
 Township 1 N, Range 1 E Boise Meridian, Other points of diversion: NE 1/4 NE 1/4, Section 36, T1N, R1E, B.M.
5. a) The amount of water and use to which the water has been applied:
 amount 6.4 for irrigation purposes from March 1 to November 30 incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 amount 0 for stock water purposes from December 1 to March 1 incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 amount _____ for _____ purposes from _____ to _____ incl.
 (cfs and/or acre feet per annum) (Month-Day) (Month-Day)
 b) Total amount appropriated 6.4 cfs and/or acre feet per annum
 c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: estimate
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
 a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: privately owned
 b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 446 feet in depth x 20"
static water level 270'
 b) Describe the type and size of measuring device which you have installed at your point of diversion: 12" Badger flow meter
 c) Give well drillers name and address and date the well was completed Hiddleston
Rupert, Idaho.

Exam April 2-21-73

63 7053

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	1E	25									X	X	X	X					160
		26													X	X	X	X	160

Total number of acres irrigated 320

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

C. E. NICHOLSON & SONS, A PARTNERSHIP

1/2/73

(Date)

BY: Carl E. Nicholson Jr.
(Signature)

State of Idaho)

ss.

County of Ada)

On this 2nd day of January, 19 73, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Shura J. Spangler
Notary Public residing at Boise, Idaho

My commission expires 8/12/74

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)

(Additional charges required for these services)

☐

Show to whom, date and address
where delivered

☐

Deliver ONLY
to addressee

RECEIPT

Received the numbered article described below

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

24221

1

NICHOLSON + SONS

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

RICHARD NICHOLSON

DATE DELIVERED

SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

12-30-72

3

03 7053

U.S. POSTAL SERVICE
OFFICIAL BUSINESS



PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

Postmark of Delivering Office

SENDER INSTRUCTIONS

Print in the space below your name, address, including ZIP Code.



- If special services are desired, check block(s) on other side.
- Moisten gummed ends and attach to back of article.



**RETURN
TO**

DEPARTMENT OF WATER ADMINISTRATION
STATEHOUSE - ANNEX #2
BOISE, IDAHO 83707.

63 7053

December 29, 1972 CERTIFIED MAIL

#24221

Re: Permit No. 63-7053

C. E. Nicholson & Sons
101 Warm Springs Ave.
Boise, Idaho 83702

Gentlemen:

One of the conditions of approval of your water Permit No. 63-7053 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 1, 1973. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON
Director

Enc: Proof affidavit

cc: Idaho Land & Appraisal Service

63 7053

November 13, 1972

Re: Permits No. 63-7053
63-7078

C
C. E. Nicholson & Sons
101 Warm Springs Ave.
Boise, Idaho 83702

G
Gentlemen:

Enclosed please find copies of the approved applications for amendment in connection with the above referenced permits.

Sincerely,

P
BOBBY D. FLEENOR
Assistant Director

Y
BDF:DR
Enclosures

63 7053

REPORT OF WELL DRILLER
State of Idaho

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name G. E. Middleton & Sons

Address 901 5th Avenue

Boise, Idaho

Owner's Permit No. 63-7053-10011#3

NATURE OF WORK (check): Replacement well ☐

New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: irrigation

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☐
Dug ☐ Other ☐

(explain)

CASING SCHEDULE: Threaded ☐ Welded ☒

20 "Diam. from ft. to ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

"Diam. from ft. to ft.

Thickness of casing: Material:

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

PERFORATED? Yes ☐ No ☒ Type of
perforator used:

Size of perforations: " by "

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

perforations from ft. to ft.

WAS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name

Type Model No.

Diam. Slot size Set from ft. to ft.

Diam. Slot size Set from ft. to ft.

CONSTRUCTION: Well gravel packed? Yes ☐

No. ☒ size of gravel Gravel

placed from ft. to ft. Surface seal

provided? Yes ☐ No ☒ To what depth?

 ft. Material used in seal:

Did any strata contain unusable water? Yes ☐

No. ☒ Type of water:

Depth of strata ft. Method of sealing
strata off:

Surface casing used? Yes ☒ No. ☐

Cemented in place? Yes ☐ No ☒

Locate well in section

LOCATION OF WELL: County Ada

SE 1/4 SW 1/4 Sec. 25 T. 1 N/S-R. 1 E/W-

Size of drilled hole: 20" Total
depth of well: 446 ft. Standing water
level below ground: 270 ft. Temp.
Fahr. ° Test delivery: 2700 gpm
or cfs Pump? ☐ Bail ☐

Size of pump and motor used to make test:

Length of time of test: Hrs. Min.

Drawdown: ft. Artesian pressure: ft.

above land surface Give flow cfs

or gpm. Shutoff pressure:

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☐ Does well leak around casing?

Yes ☐ No ☒

DEPTH	MATERIAL	WATER
FROM	TO	YES OR NO
FEET	FEET	

0	9	Soil	
9	15	Sand	
15	61	Sandy clay.	
61	62	Gray lava.	
62	63	Red lava.	
63	64	Gray lava.	
64	100	Red lava and cinders.	
100	120	Gray lava.	
120	130	Red lava.	
130	140	Red lava and cinders.	
140	150	Gray lava, hard.	
150	200	Gray lava and cinders, caving.	
200	250	Gray lava.	
250	260	Red lava and cinders.	
260	280	Gray lava, boulders and sand/cyls.	
280	300	Brown lava, broken.	yes
300	310	Brown lava, boulders, caving.	
310	320	Gray lava.	
320	325	Gray lava, hard.	
325	330	Gray lava.	
330	350	Red lava.	
350	407	Red lava and cinders.	
407	412	Clay and cinders.	
412	446	Gravel and coarse sand.	

Work started: 2/13/68

Work finished: 3/21/68

Well Driller's Statement: This well was
drilled under my supervision and this report
is true to the best of my knowledge.

Name: G. L. Middleton & Son

Address: 1222 Oaklawn Dr. Boise, Idaho

Signed by: G. L. Middleton

License No. 35 Date: July 5/68

Drilled by: Lloyd Wornell

Use other side for additional remarks.

63-7053 *file*

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

March 19, 1968

Re: Permits 63-7053 & 45-7005

Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Sir:

Enclosed you will find copies of the above referenced permits
which have been approved by this office.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosures

63-7053

March 19, 1968

Re: Permit 63-7053

C. E. Nicholson & Sons
101 Warm Springs
Boise, Idaho

Gentlemen:

We enclose a copy of your approved application for permit 63-7053 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosure: Copy of application
Receipt No. 349 for \$50.00

63-7053 Form 4

January 16, 1958

Re: Application No. 63-7053

The Idaho Daily Statesman
300 North 6th Street
Boise, Idaho 83701

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you can not publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation, along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of same has been paid.

(do not sign letter)
Signature of claimant

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:ks

Enclosure: legal notice

Form 3

63-7053

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that C. M. Nicholson & Sons, a partnership, 101
Warm Springs Boulevard, Boise, Idaho has on January 10, 1968
applied for permit to divert ~~store~~ 6.4 cubic feet per second ~~acre feet~~
of water from a subterranean source
under application No. 63-7053. Water will be diverted by a well,
pump, motor and ditches within the SE $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 25, T. 1 N, R. 1 E,
B.M., Ada County
and is to be used from March 1 to November 30 for irrigation and from December 1
to March 1 for stock water
in the SW $\frac{1}{4}$, sec. 25; SE $\frac{1}{4}$, sec. 26, T. 1 N, R. 1 E, B.M.

Any protest against this application must be filed with the Department of Re-
clamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Idaho Daily Statesman, Boise, Idaho
on January 25 and February 1.

63-7053 dj

IDAHO LAND & APPRAISAL SERVICE

HARLEY M. McDOWELL
E. J. McDOWELL
MGR. OWNERS

224 IDAHO BLDG.

BOISE, IDAHO 83701

P. O. Box 2161
PHONE 344-2547

ALL PROPERTY APPRAISALS
CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

MERVIN J. CHRISTENSEN
(LICENSED SURVEYOR)

JOSEPH J. THACKABERRY

ROBERT W. SMITH

January 9, 1968

GRAZING MANAGEMENT
FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGNS

RECEIVED

JAN 10 1968

Department of Reclamation

Mr. R. Keith Higginson
State Reclamation Engineer
Rm. 107 - State House
Boise, Idaho 83701

RE: Application for water permit, C. E. Nicholson & Sons

Dear Mr. Higginson:

Enclosed herewith is an application for water permit in the name of C. E. Nicholson & Sons, A Partnership; Power of Attorney naming Idaho Land & Appraisal Service attorney in fact and a check in the amount of \$50.00 to cover filing fees for 6.4 cfs.

Please send copies and correspondence concerning the above to Idaho Land & Appraisal Service, P. O. Box 2161, Boise, Idaho 83701. If you have any questions, please contact us.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell
Harley M. McDowell

lh

encl

15-1113