

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

Ident. Number 63-32342Date Received 6/23/06Receipt Number C081535

RECEIVED

JUN 23 2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Upper Center Point Ditch Company Phone (208) 454-1559Mailing Address 19724 Dixie River Road, Caldwell, Idaho Zip 836072. Date of Priority (Only one (1) per claim) 03/15/19543. Source of water supply (a) Boise River
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 4N Range 3W Section 7,
SE 1/4 of SW 1/4 of 1/4, Govt. Lot, B.M., County of CanyonAdditional points of diversion if any: NE 1/4 SE 1/4, Section 12, T4N, R4W, BM

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section , 1/4 of 1/4 of 1/4,Govt. Lot B.M., County of ending point is: Township Range Section , 1/4 of 1/4 of
 1/4, Govt. Lot B.M., County of 5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.Concrete check diversion with cable adjusted headgate on main river channel, shared
with Eureka Ditch Co. #2. Secondary diversion with board checks on channel shared
with Eureka Ditch Co. #2 and metal screw headgate in concrete structure with concrete
raceway to dirt delivery canal.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 10.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 10.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use: Within the boundaries of the Upper Center Point Ditch Co.

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
04N	04W	1											5						5
		2											40	35			30	25	130
		3																40	40
		11	40	40	30	40	40	40							40				270
		12					20	35	40	23	22	23							163

Total number of acres irrigated 608

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

12. Do you own the property listed above as place of use? Yes _____ No x

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.

63-19547, 63-223G, 63-233M or None ()

14. Remarks:

The Upper Center Point Ditch Company delivers water to the shareholders/landowners.

This claim is based on records of the Boise River Watermaster showing historical

diversion of up to a total of 24 cfs since 1954.

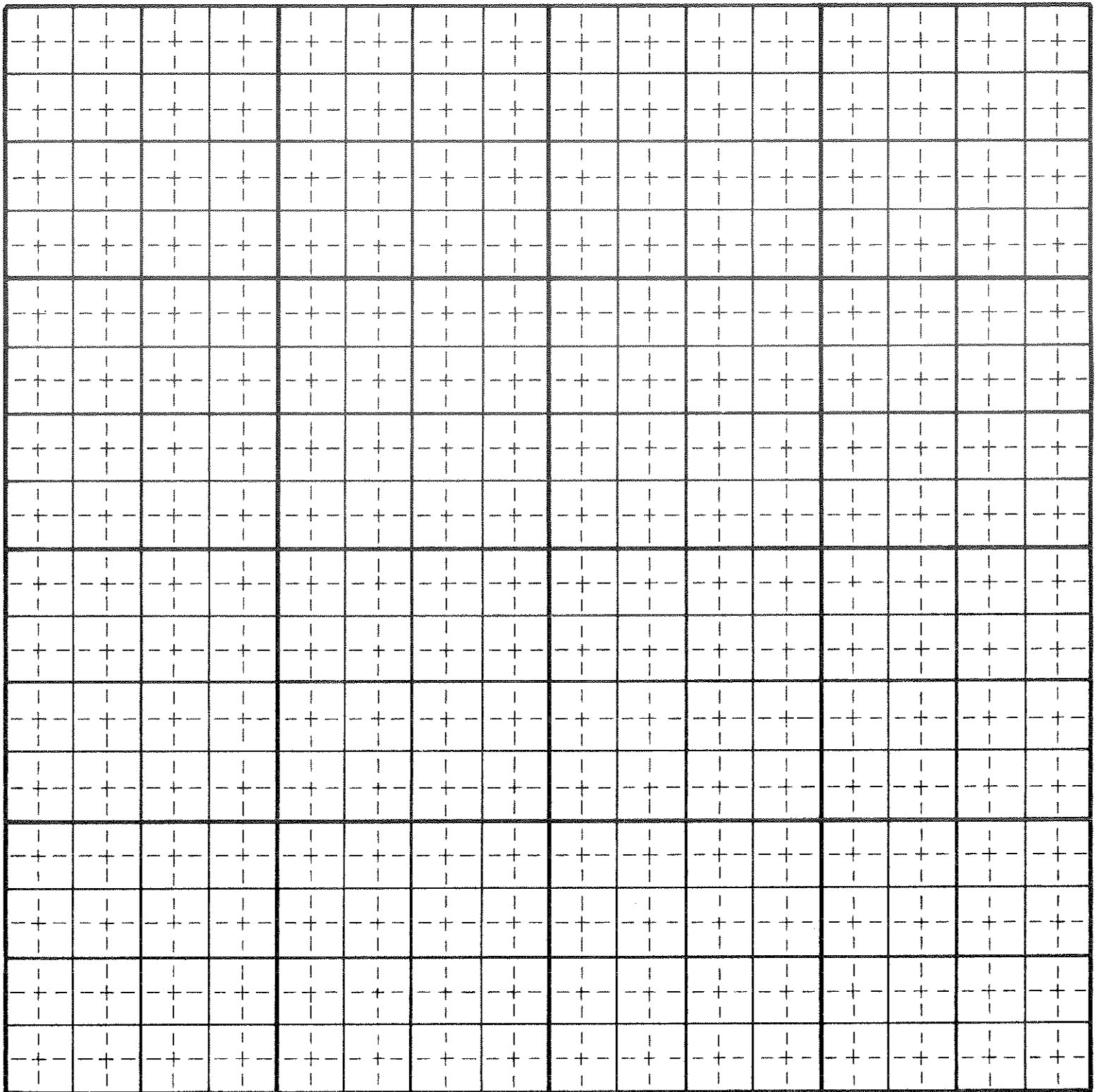
Last Name _____ Ident No. 63-32342

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

See Service Area Boundary Aerial for Upper Center Point Ditch Co.
(See Water Rights # 63-19547, 63-223G, & 63-233M)



Last Name _____

Ident No. 63-38342

Copies: White-State, Yellow-Claimant

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

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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

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

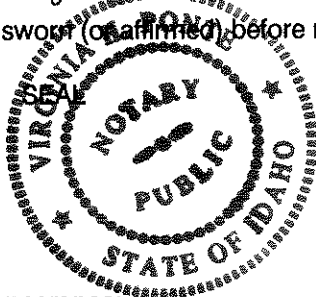
Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President Title _____
of Upper Center Point Ditch Co. , that I have signed the foregoing
Organization
document in the space below as President of Upper Center Point Ditch Co.
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Kenneth Brush
Title and Organization President, Upper Center Point Ditch Co. Date 6/22/2006

State of Idaho/or _____)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 22 day of June 19 2006



Notary Public Virginia H. Ponte

Residing at Caldwell, Idaho

My Commission Expires Nov 9, 2007

Please Print Name Virginia H. Ponte

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number 63-32342

Copies White-State, Yellow-Claimant

Idaho Department of Water Resources Receipt

Receipt ID C081535

Payment Amount	\$50.00	Date Received	6/23/2006 1:03:36 PM	Region	State	Status
Payment Type	Check	Check Number	1106			

Payer UPPER CENTER POINT DITCH CO

Comment filing fee

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	ADJUDICATION FILING FEE	0337		41503	1155



Signature Line (Dept. Representative)