

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

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OCT 17 2006

DEPARTMENT OF
WATER RESOURCES

October 16, 2006

Boise
Idaho Falls
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Mark S. Prusynski	Julian E. Gabiola	Morgan W. Richards, <i>of counsel</i>
Stephen R. Thomas	Angela Schaefer Kaufmann	
Glenna M. Christensen	Kimberly D. Evans Ross	<i>Willis C. Moffatt, 1907-1980</i>
Gerald T. Husch	Paul D. McFarlane	<i>Kirk R. Helvie, 1956-2003</i>
Scott L. Campbell	Jon A. Stenquist	
Robert B. Burns	Tyler J. Henderson	

Attn: Adjudication Department
Idaho Department of Water Resources
Idaho Water Center
322 E. Front Street, 6th Floor
P.O. Box 83720
Boise, ID 83720-0098

**Re: Amended SRBA Claim for Water Right No. 63-21731
in the Name of Pioneer Irrigation District**
MTBR&F File No. 18946.6

Dear Sir or Madam:

Enclosed for filing please find an original and one copy of an Amended Snake River Basin Adjudication Notice of Claim for water right no. 63-21731. Please file the original, receive-stamp the copy, and return it to me in the enclosed self-addressed, stamped envelope.

Thank you for your assistance this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,



Tiffany M. Hudak
Paralegal

/tmh

Enclosure

cc: Naida Kelleher (w/encl.)

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

63-21731

Date Received

Receipt Number

3RD AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Attorney: Scott L. Campbell
Moffatt, Thomas, Barrett,
Rock & Fields, Chartered
P. O. Box 829
Boise, Idaho 83706
(208) 345-2000

Please type or print clearly

1. Name of Claimant (s) Pioneer Irrigation District Phone (208) 459-3617
Mailing Address PO Box 426, Caldwell, Idaho Zip 83606

2. Date of Priority (Only one (1) per claim) June 1, 1918

3. Source of water supply (a) Five Mile Creek Drain
which is tributary to (b) Boise River

4. a. Location of existing point of diversion is: Township 4N Range 1W Section 32 ,
1/4 of NW 1/4 of NE 1/4 , Govt. Lot, _____ B.M., County of Canyon

Additional points of diversion if any: _____

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 structure in drain to feeder ditch to Phyllis 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 100.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 100.0 (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:

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	

Total number of acres irrigated 34,204.61

11. In which county (ies) are lands listed above as place of use located? Ada/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.
Please see Attachment A _____ or None (☐)

14. Remarks:

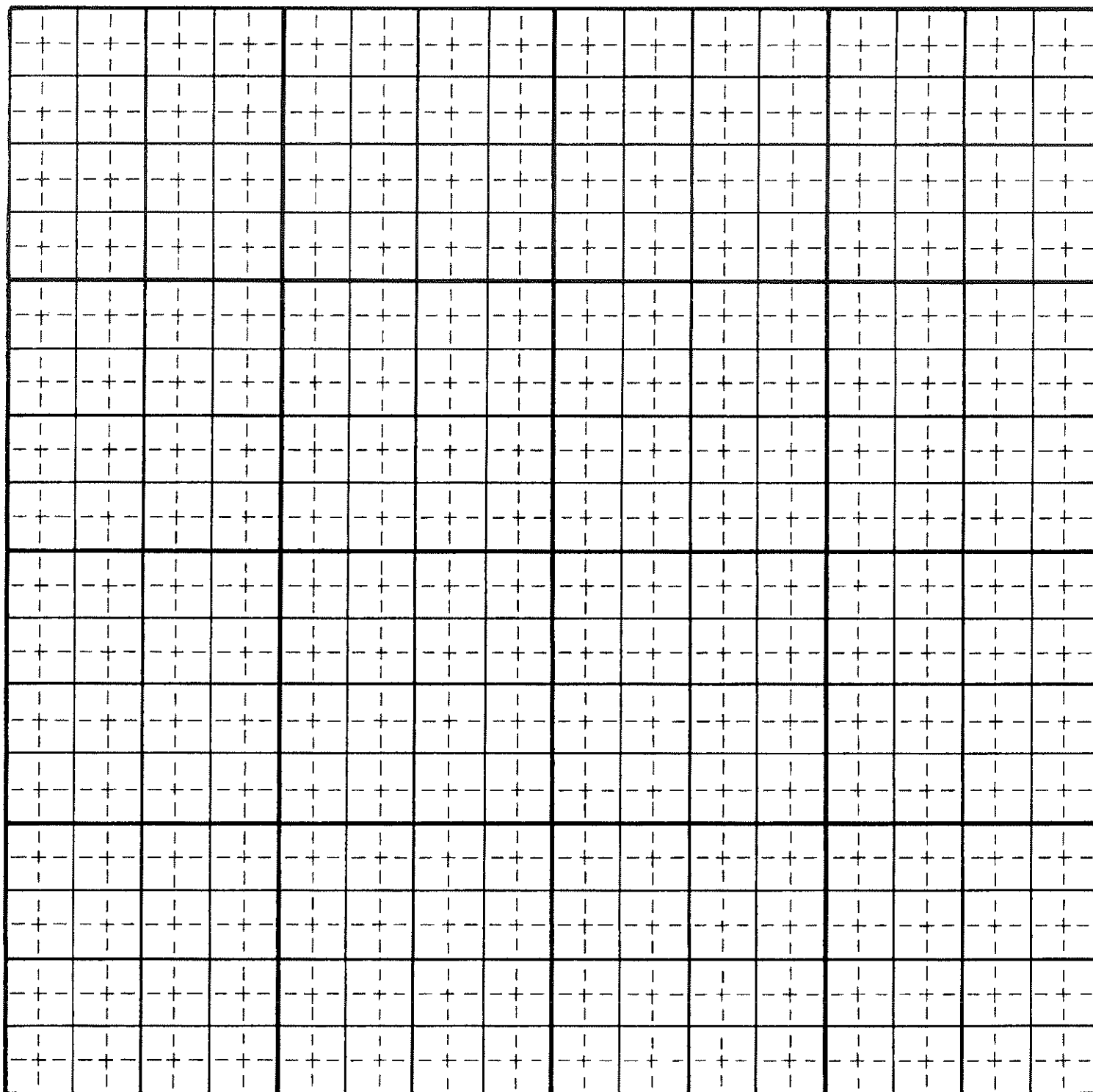
For irrigation of lands under canal system. Claimant is an irrigation district duly organized and existing under the laws of the State of Idaho. Claimant provides water delivery to privately owned lands within its service area. This amended claim is filed to correct and accurately identify the point of diversion.

Last Name Pioneer Irrigation District Ident No. 63-21731

BOI_MT1:662108.1

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

Scale: 2 inches equals 1 mile Please see attachments to initial claim filing for 63-00224. Attachment B hereto is a map showing the correct point of diversion location.



15. Basis of Claim (check one) Beneficial Use ☒ 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 ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 2

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

Signature of Claimant (s) Alan Newbill Date Oct 12 06

Date _____

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

Title _____
of Pioneer Irrigation District, that I have signed the foregoing

document in the space below as President of Pioneer Irrigation District
Organization Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Alan Newbill

Title and Organization Alan Newbill, President, Pioneer Irrigation District Date Oct 12 06

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

Subscribed and sworn (or affirmed) before me this 12th day of October 2006

Notary Public Dawn C. Fowler

Residing at Boise, Idaho

My Commission Expires 4/16/2010

Please Print Name Dawn C. Fowler

17. Notice of Appearance:

Notice is hereby given that I, Scott L. Campbell 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 Scott L. Campbell

Address Moffatt Thomas, PO Box 829, Boise, Idaho 83701

Date 10/16/06

Last Name Pioneer Irrigation District Ident. Number 63-21731

ATTACHMENT B

13. Describe any other water rights used at the same place and for the same purposes as described above:

63-00161BU

63-00166A

63-00167A

63-00179

63-00224

63-00225

63-00294

63-00295

63-00371

63-02275

63-02276

63-02294

63-02529

63-02891

63-05199

63-05200

63-05219

63-05237

63-05255

63-09109

63-11622

63-21731

63-21739

83687
CANYON COUNTY

NAMPA

see map 37

Canyon County Atlas

© GM JOHNSON

0 kilometer

see map

Canyon

0 mile

 $\frac{1}{2}$

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