

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39575

Ident. Number: A61-10212

Date Received: 11/01/1989

Receipt No: M005059

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GEORGE J. NICHELSON 208-587-4148
Address: RT. 3 BOX 565
MOUNTAIN HOME, ID 83647

OR

Name: PHYLLIS M. NICHELSON 208-587-4148
Address: RT. 3 BOX 565
MOUNTAIN HOME, ID 83647

2. Date of Priority: JUN 15, 1939

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	06E	15	NE	NW			ELMORE

5. Description of diverting works:

WELL 16.5' DEEP, 8" CASING, 1HP PUMP PIPED TO HOUSE & CORRALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:

0.060 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/ 1 HOUSEHOLD; S/ 30 COWS, 30 SHEEP

A61-10212

Page

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Date: 11/02/89

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	06E	15	NE	NW		DOMEST	
			NE	NW		STOCK	

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
MTN HOME IRRIG. DIST.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No.

Ad-10212

Date Received

11/1/89

Receipt Number

MO05059

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) George J. & Phyllis M. Nicholson Phone (208) 587-4148Mailing Address Rt 3 Box 565 Men Hom, Id Zip 836472. Date of Priority (Only one per claim) 15 June 1938 Month/Day/Year3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source4. Location of point of diversion is: Township 3 south Range 6 EastSection NE 1/4 15, NW 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.,County of ELMORE

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. well 165 ft deep - 1 hp pump - 8" casing piped to house & corral

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For <u>Domestic</u>	purposes from	<u>1/1</u> Month/Day	to	<u>12/31</u> Month/Day	amount	<u>0.04</u> (cfs)
For <u>Stock</u>	purposes from	<u>1/1</u>	to	<u>12/31</u>	amount	<u>0.02</u>

(Both dates are inclusive)

7. Total quantity claimed 0.06 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 1 household 30 cows - 20 sheep

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10. Place of use is: Township: 3 south Range 6 East
Section NE 4 15, NW 1/4 of _____ 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? ELMORE

12. Do you own the property listed above as place of use? Yes ✓ No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or Montrose Irrigation Dist

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
Court _____ Decree Date _____ Plaintiff vs Defendant _____
If applicable provide IDWR Water Right Number _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not ✓ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) George F. Michelson Date 1 Nov 89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of Clark)

SS. **NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 1 day of November 19 89

SEAL Notary Public Bruce A. Schuld

Residing at BRUCE A. SCHULD, NOTARY PUBLIC

My Commission Expires RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES APRIL 11, 1995

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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AUG 12 1992

AJ0749NP
No. R61-10212

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 02/13/97
PAGE: 1

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GEORGE J NICHELSON	06/15/1939	STOCKWATER	01-01 12-31	0.02 CFS	
C	PHYLLIS M NICHELSON		DOMESTIC	01-01 12-31	0.04 CFS	
	RT 3 BOX 565					
	MOUNTAIN HOME ID 83647					
	(208) 587-4148					
				TOTAL DIVERSION:	0.06 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03S R06E S15

NENW

ELMORE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
03S	06E	15	:																
			:																

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
03S	06E	15	:																
			:																

POU County: ELMORE

Non-Irrigation Uses: 1 HOME

Other Rights: MTN HOME IRRIG. DIST.

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. 03S06E152420
STOCKWATER, 30 RANGE CATTLE, 30 SHEEP

Dates: Exam Made Date: Verified Date: 02/13/1997 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 02/13/97 RHOWERTO

MICROFILMED

JAN 20 1999

AJ5809NP
No. R61-10212

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/30/97
PAGE: 15

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GEORGE J NICHOLSON	06/15/1939	STOCKWATER	01-01 12-31	0.02 CFS	✓
C	PHYLLIS M NICHOLSON RT 3 BOX 565 MOUNTAIN HOME ID 83647 (208) 587-4148		DOMESTIC	01-01 12-31	0.04 CFS	✓
TOTAL DIVERSION:					0.06 CFS	✓

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE ✓

Point(s) of Diversion:

T03S R06E S15

NENW ✓

ELMORE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
03S	06E	15	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
				S ✓															

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE			
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
03S	06E	15	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
				S ✓															

POU County: ELMORE

Non-Irrigation Uses: DOMESTIC, HOME; STOCKWATER, 30 COWS, 30 SHEEP

Other Rights: MTN HOME IRRIG. DIST.

Other Water Rights Listing Overlapping Place(s) of Use:

A61-00263 A61-00264 A61-00266 A61-07109 A61-07109A A61-10417 A61-10419 A61-10421 A63-02188 A63-02214
A63-19893 A63-20139 R61-07109A

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: GEN PARCEL NO. 03S06E152420

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED

JAN 20 1999

2-13-91
p34

AJ5809NP
No. R61-10212

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 01/30/97
PAGE: 16

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Audit: 04/28/92 SMITH 03/30/95 POST-STD 01/27/97 D&S-DSHA

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JAN 20 1999

WATER RIGHT NUMBER - A61-10212

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - FIRST NAME - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
NICHELSON

GEORGE J.

1 - RT. 3 BOX 565

2 -

3 -

CITY- MOUNTAIN HOME

STATE- ID ZIP- 83647

PHONE - 208-587-4148

NICHELSON

PHYLLIS M.

1 - RT. 3 BOX 565

2 -

3 -

CITY- MOUNTAIN HOME

STATE- ID ZIP- 83647

PHONE - 208-587-4148

+ - - PRIORITY DATE - - +
06/15/1939+ - - - REGION - - - +
14 WESTERN+ - - - STAGE - - - +
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - SOURCE - - - - - +
GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

03S 06E 15 NE NW (39) ELMORE

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC

01/01

12/31

0.040

04 - STOCKWATER

01/01

12/31

0.020

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.060 0.0+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

03S

06E

15

NE NW

04

STOCKWATER

(39) ELMORE

03S

06E

15

NE NW

43

DOMESTIC

(39) ELMORE

+ - - DIVERSION MEANS - WELL 16.5' DEEP, 8" CASING, 1HP PUMP PIPED TO HOUSE & CORRALS

+ - - NON-IRRIGATION USE - D/ 1 HOUSEHOLD; S/ 30 COWS, 30 SHEEP

+ - - OTHER RIGHTS FOR SAME USE - MTN HOME IRRIG. DIST.

+ - - - - REMARKS - - - - - +
NO REMARKS FOUND.+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

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JUL 22 1994

WATER RIGHT NUMBER - A61-10212

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 11/02/89 BAUMHOFF

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING - 00/00/0000
OBJECTION FILED DATE - 00/00/0000
RESPONSE FILED DATE - 00/00/0000
CLAIM RECEIVED DATE - 11/01/1989
PROOF DUE DATE - 00/00/0000
LICENSED DATE - 00/00/0000
CLAIMS TAPE ERROR FLG -
FEE EXEMPT FLAG -FIELD INSPECTION MADE - 00/00/0000
FIELD INSPECTION FLAG -
VERIFIED DATE - 00/00/0000
LAST AMENDED DATE - 00/00/0000
PROOF MADE DATE - 00/00/0000
RECEIPT NUMBER - M005059
POU OWNERSHIP FLAG - Y
NAME CONNECTOR - ORCIVIL CASE NUMBER - 39576
OLD CASE NUMBER -
OLD JUDICIAL DISTRICT -
TEMPORARY RIGHT - P
WATER DISTRICT -
FEDERAL/STATE INDICATOR - S
PRESUMPTION FLAG -
NOTICE OF ERROR FLAG -

03506E152420

DATA ENTRY

ENTERED 4/28/92

CHECKED 7/5/92

"Verified By"
Topo Map/Ortho-PQ
ASCS Map
Watermaster Records
MAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

PROOF
SEP 30 1991VERIFIED
OCT 12 1991CERTIFIED
NOV 15 1991
WATER EXAMINER

MICROFILMED

JUL 22 1994