

Farmers' Co-Operative Ditch Company

P.O. Box 430
Parma, Idaho 83660

RECEIVED

MAR 28 2006

DEPARTMENT OF
WATER RESOURCES

March 24, 2006

David R. Tuthill, Jr., Administrator
Water Management Division
State of Idaho
Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

Re: 63-4851 & 63-4852

Dear Mr. Tuthill:

Thank you for allowing us some additional time to gather our evidence to support our claim of beneficial use of the water pumped from Sand Hollow and Conway Drain.

We are enclosing several documents in support of our claims. However, we cannot locate any documents that date back to 1925 for either pumping station. The earliest document that we have located thus far is a billing statement that refers to Sand Hollow from Dawson Transfer dated April 30, 1927, in the amount of \$16.50. We have located an "Estimate of Needs from February 1, to November 1, 1931", which refers to the estimated cost of Sand Hollow construction; this same document refers to the estimated pumping charges for Conway. The next document that refers to Sand Hollow is dated November 10 and December 4, 1933, from Henry Wurmnest Trucking, and it is stamped as being paid on January 5, 1934.

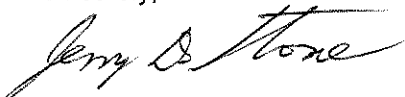
One of the earliest documents that we have located that refers to Conway Gulch (Drain) is a billing statement from W. H. McCoy, Contractor and Builder, dated August 2, 1930, which is stamped as being paid on August 29, 1930. We have also located building plans for a Conway Pumping Station, which are dated June 18, 1930. (We did not enclose these plans, as they are too big for our copier to copy.) We also have an "Estimated Requirements for 1932" document which refers to the actual pumping charges for Conway Season 1931 in the amount of \$352.85.

During our search for this proof of beneficial use, we discovered minutes in the 1980's, which refer to the Company filing for water rights on our "pumping facilities". The Company has two pumping facilities: the Conway pump and the Sand Hollow pump. We are enclosing a copy of a letter from the State of Idaho, Department of Water Resources dated March 3, 1982, and signed by Jan Grover, Senior Water Resource Agent, which states, in part, that "Your company has established their water rights dating back to the date of first use through the actual beneficial use of the water." We would be interested in hearing your comments about this letter and what exactly it means in terms of our having to prove our beneficial use of this water at this time.

Please notify us as soon as possible if the enclosed documentation is not sufficient to prove our beneficial use of this water and our priority dates. If the documentation is not sufficient, we will continue to search through our records for further evidence.

We appreciate your assistance on this matter and look forward to hearing from you soon.

Sincerely,



Jerry D. Stone
Secretary

Enclosures

cc: Rod Nielsen, President
Farmers' Co-Operative Ditch Company

CALDWELL, IDAHO

192

COPY

DAWSON TRANSFER

DAY AND NIGHT SERVICE

GAYTON PRINTERS, ELLENWELL 30850

4	2	5000 ft trip to sand hollow	11.50
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OK for M. Wahl

May 21 1972

100

M

M *Farmer's Co-operative Distrib. Co.*

IN ACCOUNT WITH

HENRY WÜRMNEST TRUCKING

SUPER

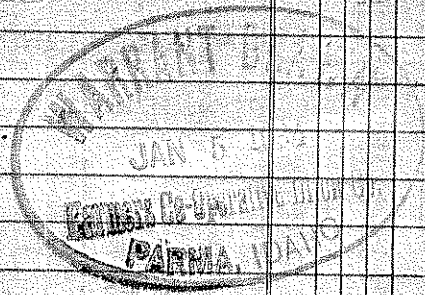
PROMPT SERVICE

PHONE 126-W

3. SECOND STREET

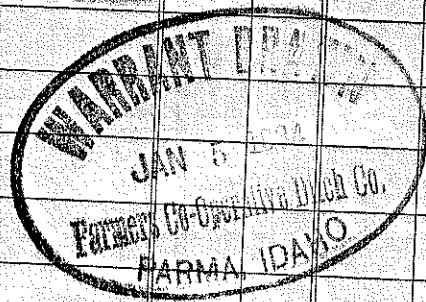
<i>Nov 10</i>	<i>Pumped water to Sand Island</i>	<i>2.00</i>
<i>Dec 4</i>	<i>From " "</i>	<i>3.00</i>
		<i>14.00</i>

3.00
5.00
.25
8.25



Pray
State
Bl

	<i>DAVE'S GARAGE</i>	<i>1.80</i>
	<i>NOTES IDAHO</i>	<i>2.05</i>
		<i>81.54</i>
		<i>79.37</i>
		<i>27.50</i>
		<i>8.25</i>
		<i>7.50</i>
		<i>3.36</i>



11 Jan 34

Farmers Co-Operative Ditch Co.

Estimate of needs from February, 1, to

Nov 1 - 1931

1931

Water Masters Salary	\$ 1,125.00
Assistanct Water Masters Salary	1,350.00
Secreteries Salary	900.00
Interest College Note	300.00
Payment on College Note	1,000.00-2,000.00
State and County & Black Canyon Taxes	2,000.00
Car upkeep and Gas & Oil	325.00
Notes First National Bank Payment	3,000.00-6,000.00
Interest on Notes	300.00
River Tax	406.00
Office Expense & Telephone	100.00
Sand Hollow Construction Est.	1,100.00
Insurance Compensation and Automobile	250.00
Arrowock Maintenance Est.	132.25
Pumping Charge Conway	225.00
Estimated Spring Work & Material	2,500.00
Water Purchase Notus Drainage	\$15,013.25

Total

Cash on Hands 780.00

Unpaid Assessments 4,772.81

\$5,553.87

Added Dead Assess. \$429.99

Assess \$2.00

COPY

W. H. MCCOY
CONTRACTOR AND BUILDER
PARMA, IDAHO

Aug 2-30

Bo. Op. Ditch Bo

Mark on station in

Bonway Gulch.

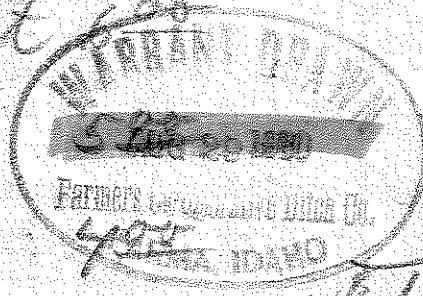
8 days at 600 4800

8 " " 500 4000

8 " " 400 3200

8 " " 400 3200

\$120.00



W. H. McCoy

COPY

Estimated Requirements for 1932

Cleaning and Repair, 1932	\$ 5,600.00
Drainage District 4	5,000.00
U.S.R.S.	1,000.00
Intrest	650.00
Merchandise & Materila	1,500.00
College Note	2,000.00
Bank Note	2,000.00
Water Master River Tax	582.10
Pumping Conway	310.42
Taxes	4,025.60
Office	100.00
Attorney Retainer Fe	400.00
Incidental	625.00
Insurance Compensation	140.00
Liability Insurance	75.00
	\$24,008.12
Unpaid Accounts 1931	2,529.22
	\$26,537.34

Unpaid Assessments	4,099.88	
Cash on Hands	542.78	
		4,641.66
		\$ 21,895.68
Unpaid Assessments December, 31, 1931		4,099.88
Paid since Books closed Dec.31, 1931		952.97
Unpaid Assess. 1-18-32		\$ 3,146.91

Drainage Dist. No. 4 Water purchased 1931	\$ 2853.13
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Pumping Charges Conway Season 1931	352.85
Refund Tax	59.93
Actual Charge	292.92
Oil and Service	17.50
Aproximate Cost	\$ 310.42

Estimated cDischarge Conway	600 acre feet
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Estimated Acre Foot Cost	.52¢
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Irri Farmers Co-Op Ditch Co.
 11 % W.B.Mitchell
 29-A Parma, Idaho.

To IDAHO POWER COMPANY, Dr.

Service	METER READING	K. W. H.	Past Due Service	Gross	Net
Light or Combination A B D	Present..... Previous.....		\$	\$	
Cooking	Present..... Previous.....				
Heating	Present..... Previous.....				
Irrigation Power	Present..... 2438 Previous..... 4944	4494	10 H. P. Demand	71 45	64 95
Annual Guarantee Adjustment.....					
Extension Deposit Refund.....					
Total Electric Service					
Merchandise	Past Due				
	Contract Installment				
	Current Charges				
Federal Tax to September 1, 1933.					
Total, Including Federal Tax					
GROSS AMOUNT DUE AFTER OCTOBER 10, 1934.					

FOR SCHEDULE OF RATES SEE OTHER SIDE

Caldwell, Idaho, Sept. 2, 1933

Irri Farmers Co-Op Ditch Co.
 11 % W.B.Mitchell
 29-A Parma, Idaho.

To IDAHO POWER COMPANY, Dr.

(Taxable Balance \$.....)

When remitting by mail, please detach
this stub and enclose with check. Your
cancelled check will be your receipt.

	Gross	Net
Extension Deposit Refund	\$	\$
Total Electric Service	71 45	64 95
Past Due Mdse.		
Contract Installment		
Current Mdse. Charges		
Federal Tax to Sept. 1, 1933		
Total, Including Federal Tax		
Gross Due After Oct. 10, 1934.		



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

(Office at the corner of
Franklin and Cole Roads)

COPY

(208) 334-2190

March 3, 1982

Farmer's Co-Operative Ditch Co.
Attn: Jerry Stone
Parma, Id. 83660

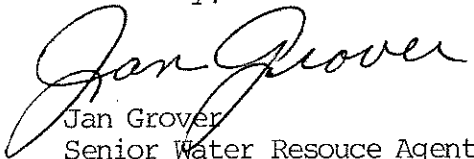
Dear Mr. Stone:

Your two claims filed for Farmer's Co-Op Ditch Co. have been processed at our State Office and placed in our permanent records. The other claim that you filed for on Sand Hollow Drain (Claim #63-4851) was advertised in the Press-Tribune on January 14 & January 21, 1982.

Your company has established their water rights dating back to the date of first use through the actual beneficial use of the water. The claims record these water rights, however, the Department cannot verify these rights in case of a dispute over the water. The rights would have to be verified in court with affidavits from various residents who have witnessed the use of this water since the last priority date.

If you have any further questions concerning your rights, please contact us.

Sincerely,


Jan Grover
Senior Water Resource Agent

JG:jp