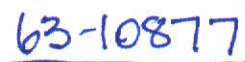


T5N, R1E Sec 35





MICROFILMED
JUN 10 1997

PERMIT 63-10877 INIT RC
T. R. S. Q/Q
P/D 5N 1E 35 SE NWSW
SCALE
PHOTO ID. X-8 EAGLE

28 33 34 35 9

Valley Creek
Spring Creek
Gaging Sta
Artesian Wells
Pump
Landing Strip
GOLF COURSE
FLOATING FEATHER AIRPORT

63-10877
MICROFILMED
JUN 10 1967

JUN 10 1967

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS: Dug or other Shallow well - Needs some sort of
Sanitary cap. Pump removed

Cindy Hodges SR WR Agent

Signature of Dept. Representative & Title

5/30/96

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS: location: approx 3/4 mile past Beacon
light on Hwy 55, SE Side of road. No address on vacant lot - 2 lots
past 13152. Sale sign - Marshall properties. Timber and barbed
wire S

Well is
orange



w/

MICROFILMED
JUN 10 1997



P/D
Shallow well
215'



Building site
(on hill) w/
barn in back
ground
(view ~~from~~)
SE



old corrals
and holding tanks,
old pipe in
foreground

63-10877
MICROFILMED
JUN 10 1997

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10877

Priority: September 6, 1989

Maximum Diversion Rate:

0.03 CFS

Maximum Diversion Volume:

1.6 AF

This is to certify, that CARROLL NICOLLS
VALENE NICOLLS

8281 HILL RD
BOISE ID 83703

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated August 7, 1989; and has submitted Proof of Beneficial Use on December 31, 1990. An examination indicates that the works have a diversion capacity of 0.070 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.01 CFS	1.4 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.2 AF
Totals		0.03 CFS	1.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 35, Township 05N, 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>
05N	01E	35	NWSW	0.3		0.3

Total number of acres irrigated: 0.3

PLACE OF USE:

STOCKWATER, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

State of Idaho
Department of Water Resources

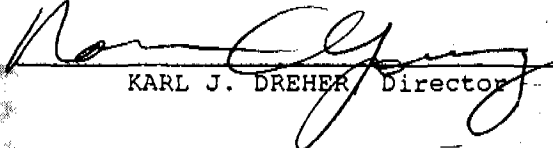
WATER RIGHT LICENSE

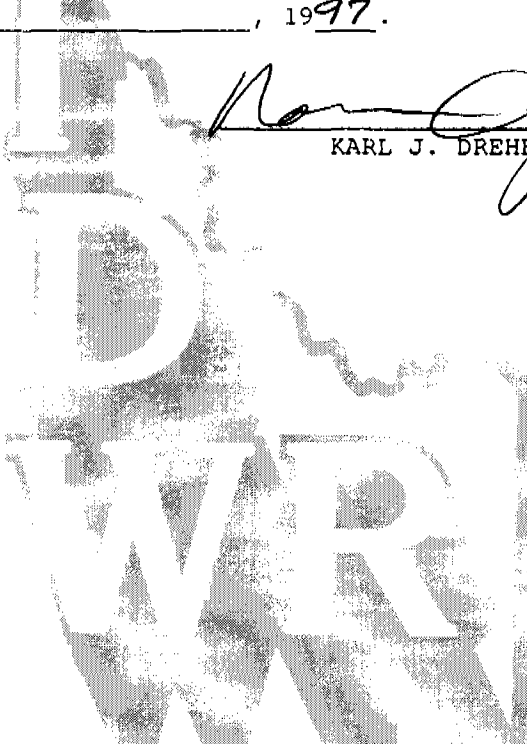
WATER RIGHT NO. 63-10877

CONDITIONS OF APPROVAL AND REMARKS

5. Point of diversion and place of use also known as Lot 2, Blk. 2, Maryglen Subdivision No. 1.
6. This right when combined with all other rights shall provide no more than .03 cfs nor more than 1.4 afa for the land described above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 9TH day of JUNE, 1997.


KARL J. DREHER, Director



BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 63-10877 IN THE
NAME OF CARROLL OR VALENE NICOLLS

)
) ORDER OF REINSTATEMENT
)
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before December 1, 1990; and,

WHEREAS, the Department has notified the permit holders by certified mail that proof was due and instructed the permit holders of the steps to be taken to submit the proof of beneficial use; and,

WHEREAS, the Department has notified the permit holders that the permit lapsed for failure of the permit holders to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holders have provided a reasonable showing why the permit should be reinstated by submitting an acceptable proof of beneficial use on December 31, 1990;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-10877 be REINSTATED and the priority advanced to September 6, 1989.

Dated this 25th day of January, 1991.

MICROFILMED

FEB 17 1991


L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED
DEC 31 1990110 5
Department of Water ResourcesSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USEFor Office Use Only
Amt. of Fee \$ _____
Date _____
Receipt No. _____
Received by _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 63-10877 Telephone No. 208-853-0344Name(s) of Permit Holder(s): Canoll or Valene NicollsPost Office Address: 8281 Hill Road Boise 83703Source of Water: Spring

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:

Domestic _____ (No. of households)

Irrigation 0.3 (No. of acres)Stockwater 5-HQ (No. and type of stock)

Other _____

Total rate and/or volume for which proof is submitted 0.03 CFS cfs _____ acre/feetShow date water was first diverted and beneficially used under this permit: 8-1979

One of the following may be a condition of approval of your permit:

Measuring device: Required? Yes ☒ No ☐ Installed? Yes ☐ No ☐

OR

Flow Measurement Port: Required? Yes ☒ No ☐ Installed? Yes ☐ No ☐Fee Enclosed: \$ NA (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Canoll Nicolls 208-853-0344
Name Telephone No.8281 Hill Road Boise 83703
Address**MICROFILMED**

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

FEB 07 1991

12-28-90
DateCanoll Nicolls
Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-10877

Proposed Priority: August 7, 1989

Maximum Diversion Rate:

0.03 CFS

This is to certify, that **CARROLL NICOLLS**
VALENE NICOLLS
8281 HILL RD.
BOISE, ID 83703

has applied for a permit to appropriate water from:

SPRING

tributary of **SINKS**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	0.01 CFS
STOCKWATER	01/01 to 12/31	0.02 CFS
	Totals	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

SENWSW

Sec. 35, Township 05N, Range 01E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 01E 35	NWSW 0.3			0.3

Total number of acres irrigated: 0.3

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1990.
2. Subject to all prior water rights.
3. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
4. Point of diversion and place of use also known as Lot 2, Blk. 2, Maryglen Subd.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

7th day of November, 1989

RECORDED

NOV 21 1989

for *[Signature]*
R. Keith Higginson, Director

Ident. No. 63-10877

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: CARROLL NICOLLS 208-853-0344
Address: 8281 HILL RD.
BOISE, ID 83703
OR
Name: VALENE NICOLLS 208-853-0344
Address: 8281 HILL RD.
BOISE, ID 83703
2. Source: SPRING Trib. to: SINKS
3. Location of Point of Diversion: SENWSW Sec. 35, Township 05N, Range 01E
ADA County
4. Water will be used for the following purposes:
- | Purpose | From | To | CFS | (or) * | AF |
|------------|-------|-------|------------------|--------|----|
| IRRIGATION | 03/15 | 11/15 | ~~0.020~~ | .01 | |
| STOCKWATER | 01/01 | 12/31 | 0.020 | | |
5. Total quantity to be appropriated is:
~~0.040~~ CFS *(and/or) AF
.03
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc.
PUMP (HAND), PIPELINE, DRIP SYSTEM, GAS PUMP, STOCK TANK
b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
c. Proposed well diameter is inches; proposed depth of well is
feet.
d. Is groundwater with a temperature greater than 90F being sought? NO
7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 1 years.
8. Description of proposed uses: *
IRRIGATION ~~1/4~~ ACRE; S/5 HD STOCK
1/3

NOV 21 1983

* .3 ac. at .03 cfs/ac. maximum yields .009 cfs or .01 cfs.
maximum allowable. Database modified 8/15/89, SL
Owner notified per telecon.

9. Place of Use: IRRIGATION

TWN RGE SEC	ACRES	ACRES	ACRES	TOTAL
05N 01E 35	NWSW ~~0.25~~			~~0.25~~ .3
	.3			

Total number of acres irrigated: ~~0.25~~ .3

Place of Use: STOCKWATER, same as IRRIGATION use

10. Describe any other water rights used for the same purposes.
NONE

11. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

12. Remarks:
POD AND POU IS ON LOT 2, BLK 2, MARYGLEN SUB.

13. Map of proposed point of diversion and place of use attached? [✓]

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.

Carroll Nicolls
Applicant

Received by L. Werner Date 8-7-89 Time 3:30p Preliminary check by [initials]

Fee \$ 30.00 Receipted by L. Werner # W4104 Date 8-7-89

Publication prepared by GG Date 8-30-89 Published in ID Statesman

Publication approved st Date 9-26-89 9/7 & 9/14/89

* .25 ac. rounded to .3 per data entry standards.
Database modified 8/15/89. SL

MICROFILMED

NOV 21 1989

LEGAL ADVERTISING INVOICE

Amount Due

\$466.68

Account Name		Account Number	
Idaho Department of Water Resources (Western)		#47628	
Address		City/State	Zip
2735 Airport Way		Boise, ID	83705
Ordered By	P.O. Number	Rate	Run Dates
Gail Garrett		NT	1989 September 7, 14

Identification	Estimated Inches	63-10929
Applications for Water Rights		

1 Number of Affidavits Requested

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-10818
Lakewood Homeowners Assn. #4
3100 Lakewood Way
Boise, ID 83706
Source: Groundwater
Diversión Pt: NWNE Sec 26 T 03N R 02E
Diversión Pt: NENW Sec 26 T 03N R 02E
Use: Irrigation (.620 CFS)
Date Filed: 6/22/1989
In: T03N R02E S23 SESW
In: T03N R02E S26 NENW
9.0 ACRES TOTAL

63-10871
Rudd, W. Steven
Rudd, Elizabeth A.
3800 Rock Garden Ln.
Boise, ID 83703
Source: Groundwater
Diversión Pt: SENE Sec 5 T 04N R 02E
Use: Irrigation (.120 CFS)
Use: Domestic (.020 CFS)
Date Filed: 7/31/1989
In: T04N R02E S05 SENE
4.5 ACRES TOTAL

63-10874
Bruno, Sharon L.
Bruno, Albert J.
9837 Prairie Rd.
Boise, ID 83703
Source: Groundwater
Diversión Pt: NENW Sec 11 T 04N R 01E
Use: Irrigation (.020 CFS)
Use: Stockwater (.020 CFS)
Date Filed: 8/03/1989
In: T04N R01E S11 NENW
1.0 ACRES TOTAL

63-10877
Nicolls, Carroll
Nicolls, Valene
8281 Hill Rd.
Boise, ID 83703
Source: Spring
Tributary: Sinks
Diversión Pt: SENWSW Sec 35 T 05N R 01E
Use: Irrigation (.010 CFS)
Use: Stockwater (.020 CFS)
Date Filed: 8/07/1989
In: T05N R01E S35 NWSW
0.3 ACRES TOTAL

63-10880
Pfleger, Nada
Pfleger, Jr., Ludwig
6408 Colonial Dr.
Boise, ID 83709
Source: Groundwater
Diversión Pt: NWNE Sec 11 T 03N R 01E
Use: Irrigation (.120 CFS)
Date Filed: 8/08/1989
In: T03N R01E S11 NWNE
4.0 ACRES TOTAL

63-10880
Knopp, Larry R.
701 Hale St.
Boise, ID 83706
Source: Groundwater
Diversión Pt: Lot 3 (SWNW) Sec 30 T 03N R 03E
Use: Domestic (.040 CFS)
Date Filed: 8/08/1989
In: T03N R03E S30 Lot 3 (SWNW)

63-10888
Hoffer, Vanice I.
Hoffer, Rick J.
707 Hale
Weiser, ID 83672
Source: Groundwater
Diversión Pt: NESE Sec 23 T 03N R 01E
Use: Irrigation (.030 CFS)
Date Filed: 8/09/1989
In: T03N R01E S23 NESE
1.0 ACRES TOTAL

63-10889
Boehm, John E.
Boehm, Patricia A.
8150 Brookside Ln.
Boise, ID 83703
Source: Groundwater
Diversión Pt: SESENE Sec 25 T 05N R 01E
Use: Irrigation (.040 CFS)
Date Filed: 8/10/1989
In: T05N R01E S25 SENW
2.5 ACRES TOTAL

63-10892
Stadler, Lillian E.
Rt. 1 Hwy. 55
Boise, ID 83703
Source: Groundwater
Diversión Pt: NESENE Sec 26 T 05N R 01E
Use: Irrigation (.020 CFS)
Use: Commercial (.020 CFS)
Use: Domestic (.040 CFS)
Date Filed: 8/11/1989
In: T05N R01E S26 SENE
1.0 ACRES TOTAL

63-10893
Purvis, Steven C.
Purvis, Lynn
3939 Brookside Ln.
Boise, ID 83703
Source: Groundwater
Diversión Pt: NWSE Sec 34 T 05N R 01E
Use: Irrigation (.120 CFS)
Date Filed: 8/14/1989
In: T05N R01E S34 NWSE
4.0 ACRES TOTAL

63-10896
ABC Corporation
c/o Patricia N. Syme
President
5890 Gary Ln.
Boise, ID 83703
Source: Groundwater
Diversión Pt: SENE Sec 24 T 04N R 01E
Use: Domestic (.150 CFS)
Date Filed: 8/15/1989
In: T04N R01E S24 SENE
1.0 ACRES TOTAL

63-10903
Herron, Joel E.
Herron, Kathleen S.
113 E. 47th
Boise, ID 83714
Source: Groundwater
Diversión Pt: NWSE Sec 31 T 04N R 02E
Use: Commercial (.020 CFS)
Date Filed: 8/18/1989
In: T04N R02E S31 NWSE
1.0 ACRES TOTAL

63-10904
Jordan, William L.
Jordan, Ruth A.
7155 Sorenson
Boise, ID 83709
Source: Groundwater
Diversión Pt: Lot 1 (NWNW) Sec 30 T 03N R 02E
Use: Irrigation (.020 CFS)
Use: Domestic (.020 CFS)
Date Filed: 8/18/1989
In: T03N R02E S30 Lot 1 (NWNW)
1.0 ACRES TOTAL

63-10906
Belts, Rex K.
Belts, Beulah M.
10509 Stardust
Boise, ID
Source: Groundwater
Diversión Pt: NWNW Sec 14 T 03N R 01E
Use: Irrigation (.020 CFS)
Date Filed: 8/21/1989
In: T03N R01E S14 NWNW
0.5 ACRES TOTAL

63-10916
Lewis, Barney J.
755 W. Lake Hazel
Meridian, ID 83642
Source: Groundwater
Diversión Pt: NWNWNE Sec 1 T 02N R 01W
Use: Irrigation (.100 CFS)
Use: Domestic (.040 CFS)
Date Filed: 8/09/1989
In: T02N R01W S01 NWNE
5.0 ACRES TOTAL

63-10917
Endecott, Kelfh W.
Rt. 3 Deerflat
Kuna, ID 83634
Source: Groundwater
Diversión Pt: NENWNE Sec T 02N R 01W
Use: Irrigation (.060 CFS)
Use: Stockwater (.020 CFS)
Use: Domestic (.040 CFS)
Date Filed: 7/31/1989
In: T02N R01W S24 NWNE
2.0 ACRES TOTAL

63-10918
D&D Developers
7522 28th St. W.
Tacoma, WA 98466
Source: Groundwater
Diversión Pt: SENW Sec 12 03N R 01E
Use: Irrigation (.120 CFS)
Date Filed: 8/07/1989
In: T03N R01E S12 SENW
6.2 ACRES TOTAL

63-10921
City of Meridian
33 E. Idaho Ave.
Meridian, ID 83642
Source: Groundwater
Diversión Pt: NWSE Sec 3 T 04N R 01W
Use: Irrigation (1.000 CFS)
Use: Irrigation Storage (14.00 AF)
Use: Irrigation from Storage (14.00 AF)
Use: Diversion to Storage (1.0 CFS)
Date Filed: 7/17/1989
In: T03N R01W S03 SWN
SENW NESW NESE NWSE
66.0 ACRES TOTAL

63-10922
Fridensline, III, Albert E.
4327 Samara Ct.
Boise, ID 83703
Source: Waste Water
Tributary: Farmers Union Canal
Diversión Pt: SWNE Sec 29 04N R 02E
Use: Heating (.080 CFS)
Use: Domestic (.040 CFS)
Date Filed: 7/20/1989
In: T04N R02E S29 SWNE
1.0 ACRES TOTAL

63-10923
Everts, William E.
1902 N. 20th
Boise, ID 83702
Source: Groundwater
Diversión Pt: Lot 2 (NWSWNW) Sec 19 T 04N R 02E
Use: Irrigation (.080 CFS)
Date Filed: 8/09/1989
In: T04N R02E S19 Lot (SWNW)
4.0 ACRES TOTAL

63-10924
Brown, Edgar
5505 Saddle St.
Boise, ID 83709
Source: Groundwater
Diversión Pt: NWNESE Sec 36 T 03N R 01E
Use: Irrigation (.015 CFS)
Date Filed: 7/27/1989
In: T03N R01E S36 NESE
0.5 ACRES TOTAL

63-10925
Tozer, Lyn G.
Mayfield Stage
Boise, ID 83706
Source: Groundwater
Diversión Pt: NWSWNW Sec 10 T 02N R 03E
Use: Irrigation (.200 CFS)
Date Filed: 8/04/1989
In: T02N R03E S10 SWNW
10.0 ACRES TOTAL

63-10926
Riggs, Eileen R.
140 W. Hubbard Rd.
Kuna, ID 83634
Source: Groundwater
Diversión Pt: SESENE Sec 12 T 02N R 01W
Use: Irrigation (.030 CFS)
Use: Stockwater (.020 CFS)
Use: Domestic (.040 CFS)
Date Filed: 8/04/1989
In: T02N R01W S12 SESE
1.0 ACRES TOTAL

63-10927
Gahley, Robert
9003 Chelan Ave.
Garden City, ID 83714
Source: Groundwater
Diversión Pt: NENE Sec 26 T 04N R 01E
Use: Irrigation (.030 CFS)
Use: Domestic (.040 CFS)
Date Filed: 8/07/1989
In: T04N R01E S26 NENE
1.0 ACRES TOTAL

63-10929
State of Idaho
Dept. of Fish & Game
Box 25
Boise, ID 83720
Source: Groundwater
Diversión Pt: Lot 4 (NENW) Sec 14 T 03N R 02E
Use: Aesthetic (3,000 CFS)
Date Filed: 8/09/1989
In: T03N R02E S14 Lot 4 (NENW)

63-10930
Premoe, Billie Jo
Premoe, Gary D.
3045 Wingate Ln.
Meridian, ID 83642
Source: Groundwater
Diversión Pt: Lot 3 (NENENW) Sec 5 T 03N R 01E
Use: Irrigation (.045 CFS)
Date Filed: 8/11/1989
In: T03N R01E S05 Lot 3 (NENW)
1.5 ACRES TOTAL

63-10931
Lawson, Richard
Lawson, Beverly
4027 Sandbar Ln.
Eagle, ID 83616
Source: Groundwater
Diversión Pt: NWSENE Sec 32 T 05N R 01E
Use: Irrigation (.150 CFS)
Date Filed: 8/11/1989
In: T05N R01E S32 SENE
5.0 ACRES TOTAL

63-10935
Whitney Fire District
9500 Overland Rd.
Boise, ID 83709
Source: Groundwater
Diversión Pt: NWNW Sec 32 T 03N R 03E
Use: Domestic (.040 CFS)
Use: Fire Protection (.160 CFS)
Date Filed: 8/16/1989
In: T03N R03E S32 NWNW
1.0 ACRES TOTAL

63-10936
Whitney Fire District
9500 Overland Rd.
Boise, ID 83709
Source: Groundwater
Diversión Pt: SWSE Sec 14 T 03N R 01E
Use: Domestic (.040 CFS)
Use: Fire Protection (.160 CFS)
Date Filed: 8/16/1989
In: T03N R01E S14 SWSE
1.0 ACRES TOTAL

63-10938
Clark Family Trust
c/o Neil M. & Elaine M. Clark
Boise, ID 83709
Source: Groundwater
Diversión Pt: NWSE Sec 19 T 04N R 02E
Use: Irrigation (.030 CFS)
Use: Domestic (.040 CFS)
Date Filed: 8/08/1989
In: T04N R02E S19 NWSE
1.0 ACRES TOTAL

63-10939
Coats, J. Roy
Coats, Kay A.
4112 Mountain View
Boise, ID 83704
Source: Groundwater
Diversión Pt: NWSE Sec 9 T 03N R 01W
Use: Irrigation (.100 CFS)
Use: Domestic (.040 CFS)
Date Filed: 7/21/1989
In: T03N R01W S09 NWSE
5.0 ACRES TOTAL

63-10940
Diamond Sports Inc.
1109 Main St. #250
Boise, ID 83702
Source: Groundwater
Diversión Pt: Lot 2 (SENE) Sec 25 T 04N R 01E
Use: Irrigation (.150 CFS)
Date Filed: 3/21/1989
In: T04N R01E S25 Lot 2 (SENE)
3.0 ACRES TOTAL

63-10941
Cornaford, Dorothy J.
14600 S. Cloverdale Rd.
Kuna, ID 83634
Source: Groundwater
Diversión Pt: NWNW Sec 34 T 02N R 01E
Use: Irrigation
Date Filed: 8/23/1989
In: T02N R01E S34 NWNW
7.0 ACRES TOTAL

63-10942
No. 1 Utter Subdivision Well Users
2117 S. Stephen Ave.
Boise, ID 83706
Source: Groundwater
Diversión Pt: NESENE Sec 23 T 03N R 02E
Use: Irrigation (.020 CFS)
Use: Domestic (.100 CFS)
Date Filed: 8/22/1989
In: T03N R02E S23 SENE
0.8 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705.

MICROFILMED
NOV 21 1989

FROM *Kerik Ryan J.*

DATE 6-13-97

TO *File #63-10877*

(853-0344)

SUBJECT *Carroll Nicolls telephoned on 6.12.97 to say he had no further interest in Subject water right. He requested a Change of ownership form be mailed to him so he could take it to the new owner. Form mailed today - 6.13.97*

Kerik Ryan
SIGNATURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

June 9, 1997

PHILIP E. BAIT
GOVERNOR

KARL J. DREHER
DIRECTOR

CARROLL NICOLLS
VALENE NICOLLS
8281 HILL RD
BOISE ID 83703

RE: WATER RIGHT NO. 63-10877

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 9th day of June, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 63-10877

CARROLL NICOLLS
VALENE NICOLLS
8281 HILL RD
BOISE ID 83703


Kari Lynn Townsend
Secretary

LICENSE REVIEW CHECKLIST

PERMIT NO. 63-10877

DATE 6/2/97

REVIEWER: SHARLA

NAME Change OK

Address Change

SOURCE

Is change clarification of originally intended source? YES

POINT OF DIV

If not, prepare Notice of Intent to Void
Amendment required NO

PLACE OF USE

Amendment required NO

Does map agree with written description? yes no

OVERLAPS P/D P/U

RATE OF DIV

Permitted Rate .03 cfs

Fee limit N/A cfs .04

Measured cfs

Theoretical .07 cfs assuming 1/2 hp.

Recommended Total Div Rate .03 cfs

Change from spring to groundwater is a clarification of the original intent, not a change in source.
S.V. Keen
6/5/97

ANNUAL VOLUME/
NATURE OF USES

Use

Use	Volume Calculation
<u>Dom .01</u>	<u>.3 x 4.5 = 1.4</u> af
<u>Stock .02</u>	<u>.2</u> af
<u> </u>	<u> </u> af
<u> </u>	<u> </u> af
SUBTOTAL	<u>1.6</u> af

Flow rate .02 cfs X 246 days X 1.98 = 14.5 af

Total volume recommended 1.6 af 21.8

(SUBTOTAL or Flow Rate, whichever is less)

REMARKS

CONDITIONS Watermaster Control WD#

 GW Measurement/Measuring Device

520 Overlap

 Use-specific conditions

Advancement of Priority Date Required yes no

SRBA Claim Filed N/A

Adjustment Memo

1st Amend Letter N/A

2nd Amend Letter N/A

spec. cover letter w/ approved lic. warning of forfeiture issue

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

NO PUMP IN WELL @ EXAM CONFIGURATION AT LAST USE NOT KNOWN.											
--	--	--	--	--	--	--	--	--	--	--	--

Scale: 1" = _____

☐ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☐ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	NOT KNOWN	—			2"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: None

10-10-00

10-10-00

E. NARRATIVE/REMARKS/COMMENTS

Property Size ~ 6 ac.

No ~~land~~ use at time of exam. Grass fire in '93 (?) destroyed corrals & trees. Property now for sale.

Previous use = Stockwater (5 horses) & irrigation by hoses of about 20 seedling trees.

Source = shallow well, 12-15' deep with 10' casing. used 2" centrifugal ditch pump to fill 200 gal ~~stock~~ holding tank and stock trough (also burned). old piping all present but pump removed.

Recommend issuing this license based on past use. Forfeiture grace period may expire at end of 1998 season based on last use in 1993.

Source needs amended from spring to ground water.

Overlaps are not significant.

Have conditions of permit approval been met? ☒ yes ☐ no

F. FLOW CALCULATIONS

____ Additional Computation Sheets Attached

Measured Method:

Not known what effective horsepower was used, but even 1/2 HP pump will provide permit flows:

$$\frac{.5 \times 8.8 \times .7}{30 + (2.31 \times 5)} = .074 \text{ cfs}$$

G. VOLUME CALCULATIONS

Lift from water surface to holding tank. SWL in well about 10'.

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = .3 \times 4.5 = 1.35 \text{ AF}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .01 \times 240 \times 1.9835 =$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 4.8$$

2. Volume Calculations for Other Uses:

$$D/5 \text{ horses} = .2 \text{ AF/yr from stock table.}$$

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
IRRIGATION	3/15	11/15	.01	1.4
STOCKWATER	1/1	12/31	.02	.2
Totals:			.03	1.6

2. Recommended Amendments

____ Change P.D. as reflected above

____ Add P.D. as reflected above

____ None

____ Change P.U. as reflected above

____ Add P.U. as reflected above

____ Other

modify source.
See remarks

I. AUTHENTICATION

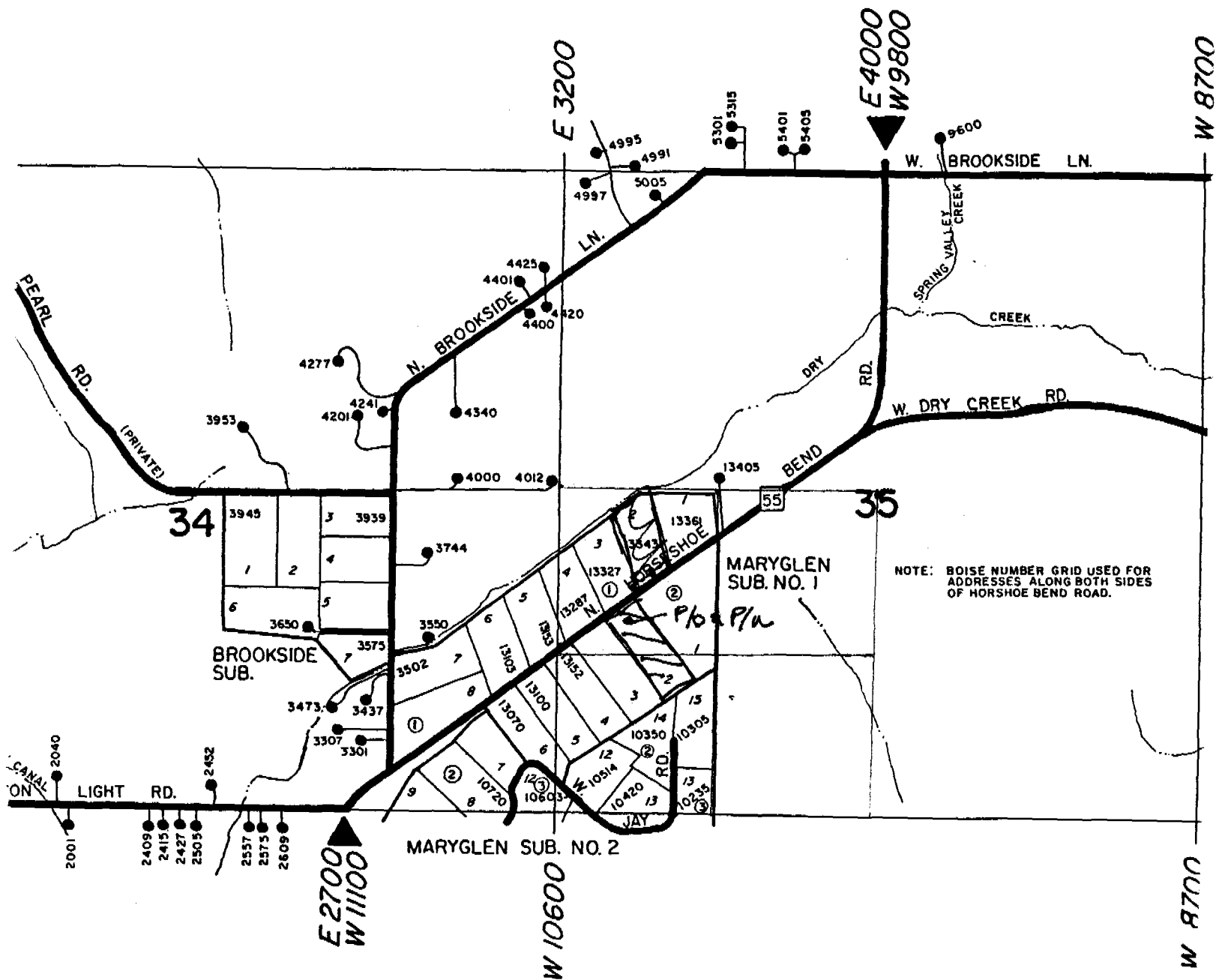
Field Examiner's Name Cindy Hodges Date 1/6/97

Reviewer _____ Date _____

SEAL

MAY 10 1997

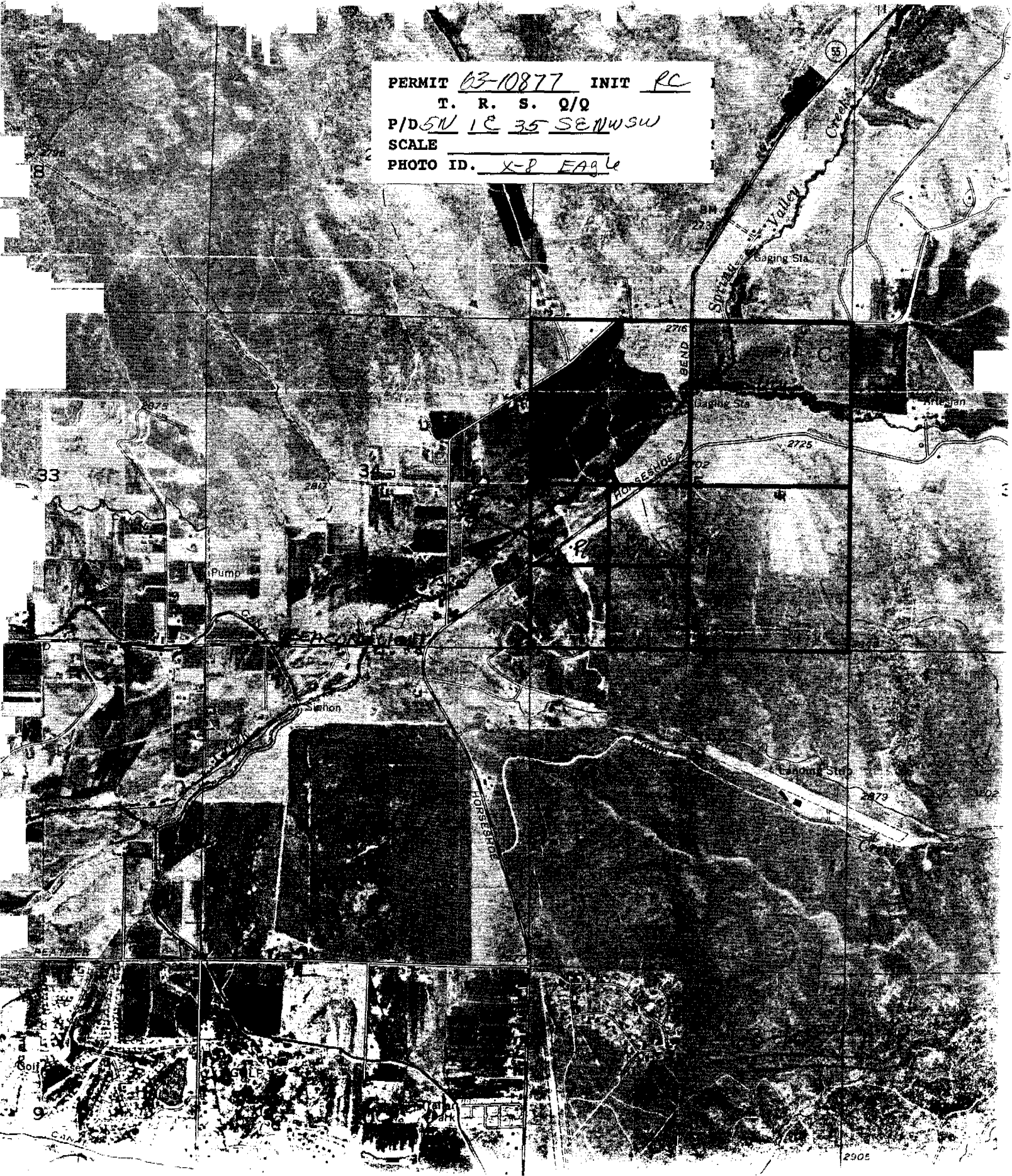
JUL 10 1997



63-10877

SECTIONS 34, 35, TOWNSHIP 5 NORTH, RANGE 1 EAST

PERMIT 03-10877 INIT RC
T. R. S. Q/Q
P/D SW 1E 35 SE NW SW
SCALE
PHOTO ID. X-8 EAGLE



IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: N/A OTHER APPLICABLE NO: 63-10877
2. OWNER: CARROLL/VALENE NICOLLS Phone: 853-0344
Address: 8281 HILL RD BOISE ID 83703
3. WELL LOCATION: Twp 5N, Rge. 1E, Sec. 35, NW 1/4 SW 1/4
County Ada (Provide sketch map and photo on reverse.)
Lot 2 Block 2 Maryglen sub.
4. DRILLER: WK Lic. No. _____
When Drilled? _____
5. WELL CONSTRUCTION: TD ~ 15'
Casing Diameter 10" inches Water tight cap? ☐ Yes ☒ No Access Port: ☐ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☐ Yes ☒ No - Describe _____
Depth of Casing WK ft. Method Drilled WK - Dug Well
Condition of Well Casing: ☐ Good ☒ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☐ Yes ☐ No
Condition of Piping and Valving NONE
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☒ Yes ☐ No (Describe in Remarks and Attach Photo - On Reverse)
6. HYDROLOGIC INFORMATION:
Depth to Static Water ~12 ft. Water Temperature _____ °F
Flowing Artesian ☐ Yes ☒ No Pressure: _____ (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____
7. WELL USE:
☐ Domestic ☐ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☒ Not Used
☐ Other: _____

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS: Dug or other shallow well - Needs some sort of
Sanitary cap. Pump removed.

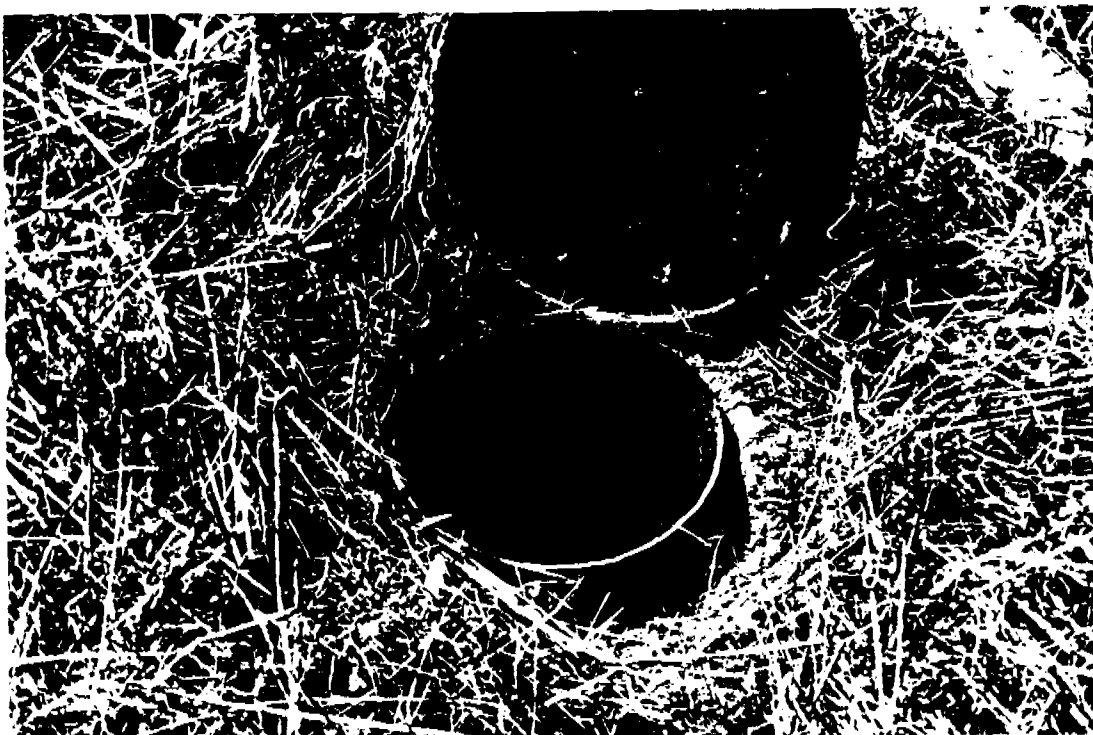
Cindy Hodges SR WR Agent
Signature of Dept. Representative & Title

5/30/96

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS: location: approx 3/4 mile past Beacon
light on Hwy 55, SE side of road. No address on vacant lot - 2 lots
past 13152. Sale sign - Marshall properties. Timber and barbed
wire fence.

Well is
orange



w/

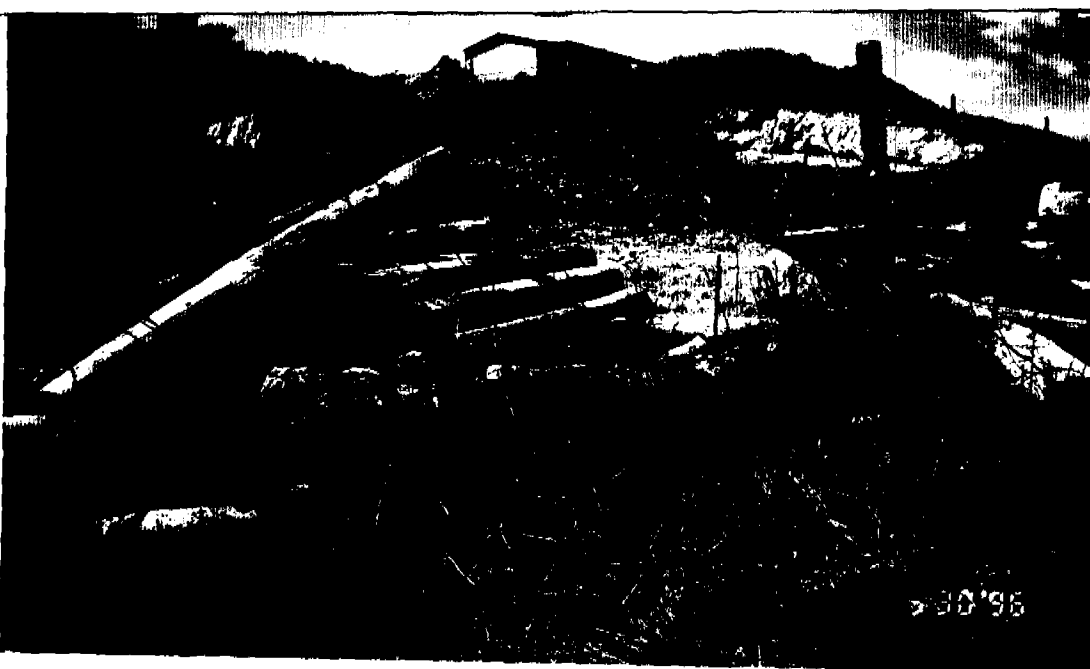
JUN 10 1997



P/D
Shallow well
215'



Building site
(on hill) w/
barn in back
ground
(view ~~from~~)
SE



old corrals
and holding tanks,
old pipe in
foreground

63-10877 jh

30'96

January 25, 1991

CARROLL NICOLLS
VALENE NICOLLS
8281 HILL RD.
BOISE, ID 83703

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-10877

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

Enclosure

MICROFILMED

FEB 07 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 63-10877

Date 1-25-91

GENERAL CONSIDERATIONS

Y Name same as permit?
N Address same as permit? If no, prepare data entry form.
Perin Proof timely received? If no, complete priority
advancement below.

SOURCE OF WATER

Y Surface water source
 Ground water source
 Drill permit req'd?
 Copy in file? Drill permit no.
 Well log in file?
 Amt paid for drilling permit? Correct?

LICENSE EXAMINATION FEE

No Required?
7 Amount submitted?
 Correct amount?

MEASURING DEVICE

No Measuring device or access port required?
7 Installed?
 Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

Proof acceptable
Peristate

LB

PRIORITY CALCULATION

Date proof received Dec. 31
Date proof due Dec. 1 -
No. of days late = 30
Priority date Aug. 7 +
NEW PRIORITY DATE Sept. 6, '89 =

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

December 5, 1990

CARROLL NICOLLS
VALENE NICOLLS
8281 HILL RD.
BOISE, ID 83703

LAPSE NOTICE

RE: PERMIT NO. 63-10877

Dear Permit Holder:

You are hereby notified that under the provisions of Section 42-218A, Idaho Code, the above referenced permit has lapsed and is of no further force nor effect. The department provided the proper forms to you in our proof due notice dated September 30, 1990. No further construction or additional development is authorized under this permit unless it is reinstated.

The permit can only be reinstated if you submit an acceptable proof of beneficial use or an acceptable request for extension of time to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report. A request for extension of time must be accompanied by a fifteen dollar (\$15) fee.

Enclosed again for your use are a proof of beneficial use form and a request for extension of time form. Please note that only one extension of time can be granted unless the project has not been completed because of lack of a necessary approval by a government agency or by litigation which may bring title to the water in question.

L. GLEN SAXTON
Chief, Water Allocation Bureau

LGS:rf

Enclosures

MICROFILMED

CERTIFICATION OF MAILING

I hereby certify that on 12-6-90
a copy/an original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.



138465
September 30, 1990

CARROLL NICOLLS
VALENE NICOLLS
8281 HILL RD.
BOISE, ID 83703

PROOF DUE NOTICE

RE: PERMIT NO. 63-10877

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before December 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

FEB 7 1991

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
November 7, 1989

CARROLL NICOLLS
VALENE NICOLLS
8281 HILL RD.
BOISE, ID 83703

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P63-10877

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

NOV 21 1989

Form No. 202a.
3/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: SL DATE: 8/15/89 APPLICATION: 63-10877

REQUIRED INFORMATION

☒ Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.)
☒ Address:
☒ Source: (See USGS Quad for names of water sources)
☒ Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
☒ County:
☒ Quantity: (flow and/or volume)
☒ Period of use:
☒ Nature of proposed use: (Include description of use)
☒ Description of diverting works:
☒ Time required for beneficial use of water:
☒ Place of use or acres irrigated:
☒ Map:
☒ Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
☒ Fee:
☒ Yes ☐ No* In form to receipt:

Gov't. Lots:
N P/D
N P/U

ADDITIONAL INFORMATION

YES	NO	
☒	☐	Overlapping place of use: (Describe source & relationship to present application on the back.)
☒	☐	Overlapping point of diversion:
☐	☐	Field check required: Field check by: _____
☐	☐	Field report attached:
☐	☐	Critical groundwater area:
☐	☐	Groundwater management area:
☐	☐	Diversion within interim protected river area
☐	☐	Send dam safety information:
☐	☐	Send power requirement letter:
☐	☐	Send fish farm requirement letter:
☐	☐	Power residency affidavit:
☐	☐	Power efficiency form:
☐	☐	Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☐	☐	Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☐	☐	*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED: _____

☒ Additional information on reverse side:

RECEIVED
AUG 23 1989

Department of Water Resources

PROCESSING

APPLICATION NO.

63-10877

YES NO

☒ ☒
☒ ☒
☒ ☒

In form for advertising:

Statewide advertising:

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. #

Other

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☒
☒ ☒

Affidavit of publication received:

Application published correctly: If not, record action taken.

☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒
☒ ☒

Publication dates and paper recorded on application:

Protests received. Final date for protest

September 25, 1989

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approve, DM

Measuring device required:

Measuring port required:

Water delivered by water master? District #

63-N/A source sinks

Special conditions of approval or cover letter:

See below for additional information

Recommended Date or Priority

8/7/1989

Recommended by:

DM

Date

10/4/1989

STATE OFFICE REVIEW

P/C

57

See below for additional information. By

KW

Date

10/30/89

ADDITIONAL INFORMATION

Overlap

P/O : Dry Creek 63-04219 & 63-04247.

well 63-08028.

P/O : " " for living & domestic other site.

63-04219 (see P/O above) for 100 ft.

63-04982 Dry CK. for

" "

63-10877

NICOLLS, CARROLL
NICOLLS, VALENE
8281 HILL RD.
BOISE, ID 83703

Source: SPRING

Tributary: SINKS

Diversion Pt: SENWSW Sec 35 T 05N R 01E

Use: IRRIGATION	(.010 CFS)
STOCKWATER	(.020 CFS)

Date Filed: 8/07/1989

In: T05N R01E S35 NWSW

0.3 ACRES TOTAL

MICROFILMED

NOV 21 1989