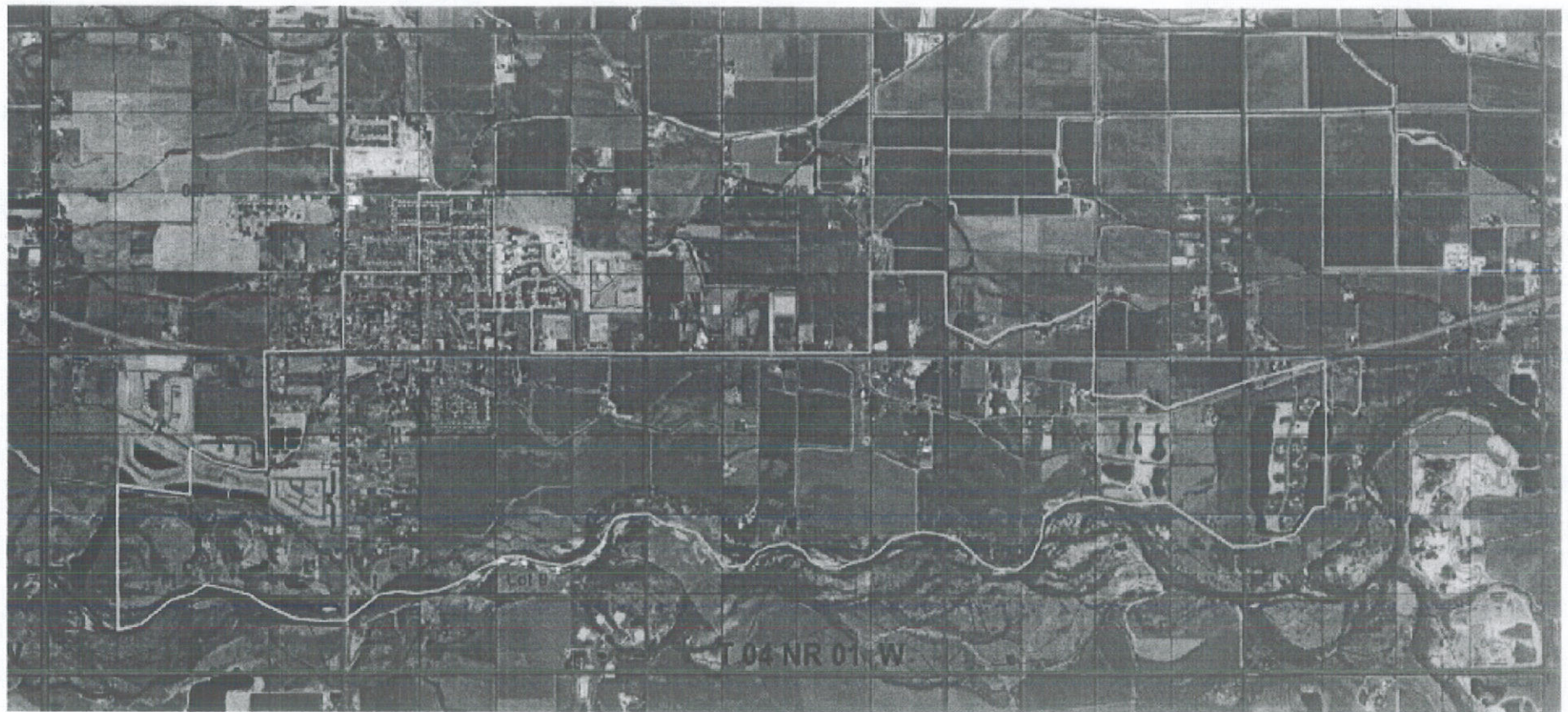
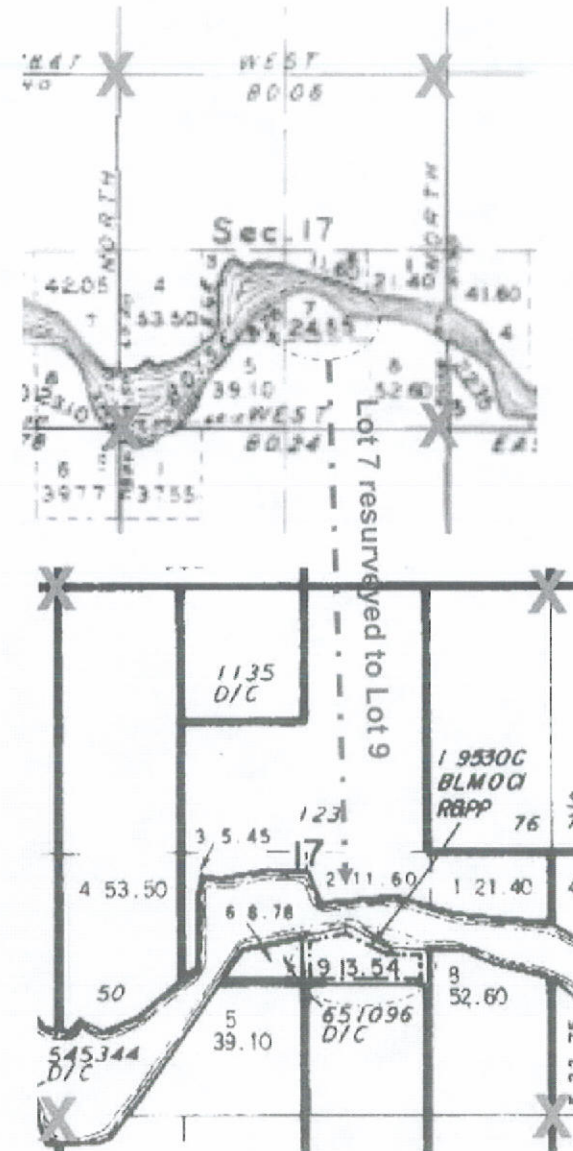
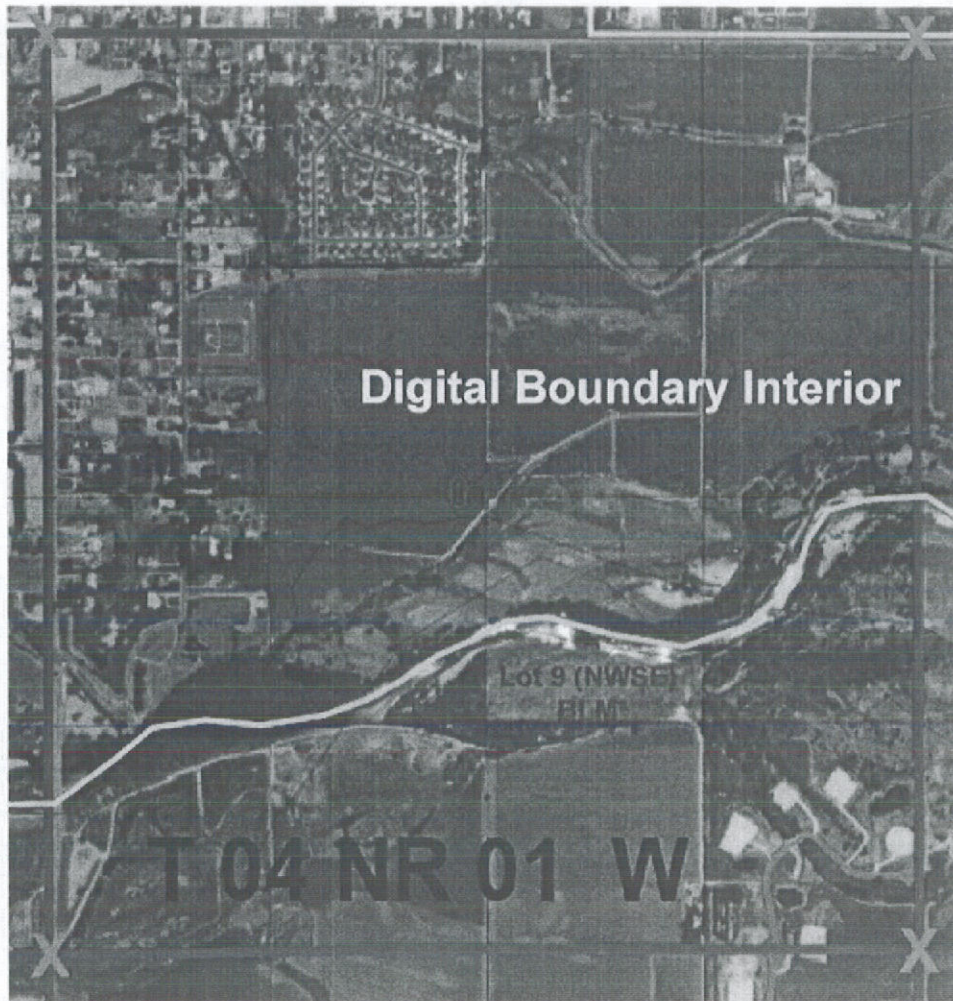


63-00183



63-00183



-Remove POU on BLM from data.

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES[illegible]

ID# 26336 Signed Act 8/2/1988
 Sec 17: L of 7

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO

USE PLATE. OG

Borse Mgr
T. 4 N
R. 1 W

Lat. 43°39'10"N
Long. 114°24'15"E

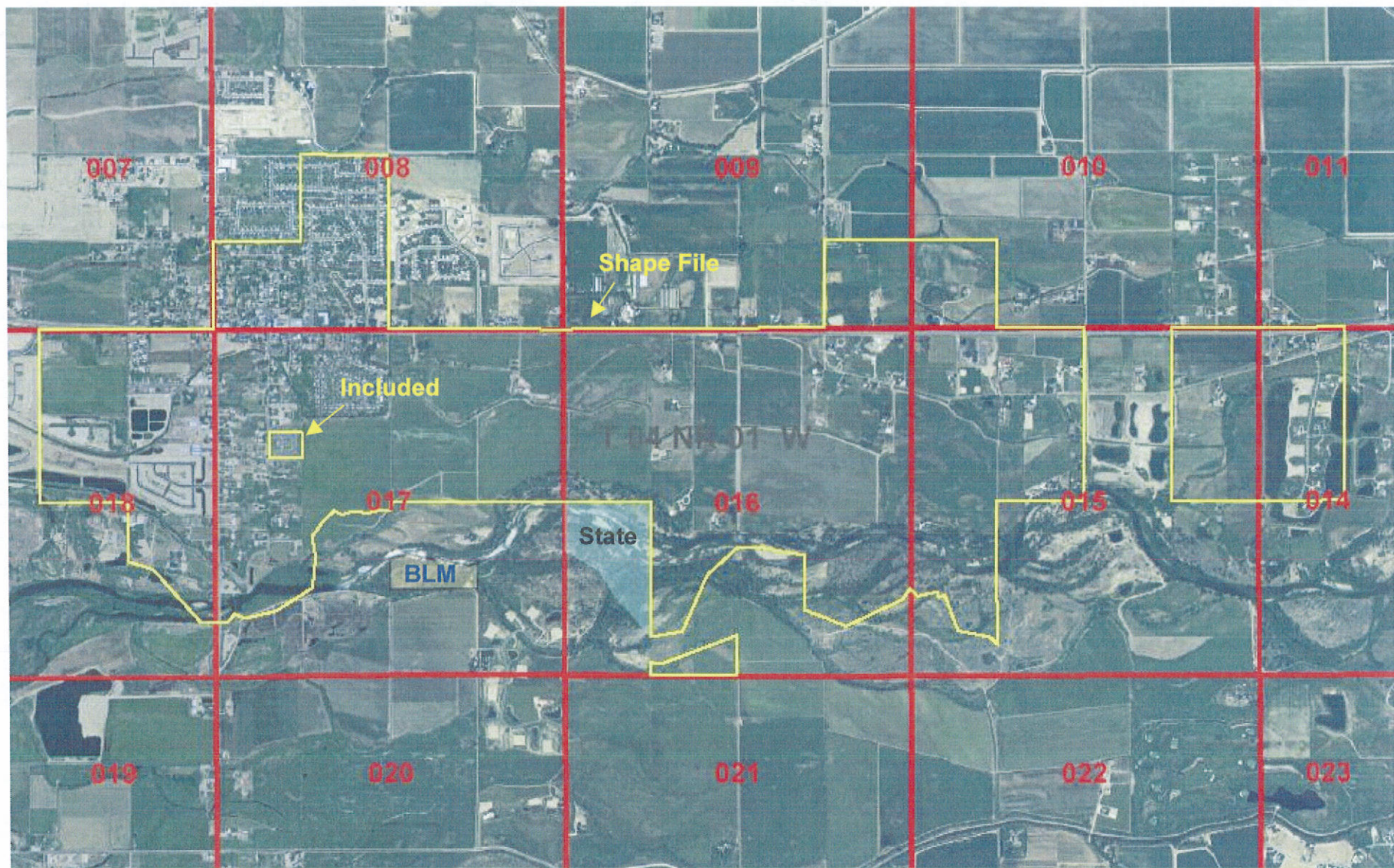
SCALE in Choins

0 5 10 20 30 40 50 60

WARNING STATEMENT

This plan is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Records herein do not reflect title changes which may have been effected by lateral movements of rivers or other bodies of water. Refer to the cadastral surveys for official survey information.

Pioneer Ditch Company – POU Overview

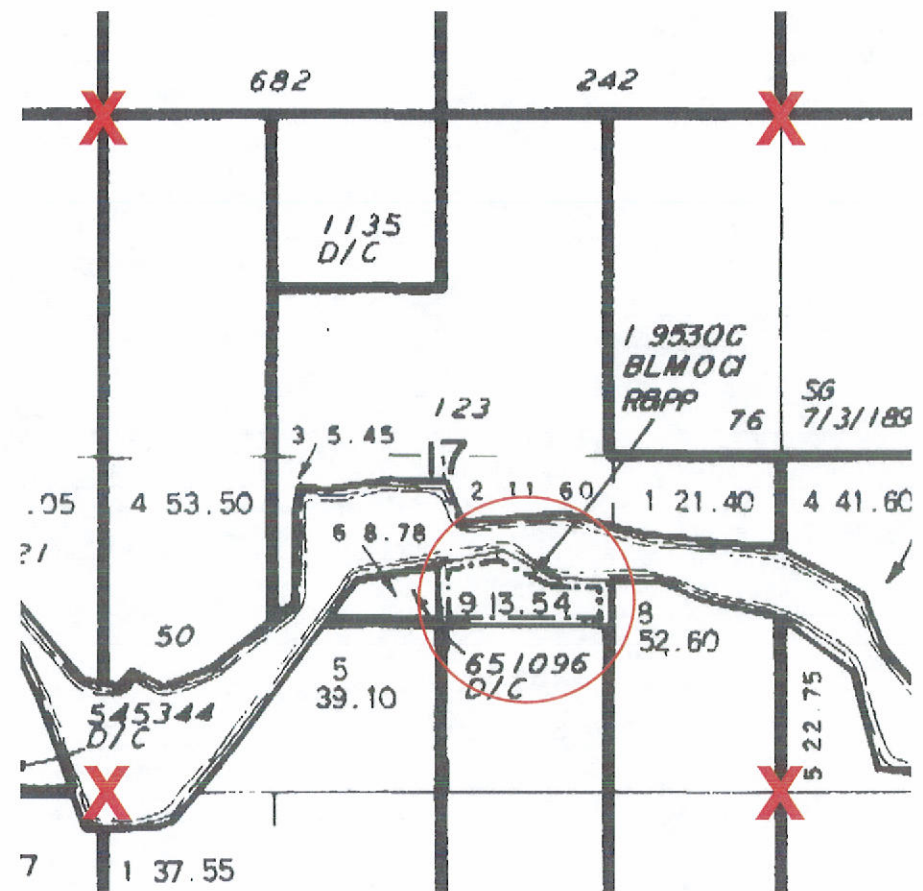


This is evidently an old shape - Pioneer Ditch Co shape does not look like this now.

T04N R01W S17 NWSE

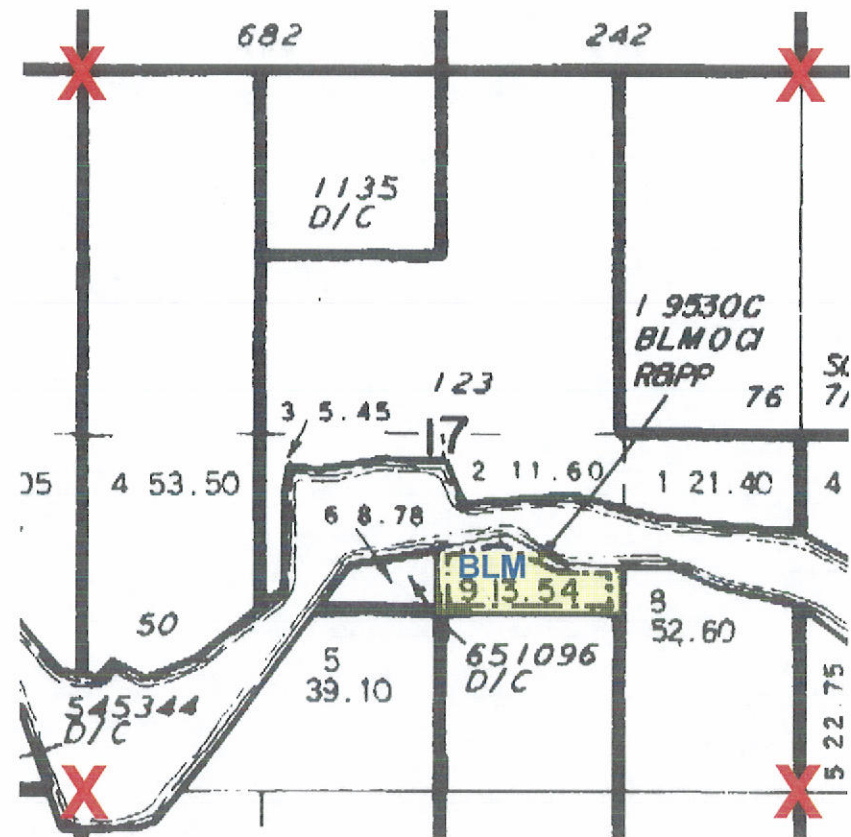
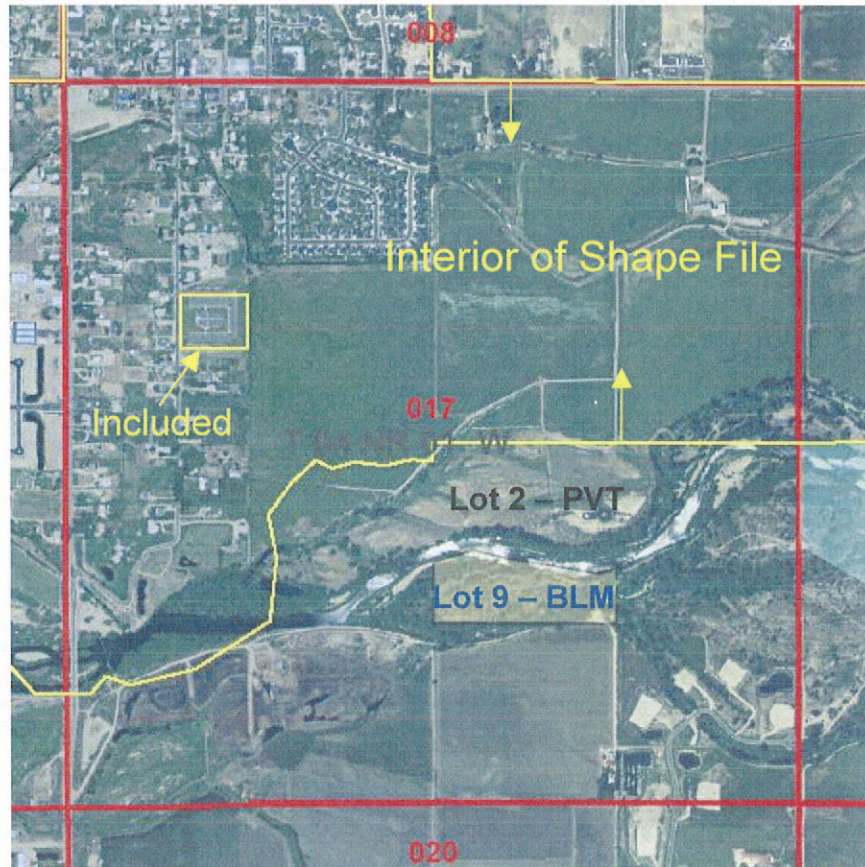
	Town	Range	Sect	QQ	Quart	Gov	Subcase	Mix	PVT	BLM	FS	BOR	OtherFed	OrganizationName	Own Comment
	04N	01W	17	NW	SE	7	63-00183	☐	☒	☐	☐	☐	☐	PIONEER DITCH CO LTD	
	04N	01W	17	NW	SE	2	63-00183	☐	☒	☐	☐	☐	☐	PIONEER DITCH CO LTD	

Lot 7 has been resurveyed to Lot 9



63-00183 – Pioneer Ditch Company – T04N R01W S17 NWSE

	Town	Range	Sect	QQ	Quart	Gov	Subcase	Mix	PVT	BLM	FS	BOR	OtherFed	OrganizationName	Own Comment
	04N	01W	17	NW	SE	7	63-00183	☐	☐	☒	☐	☐	☐	PIONEER DITCH CO LTD	Lot 7 resurveyed to Lot 9 - BLM
	04N	01W	17	NW	SE	2	63-00183	☐	☒	☐	☐	☐	☐	PIONEER DITCH CO LTD	Private



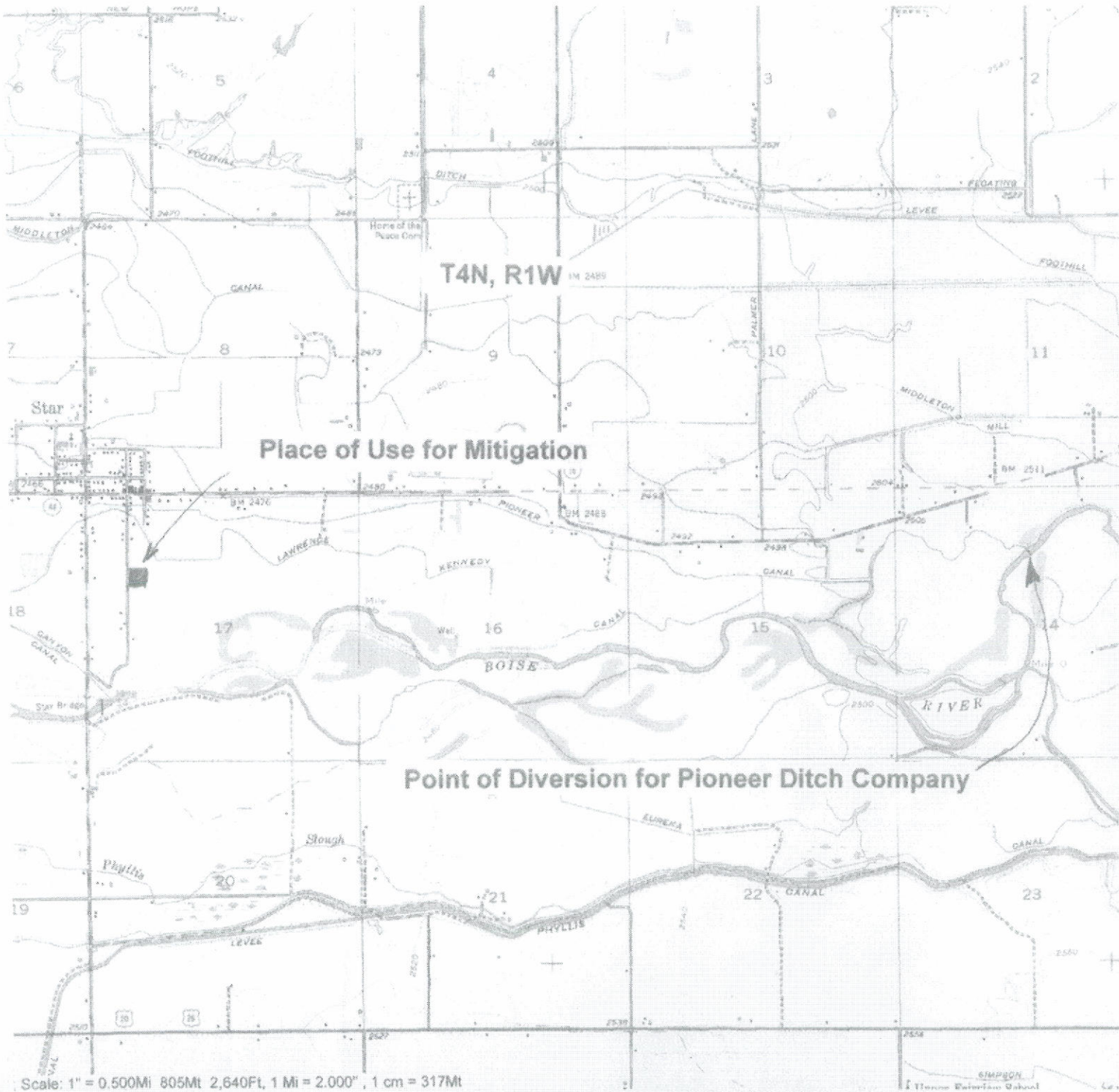
This may be a case of extra, unintended data that exists outside of the shape file being included in the Director's Report. Lot 7 (resurveyed to Lot 9) is BLM while Lot 2 is private. If the data containing the NWSE Lot 7 POU was removed, BLM's issue would be resolved. Additionally, Lot 2 also exists outside of the shape file.

**PIONEER DITCH COMPANY
BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 1343**



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



COPY

INCORPORATED UNDER
THE LAWS OF THE STATE OF IDAHO

NUMBER
568

SHARES
6

PIONEER DITCH COMPANY, LIMITED

CAPITAL STOCK \$12,860.00

This Certifies that EAGLE F.M. Group is the owner of
SIX (6) Shares of the Capital Stock of
PIONEER DITCH COMPANY, LIMITED

transferable only on the books of the Corporation by the holder hereof in person or by Attorney upon surrender of this Certificate properly endorsed.

IN WITNESS WHEREOF, the said Corporation has caused this Certificate to be signed by its duly authorized officers and its Corporate Seal to be hereunto affixed

AT STAR, IDAHO, this day of A.D. 19

SECRETARY

Elizabeth M. Dudley
PRESIDENT

\$10.00

A63-183

20

XLVI.

That the defendants Frank Hart, B. F. Swalley, James M. Stewart,
W. A. Fowler, J. C. Baldwin, Charles Palmer, J. H. McGrath, Eliza J.
McDowell, S. McDowell, Anos Prosser, Elsa Everett, D. D. Shaw, J. W.
Dickson, Jacob Fowler, William Snodgrass, State of Idaho, Snyder & Mc-
Dowell, William Spiefman, T. G. Creason and Ed Bullock, be and they
are hereby awarded the use of the waters of Boise River, diverted
from a point on the north bank thereof near the SE corner of NE $\frac{1}{4}$
of NW $\frac{1}{4}$, Sec. 14, T. 4 N. R. 1 W. B.M., through what is known as the
Pioneer canal, for use upon agricultural lands situated in Secs. 15,
16, 17, 18, 8, 9 and 10, all in T. 4 N. R. 1 W. B.M., in the following
amount from the following date;

- 3 C183 1286 inches, from June 1, 1870; and hereby designated as Right No. 49.
And be adjudged to pay \$90.02 costs in addition to the costs incurred by them.

XLVII.

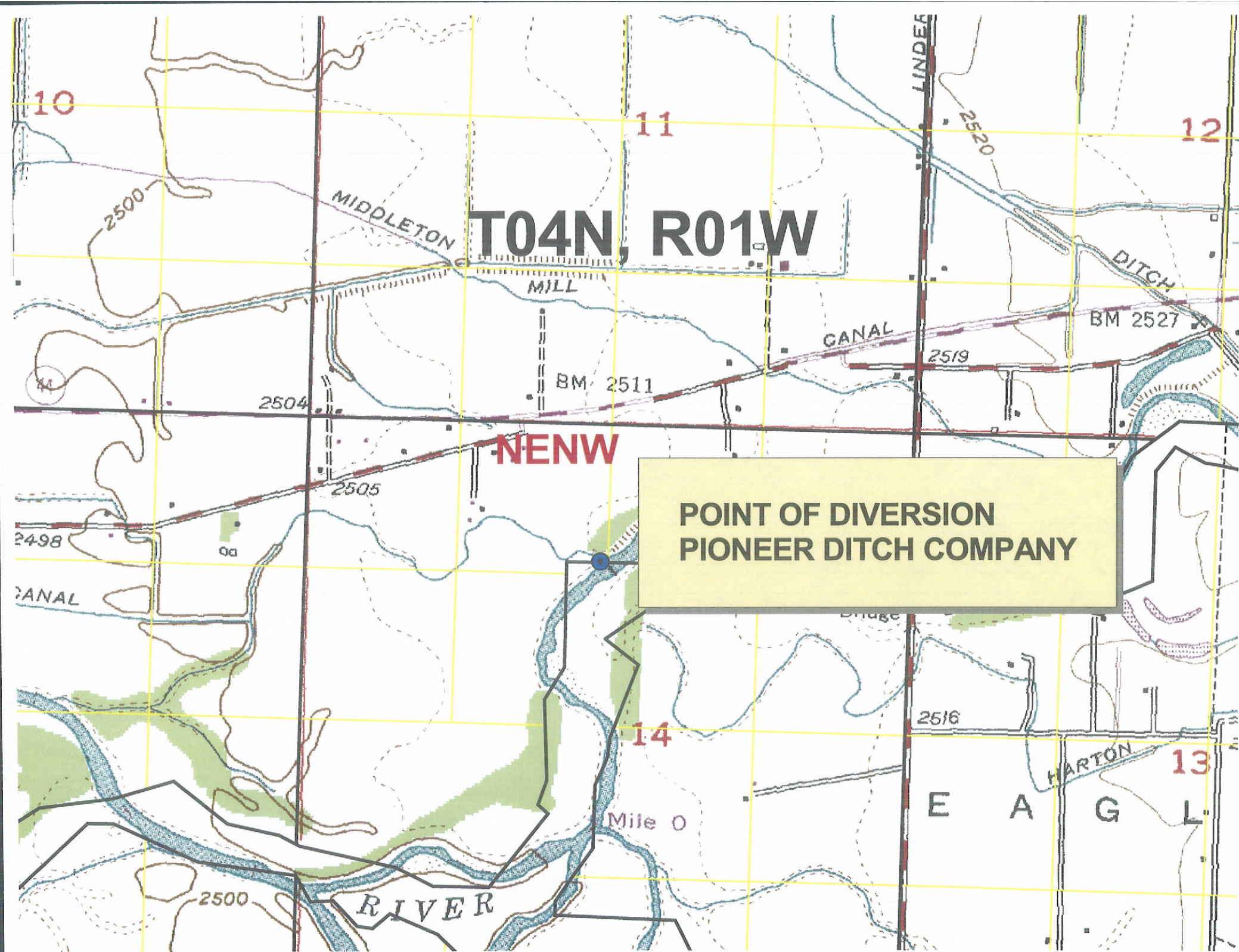
- 3 C184 That the defendant the BARRER LUMBER COMPANY, a corporation, be,
and it is hereby awarded the use of the waters of Boise River, divert-
ed at a point on the SE $\frac{1}{4}$ of lot 9, Sec. 33, T. 3 N. R. 3 E. B.M.,
for use upon lots 7, 8 and 9, and SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 33, lots 5 and 6
of Sec. 33, lot 1 of Sec. 32, also 10 acres in lot 2 of Sec. 32,
and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 3, all in T. 3 N. R. 3 E. B.M., in the follow-
ing amount and from the following date;

- 112 inches, from June 1, 1869; and hereby designated as Right No. 50.
And be adjudged to pay \$7.34 costs in addition to the costs incurred by it.

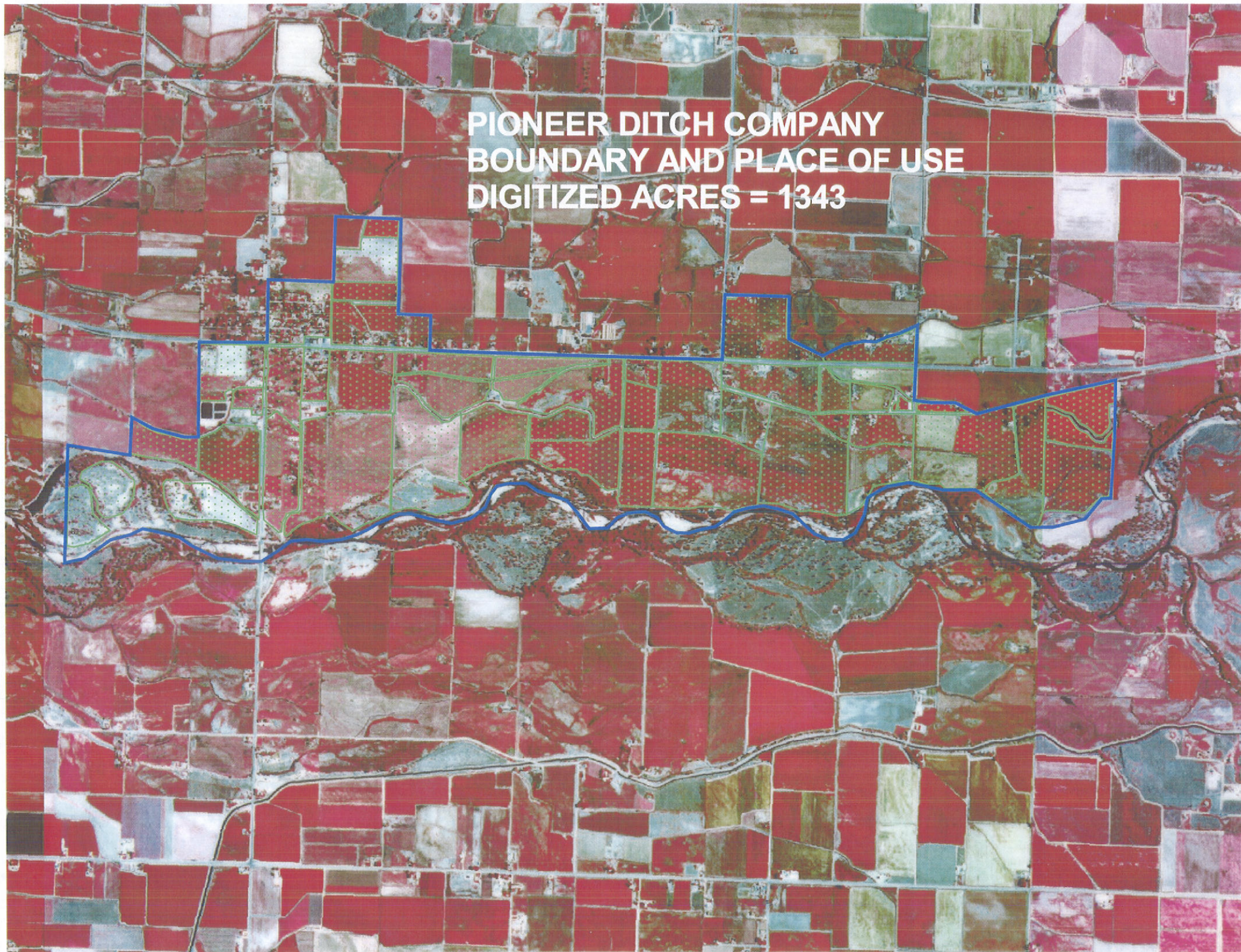
XLVIII.

That the defendant PETER HERVEZ be, and he is hereby awarded the
use of the waters of Boise River, diverted at a point in the NW $\frac{1}{4}$ of
SE $\frac{1}{4}$ of Sec. 24, T. 3 N. R. 2 E. B.M., for use upon lands in parts of
Secs. 14 and 23, T. 3 N. R. 2 E. B.M., in the following amount and
from the following date;

- 3 C185 90 inches, from June 1, 1871; and hereby designated as Right No. 53.
And be adjudged to pay \$3.30 costs in addition to the costs incurred by him.



**PIONEER DITCH COMPANY
BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 1343**





10

11

12

T04N, R01W

MIDDLETON

MILL

CANAL

BM 2527

BM 2511

2504

2519

NENW

2505

POINT OF DIVERSION
PIONEER DITCH COMPANY

2498

CANAL

2516

14

13

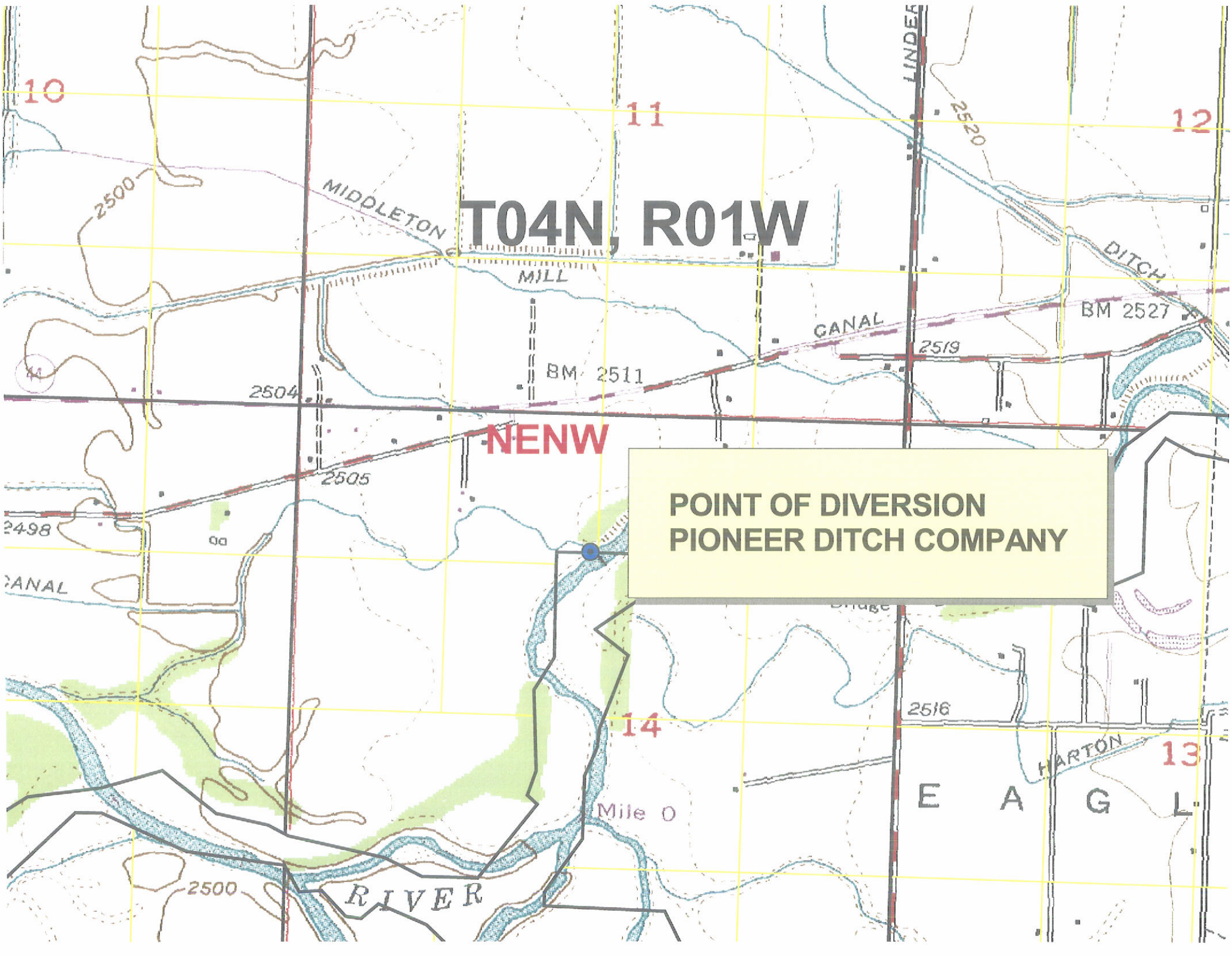
HARTON

E A G L

Mile 0

2500

RIVER



RECEIVED
JUL 11 1996
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)
)
Case No. 39576)
)
)
)
)
)

A. Subcase 63-00183
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of Land Management, Idaho State Office
Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657
Daytime Phone: see below
Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Pioneer Ditch Co., LTD.
Address: P.O. Box 70; Star, Idaho 83669
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be:

2. ☐ **Source**

Should be:

3. ☐ **Quantity**

Should be:

4. ☐ **Priority Date**

Should be:

5. ☐ **Point(s) of Diversion**

Should be:

6. ☐ **Instream Flow Description**

Should be:

7. ☐ **Purpose(s) of Use**

Should be:

8. ☐ **Period of Year**

Should be:

9. ☒ **Place of Use**

Should be: See attached.

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION(S):

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

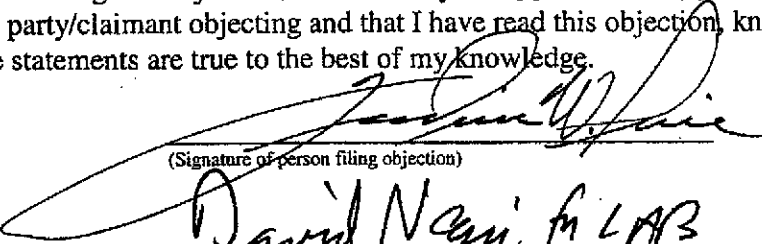
) ss.

County of ADA

)

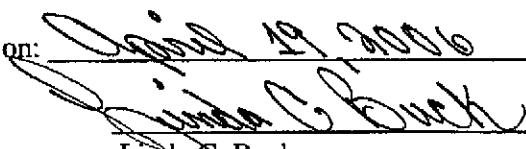
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

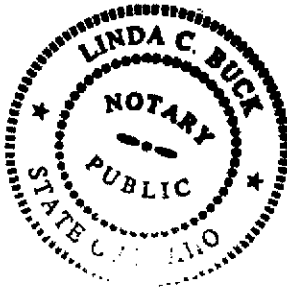
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

David Negi for LAB
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

April 19, 2006

Linda C. Buck



Notary Public for Idaho

Residing at: Mountain Home,

My Commission Expires: 12-21-2011

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.**
You must also send a copy to all the parties listed below in the Certificate of Mailing.

G.

CERTIFICATE OF MAILING

I certify that on 4-19-, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Pioneer Ditch Co., LTD.
Address: P.O. Box 70; Star, Idaho 83669

Name:
Address: ;

Name:
Address: ;

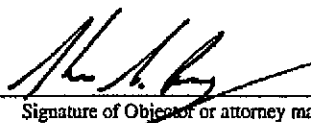
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney mailing on Objector's behalf

12/12/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-183

NAME AND ADDRESS: PIONEER DITCH CO LTD
PO BOX 70
STAR ID 93669

POU on BLM:

-Claimant is not authorized to farm public land.

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 25.720 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 50 percent of their decreed quantities.

PRIORITY DATE: 06/01/1870

POINT OF

DIVERSION: T04N R01W S14 N00W Lot 3 Within ADA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
MITIGATION	03/01 11/15	0.060 CFS
IRRIGATION	03/01 11/15	25.660 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE:

1283.1 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

This right is limited to the irrigation of 1283.1 acres within the boundary of Pioneer Ditch Co. Ltd in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Mitigation use is for the consumptive use of water under Right 63-31890.

RightID575706

Place(s) of use:

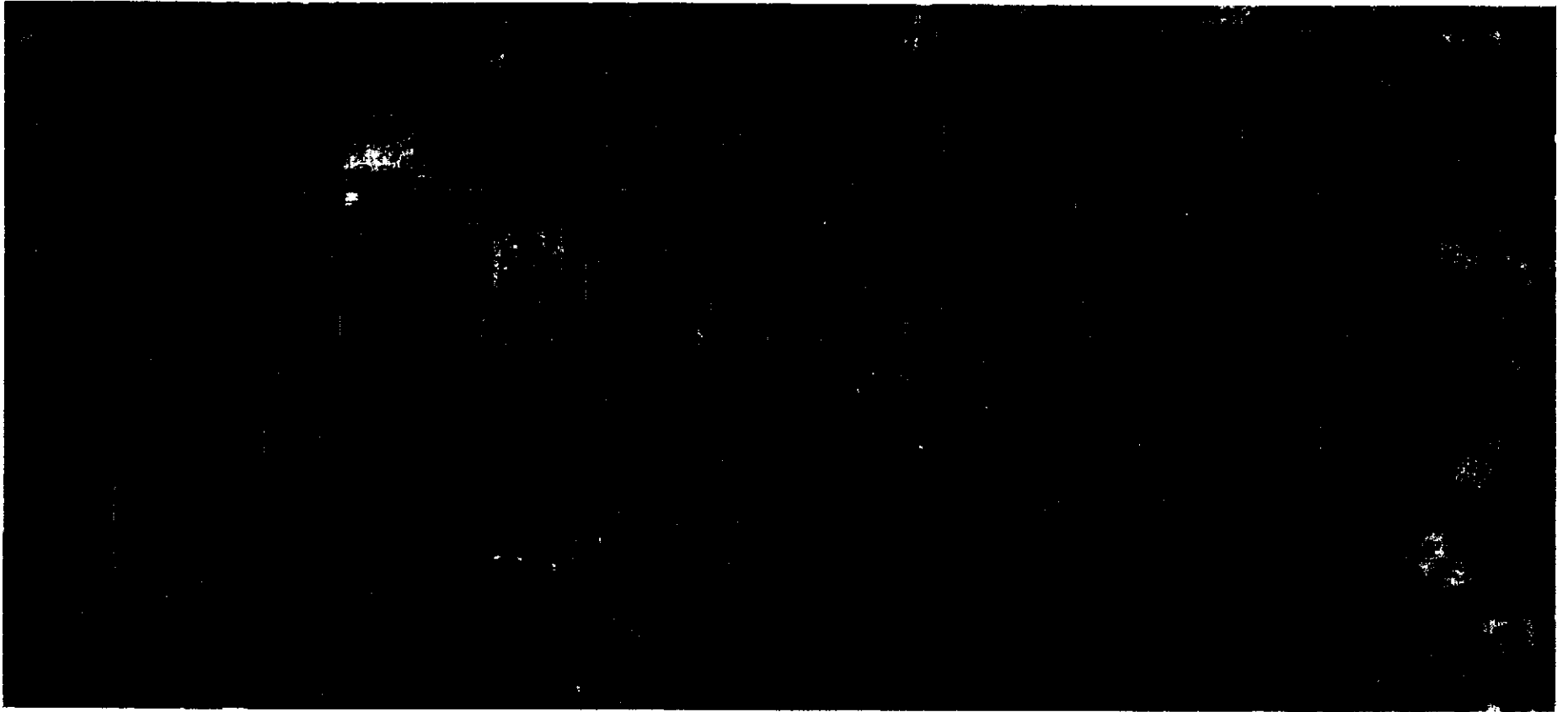
Place of Use Legal Description: IRRIGATION ADA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
04N	01W	7		SESE										
				NESW			SWSW			SESW				
				SWSE										
		9		SESE										
				SWSW			SESW							
		10												
		14	3	NENW			NWNW			SWNW		4	SENE	
			5	NWSW										
		15		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		16	3	NESW	4		NWSW							
			1	NESE										
		17		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENE	
		18	3	NESW	4		NWSW							
			1	NESE	2		NWSE							
		17	6				NENE			NWNE			SWNE	
				SENE										
		18		NENW			NWNW			SWNW			SENE	
			3	NESW	4		NWSW							
		18	1	NESE	2		NWSE			NWSE	BLM		SENE	
				NENE			NWNE			SWNE				
		18		SENE										
				NENW			NWNW			SWNW			SENE	
		18		NESW	5		SESW							
			7	NESE	6		NWSE		9	SWSE		8	SESE	

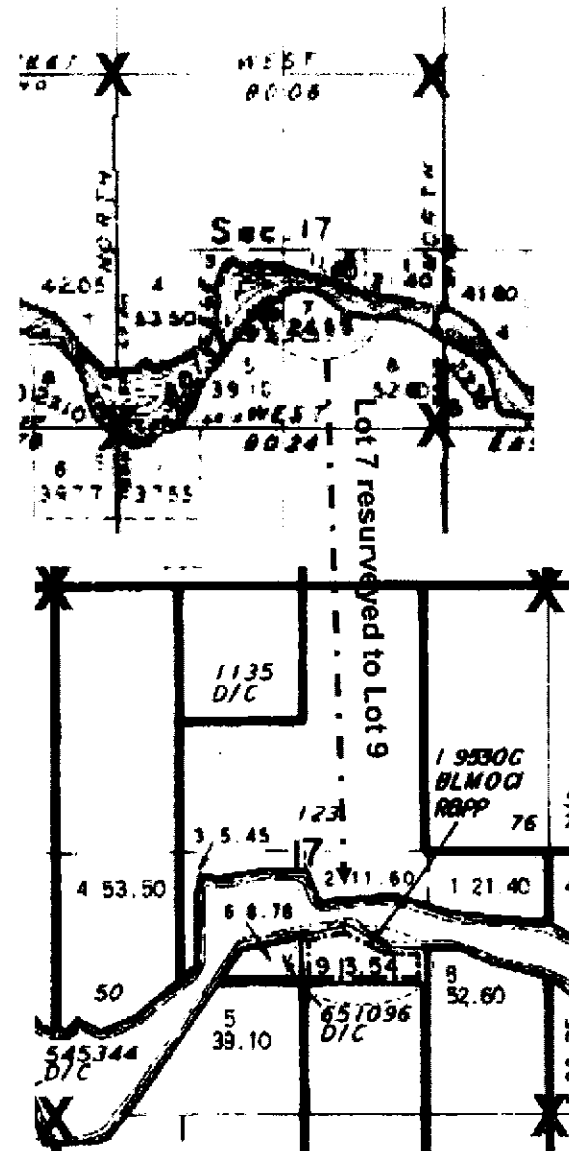
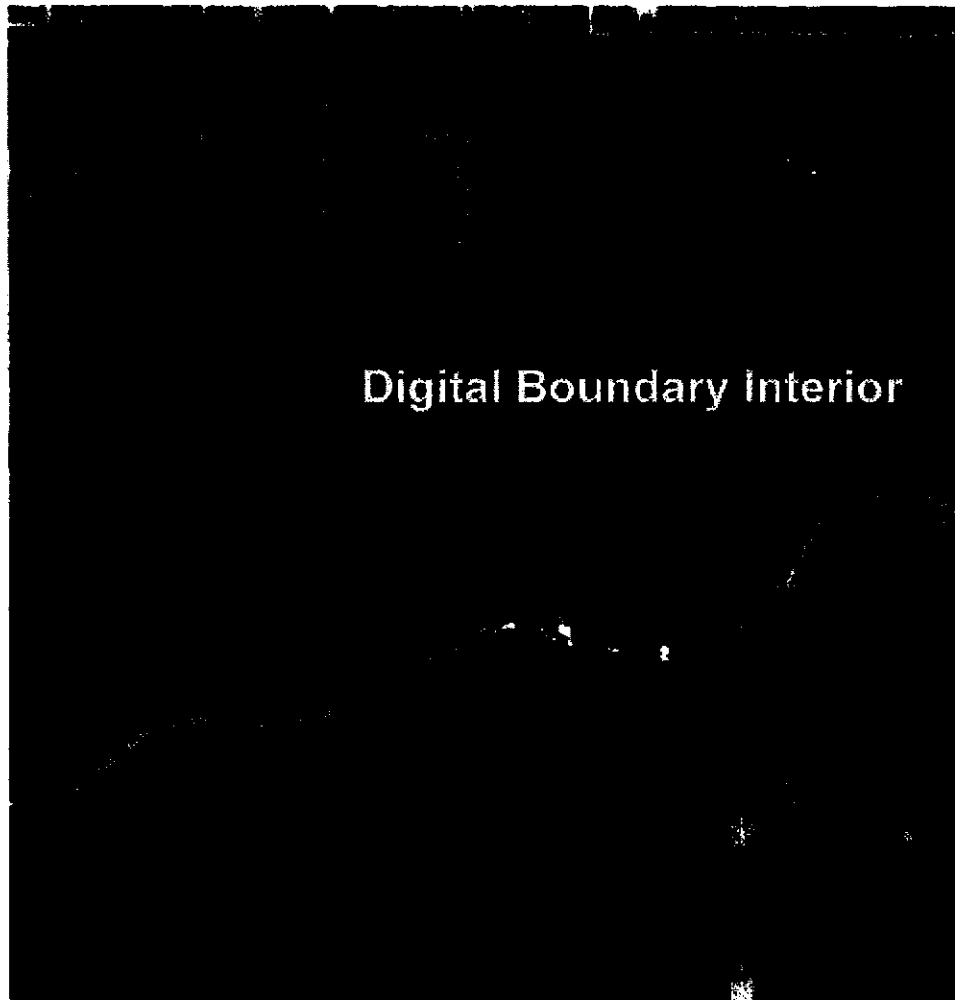
Place of Use Legal Description: MITIGATION same as IRRIGATION

Note: Lot 7 (NWSE) has been resurveyed to Lot 9 (NWSE)

63-00183



63-00183



-Remove POU on BLM from data.

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES[illegible]

FDX 26326 S2-en Act 8/2/1998
 Sac 17: Lnf 7

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO

USE PLATE. OG

Some say
T. 4 N
R. 1 W

SCALE in Chords

WARNING STATEMENT

This plan is the Bureau's Record of Title, and should be used only as a graphic display of the ownership survey facts. Records Bureau do not record title changes which may have been effected by federal movements of troops or other bodies of water. Refer to the cadastre surveys for official survey information.

RECEIVED
APR 25 2006
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase 63-183
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100

Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234

Daytime Phone: (208) 378-5306 E.Gail McGarry

Name & Address of Attorney, if any:

David W. Gehlert ((303)844-1386)

Trial Attorney, General Litigation Section

Environment and Natural Resource Division

U.S. Department of Justice

1961 Stout Street - 8th Floor

Denver, CO 80294

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS REPORT

Name: Pioneer Ditch Co. Ltd

Address: PO Box 70
Star, ID 83669

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be:

2. ☐ **Source**
Should be:

3. ☐ **Quantity**
Should be:

4. ☐ **Priority Date**
Should be:

5. ☐ **Point(s) of Diversion**
Should be:

6. ☐ **Instream Flow Description**
Should be:

7. ☐ **Purpose(s) of Use**
Should be:

8. ☒ **Period of Year**

Should be: Diversion for irrigation and mitigation under this right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for flood control operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for the Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, as decreed in SRBA Case No. 39576.

9. ☐ **Place of Use**
Should be:

11. **I object because:**

- ☐ This water right should not exist.
- ☐ This water right was not recommended, but should be recommended with the elements described.

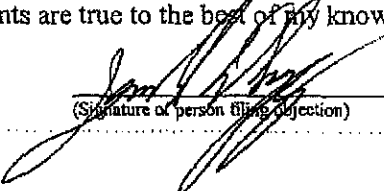
E. **REASONS SUPPORTING EACH OBJECTION(S):** The proposed language is intended to preserve the historical practice of allowing Reclamation's reservoirs to fill until April 1 and after October 31 if necessary.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

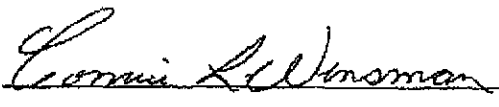
Jerrold D. Gregg, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

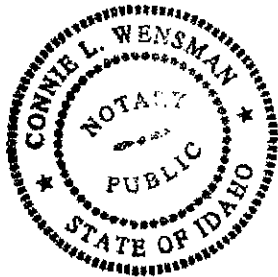
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:





Notary Public for: Idaho
Residing at: MERIDIAN
My Commission Expires: 10/06/10

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on 4-21, 2006 I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

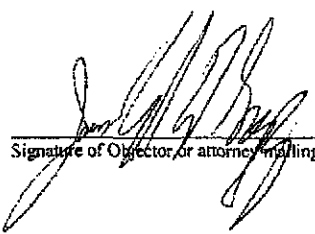
Name: Pioneer Ditch Co. Ltd
Address: PO Box 70
Star, ID 83669

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector, or attorney mailing on Objector's behalf

RECEIVED

APR 25 2006

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase Number: 63-183

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Boise Project Board of Control acting on its own behalf and on behalf of
and for the following individual entities:
New York Irrigation District, Nampa & Meridian Irrigation District, Wilder
Irrigation District, Boise-Kuna Irrigation District, Big Bend Irrigation
District
Address: 2465 Overland Road
Boise, Idaho 83705
Phone: (208) 344-1141

Name & Address of Attorney, if any:

Albert P. Barker, ISB # 2867
Paul L. Arrington, ISB # 7198
Barker Rosholt & Simpson, LLP
205 North 10th Street, Suite 520
P.O. Box 2139
Boise, Idaho 83701-2139
Telephone: 208-336-0700
Facsimile: 208-344-6034

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Pioneer Ditch Co. Ltd
Address: PO Box 70
Star, ID 83669

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be:

2. ☐ **Source**

Should be:

3. ☐ **Quantity**

Should be:

4. ☐ **Priority Date**

Should be:

5. ☐ **Point(s) of Diversion**

Should be:

6. ☐ **Instream Flow Description**

Should be:

7. ☐ **Purpose(s) of Use**

Should be:

8. ☒ **Period of Year**

Should be: Diversion for irrigation and mitigation under this right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for the Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, as decreed in SRBA Case No. 39576.

9. ☐ **Place of Use**

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S): The Director's Report recommendation appears to expand the Season of Use beyond a customary maximum of April 1 to November 1, which would allow injury to the objector's water rights and diminution of contract water reliability.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Twin Falls)

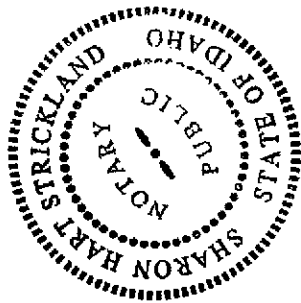
Paul L. Arrington, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 20, 2006.



Sharon Hart Strickland
Notary Public for: Idaho
Residing at: Gooding
My Commission Expires: 12-22-09

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 21, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID. 83303-2707

2. One copy to the claimant of the water right at the following address:

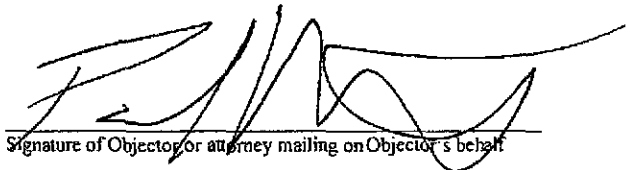
Name: Pioneer Ditch Co. Ltd.
Address: P.O. Box 70
Star, ID 83669

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf

Shurte, Jan

From: Spencer, Nick
Sent: Tuesday, August 16, 2005 2:16 PM
To: Shurte, Jan
Subject: FW: B63 Prelim I&O DR: 63-00183, Pioneer Ditch Co, Ltd.



63-00183 - Pioneer
Ditch PP.pp...

Jan, can you send this on to whomever needs to look at it? Thanks. NBS

-----Original Message-----

From: Fred_Price@blm.gov [mailto:Fred_Price@blm.gov]
Sent: Tuesday, August 16, 2005 9:41 AM
To: nick.spencer@idwr.idaho.gov; susan.hamlin@idwr.idaho.gov
Cc: becky.harvey@idwr.idaho.gov; larry.brown@usdoj.gov
Subject: B63 Prelim I&O DR: 63-00183, Pioneer Ditch Co, Ltd.

Nick, Susan,

RE: POU on BLM outside digital boundary
T04N, R01W, S17, Lot 7 (NWSE)
63-00183

*not listed on the Rec.
only lot 2 although
shape covers part of
lot 7*

There is a POU on BLM in your data that is outside the digital boundary for Pioneer Ditch Co (Lot 7 (NWSE), S17, T04N, R01W). It appears that this could be removed from the data as unintentional. It would save me an objection if it could be removed. The shapefile (digital boundary) is fine. Lot 7 is not a valid legal land description, as it has been resurveyed as Lot 9 (NWSE). The same conclusions hold true for Lot 9 as it did for Lot 7.

There is another POU listed outside the digital boundary that is listed in the data for this right (Lot 2 (NWSE), S17, T04N, R01W). This POU describes private land, so I am not concerned with it. There does appear to be a small amount of irrigation in the NW corner of the lot, but the shape excludes all of Lot 2. The question is whether the shape should be expanded to include Lot 2 or if Lot 2 should be removed from the data?

Fred
(See attached file: 63-00183 - Pioneer Ditch PP.ppt)

*Newest shapes
show all POU
inside Pioneer's boundary*

*Michael will have to
change the GCD.
if lot 7 has been
changed*

*POU inside
boundary
(BOUNDARY CHANGED)
AFTER PAKO'S REVIEW
OR HAD WRONG SHAPE.
lot 2 is included
in boundary*

*Pioneer's shape in
the DB is exactly
like Mel's shape*

Pioneer Ditch Company – POU Overview

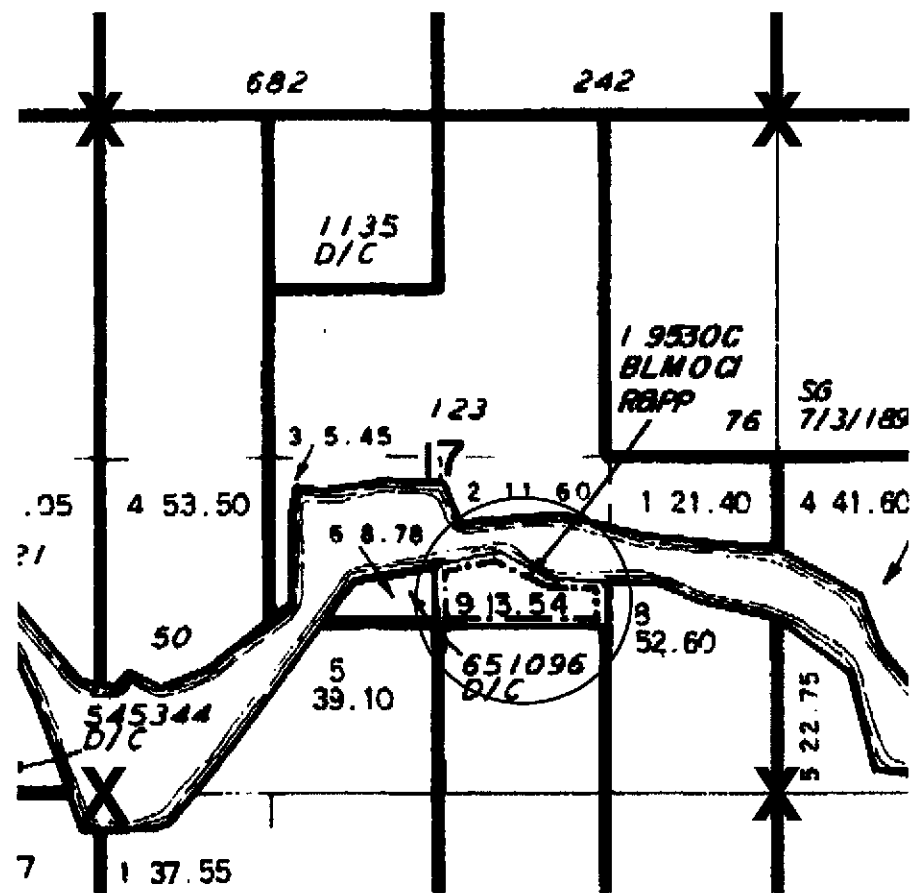
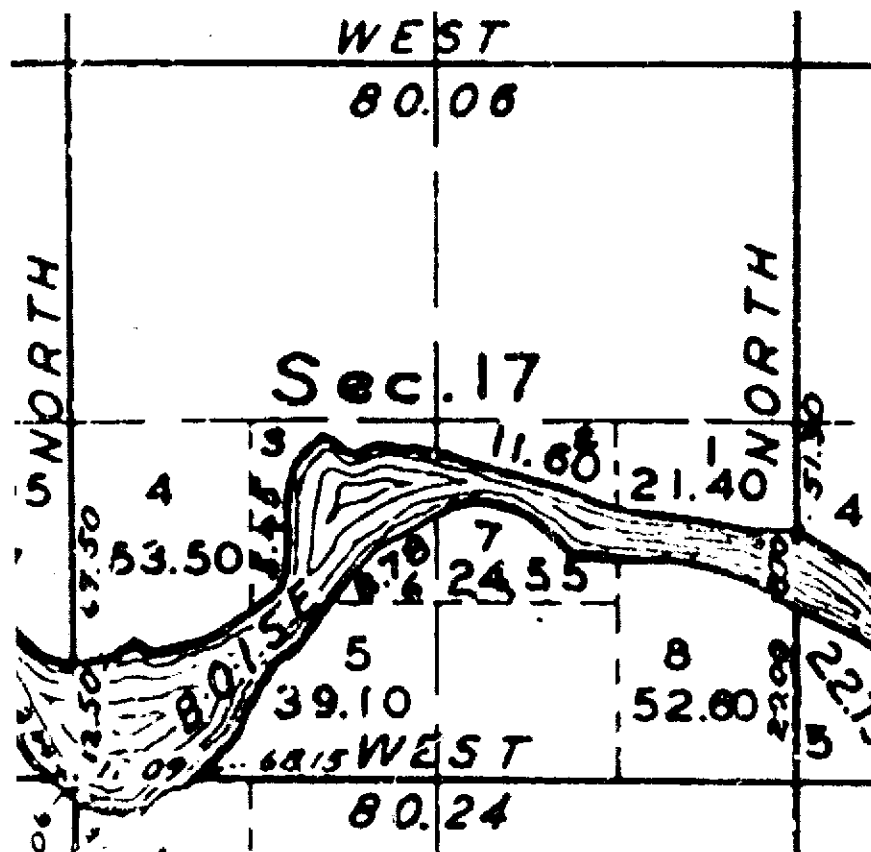


This is evidently an old shape - Pioneer Ditch Co shape does not look like this now.

T04N R01W S17 NWSE

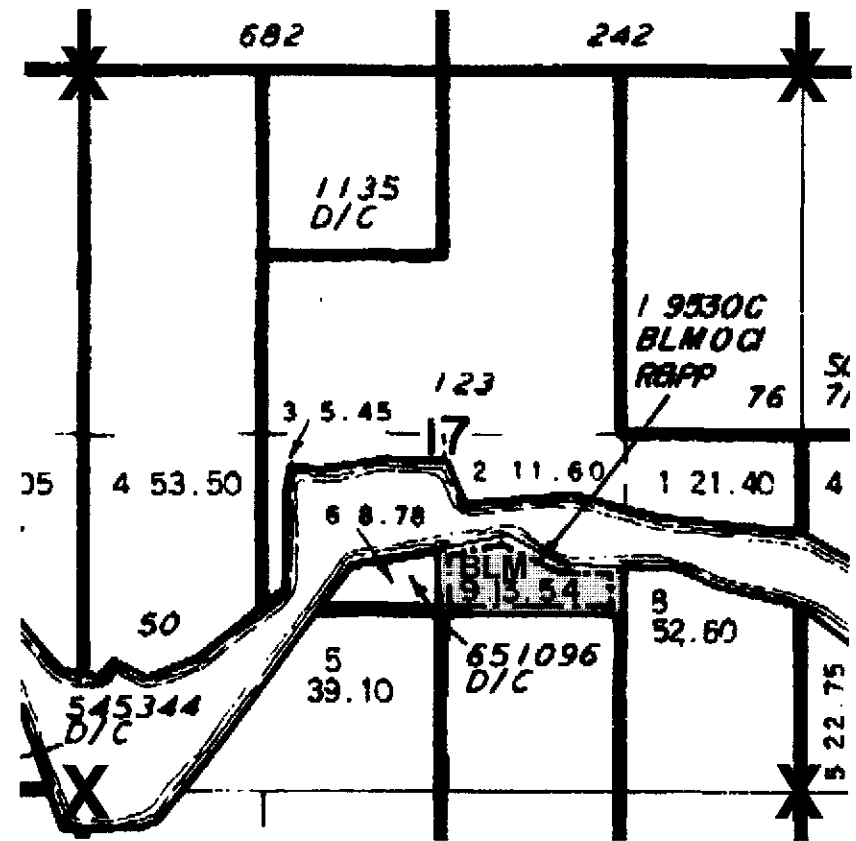
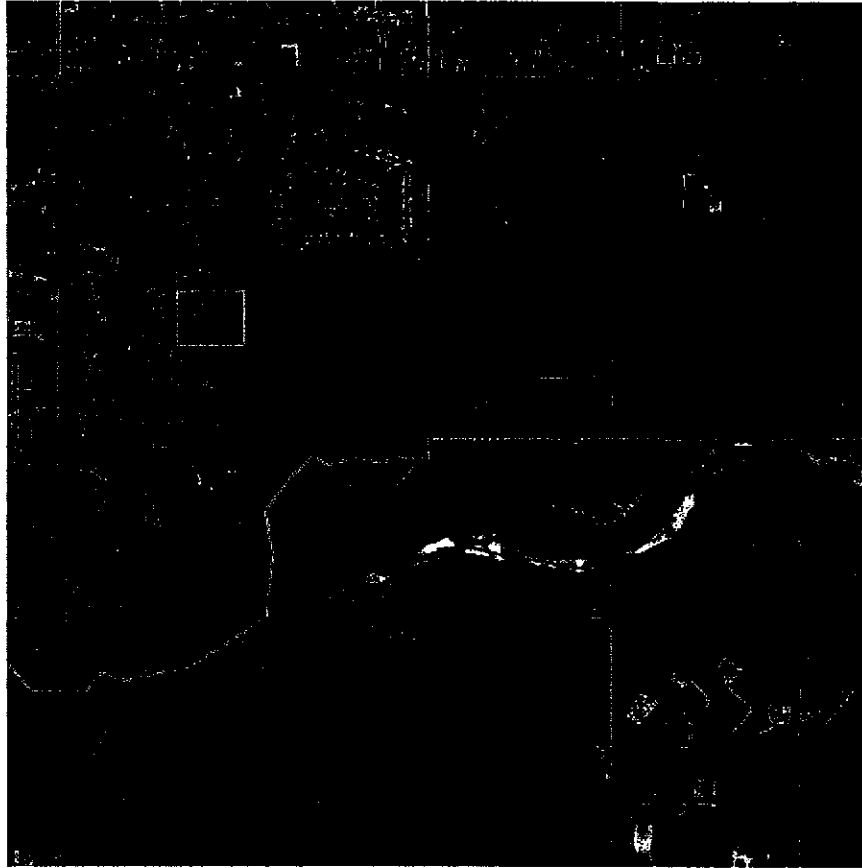
Town	Range	Sect	QQ	Quant	Gov	Subcase	Mix	PVT	BLM	FS	BOB	OtherFed	OrganizationName	Own Comment
04N	01W	17	NW	SE		7 63-00183	☐	☒	☐	☐	☐	☐	PIONEER DITCH CO LTD	
04N	01W	17	NW	SE		2 63-00183	☐	☒	☐	☐	☐	☐	PIONEER DITCH CO LTD	

Lot 7 has been resurveyed to Lot 9



63-00183 – Pioneer Ditch Company – T04N R01W S17 NWSE

Town	Range	Sec	GP	Dir	Gov	Subcase	Mix	PVT	BLM	FS	BOR	OtherFed	OrganizationName	Own Comment
04N	01W	17	NW	SE	7	63-00183	☐	☐	☒	☐	☐	☐	PIONEER DITCH CO LTD	Lot 7 resurveyed to Lot 9 - BLM
04N	01W	17	NW	SE	2	63-00183	☐	☒	☐	☐	☐	☐	PIONEER DITCH CO LTD	Private



This may be a case of extra, unintended data that exists outside of the shape file being included in the Director's Report. Lot 7 (resurveyed to Lot 9) is BLM while Lot 2 is private. If the data containing the NWSE Lot 7 POU was removed, BLM's issue would be resolved. Additionally, Lot 2 also exists outside of the shape file.

Shurte, Jan

From: Scott King [SKing@spfwater.com]
Sent: Tuesday, September 06, 2005 4:10 PM
To: Shurte, Jan
Subject: Pioneer Ditch co - more

Jan,

FYI

I've been trying to get in touch with Pioneer Ditch Co. At the number listed on the recommendation (286-7481) Marie Kensley informed me that the new secretary is Bertha Foster, 455-1735.
Scott

Scott N. King, P.E.
SPF Water Engineering, LLC
600 East River Park Lane, Suite 105
Boise, Idaho 83706
phone: 208-383-4140 x209
fax: 208-383-4156
email: sking@spfwater.com
web page: www.spfwater.com

9/20/2005

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: A63-00183
Date Received: 8/10/1989
Receipt No: W004333
Received By: DE WA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PIONEER DITCH CO., LTD. 208-286-7481
Address: C/O MARIE KUENZLI
P.O. BOX 284
STAR, ID 83669

2. Date of Priority: JUN 01, 1870

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	14	NE	NW			ADA

5. Description of diverting works:
EARTHEN DAM, CANAL DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	25.720		

7. Total Quantity Appropriated is:
25.720 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	8	NE	SW		IRR	25.0
			SW	SW		IRR	43.0
			SE	SW		IRR	40.2

Section Acres 108.2

A63-00183

Page 1

Date: 08/18/89

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	9	SE	SE		IRR	62.0
						Section Acres	62.0
		10	SW	SW		IRR	15.0
						Section Acres	15.0
		14	NW	NW		IRR	20.0
			SW	NW		IRR	6.7
						Section Acres	26.7
		15	NE	NE		IRR	3.0
			SE	NE		IRR	19.5
			NE	NW		IRR	28.5
			NW	NW		IRR	16.2
			SW	NW		IRR	40.0
			SE	NW		IRR	47.5
			NW	SW		IRR	10.0
						Section Acres	164.7
		16	NE	NE		IRR	52.2
			NW	NE		IRR	45.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	30.0
			SE	SW		IRR	2.3
			NE	SE		IRR	23.0
			NW	SE		IRR	26.5
			SE	SE		IRR	5.0
						Section Acres	424.0
		17	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	29.5

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01W	17	NW		NW		IRR	42.0
			SW		NW		IRR	38.0
			SE		NW		IRR	45.0
			NE		SW		IRR	7.0
			NW		SW		IRR	32.5
							Section Acres	354.0
		18	NE		NE		IRR	29.5
			NW		NE		IRR	17.0
			SW		NE		IRR	10.0
			SE		NE		IRR	48.5
			NE		SE		IRR	26.5
							Section Acres	131.5
							Total Acres	1286.1

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:
PROPERTY OWNED BY INDIVIDUAL LANDOWNERS WHO OBTAIN WATER BY DITCH
ACTUAL IRRIGATED ACRES 1287.5

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

RIVERSIDE IRR. DIST.
Decree Plaintiff

vs

FARMERS CO-OP DITCH CO.
Decree 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: _____

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

Ident. Number

AG3-00183

Date Received

7-25-89 8-10-89

Receipt Number

W 4333

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Pioneer Ditch Co., Ltd. Phone (208) 286-7481Mailing Address % Marie Kuenzli, PO Box 284, Star Zip 836692. Date of Priority (Only one (1) per claim) June 1, 18703. 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 1W Section 14,
1/4 of NE 1/4 of NW 1/4, Govt. Lot, B.M., County of ADA

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. Earthen dam, canal, ditches

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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 25.72 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 25.72 (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	
4N	1W	8									25		42.75	40 1/4			2		110
		9																62	62
		10											15						15
		14							20 3/4										26 3/4
		15	3			19 1/2	28 1/2	16 1/4	40	47 1/2	10								161 3/4
		16	52 1/4	45	40	40	40	40	40	40	30			2.3	22.7	26.5		5	423 3/4
		17	40	40	40	40	29 1/2	42	38	45	7	32 1/2							354
		18	29 1/2	16 3/4	10	48 1/2									26 1/2				131 1/4
Total number of acres irrigated																			1287.5

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

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. _____ or None ()

14. Remarks: Property owned by individual landowners who obtain water by ditch.

Last Name _____ Ident No. _____

Copies: White - State, Yellow - Claimant
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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 1-18-1906

Plaintiff vs Defendant Riverside Irr. Dist. vs Farmers Co-op Ditch Co.

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 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 Bookkeeper

of Pioneer Ditch Co. LTD Title _____ that I have signed the foregoing

document in the space below as Bookkeeper Title _____ of Pioneer Ditch Co. LTD Organization _____

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

Signature of Authorized Agent Marnie Kienzli

Title and Organization Bookkeeper of Pioneer Ditch Co. LTD Date 8-10-89

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

Subscribed and sworn (or affirmed) before me this 10 day of August 19 89

SEAL

Notary Public Linda Werner

Residing at Linda A. Werner

Residing at Boise, Idaho

My Commission Expires My Commission Expires December 8, 1994

Please Print Name

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 _____

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Copies White-State, Yellow-Claimant
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LAST NAME	LEGAL	*NO. NAME*	*NO. NAME*	ACRES
AIKEN, Ruth	UNK.			1.00 SW, SW Sec. 8
AKINS	PAR# 0150 OF NE 4, SEC 16, 4 N, 1 W PAR# 0300 OF E 2, NE4, SEC 16, 4N, 1W			1 NE, NE Sec. 16 10 (5) NE, NE + (5) SE, SE Sec. 16
ANDERSON	E 1/2 SEC 16, 4 N, 1 W			120 (20) NW, SE + (10) NE, SE + (30) NW, NE + (40) SW, NE + SE, NE (20)
ASHBY	PAR# 4700 OF SE 4 NW4 OF NE 4 SW 4 SEC 15, 4N, 1W. PAR# 4600 OF E 2 N W 4 OF NE 4, SW4, SEC 15, 4N, 1W.			134 Sec. 15: SE, NW
BAGLEY	PAR# 4700 OF LOTS 8 & 9 4N, 1W BLK 5 PIERCE ADDITION			1 Sec. 8: SW, SW
BARNES ★				10 S. 17: SW, NW
BARR	E2, E2, NW4, E2 OF LOT 3 SEC 16, 4N, 1W.			164.5 SE, SW (2.3) + SE, NW (20), NE, NW (20), NE, SW (20)
BILLINGTON				1/2 Sec. 8 SW, SW
BLACKSTEAD	PAR# 7255 OF SE4 RS# 751 EXC RS# 71, SEC 18, 4N, 1W			121 NE, SE, Sec. 18
BOLEN				1/2 Sec. 8: SW, SW
BOYER	W2W 2W2 NE4 NW4 EXC N 335 FT OF W2 W2 335 FT SEC 17, 4N, 1W. NE4 NW4 SEC 17, 4N, 1W.			5 AC NW, NW: Sec. 17
BROOKS	ROBERT Brooks PAR# 6110 OF SW4 SW4 SEC 18, 1W			12 NE, NW Sec. 16 1/2 SW, SW Sec. 8
BROWN	LOT 42 BLOCK 1 DICKINSON SUB.			12 SW, NW, Sec. 17
BURROWS	PAR# 0200 OF NE4 NE4 SEC 18, 4N, 1W			12 NE, NE, Sec. 18
CARR				1 SW, SW Sec. 8
CATHOLIC CHURCH				19 Sec. 18 NE, NE
COAN	PAR# 3020 OF NW4 NW4 SEC 17, 4N, 1W			1/2 Sec. 18: NW, NE
COBLEY				11.55 NW, NW: Sec. 15
CODE	Mrs. Clifford Code			1/4 Sec. 17: NW, NW
COLBERG	PAR# 3140 OF NW4, NW4 4N, 1W. PAR# 3120 OF BLOCK 1 INTER SEC 17 4N, 1W. PAR# NW4 NW4 SEC 17, 4N, 1W. 3150 OF NW4 NW4 SEC 17, LOTS 16/17 N 20' OF 18 Minnie Code			1/5 Sec. 17: NW, NW
	PAR# 7400 OF NE4 SE4 SEC 18, 4N, 1W PAR# 7245 OF NE4 SE4 SEC 18, 4N, 1W			1/5 NE, SE, Sec. 18

MICROFILMED
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LAST NAME	LEGAL	*NO_NAME*	*NO_NAME*
COMBE FARMS	PAR# 3600 OF NW4 & OF SW4 SEC 14 4N 1W. PAR# 6100 OF SW4 SW4 SEC 14	4N, 1W. LOT 1 SEC 15 4N 1W	1/Sec. 14 NW, NW (20) SW, NW (6.75) 26.75
COULTER	PAR# 6090 OF SW 4 SW4 SEC 8, 4N, 1W		1/2 SW, SW - Sec 8
COWAN			3/4 NW, NW - Sec 17
DANCER	PAR# 3387 OF LOT 6 R L HON SUBDIVISION		1/4 NE, NE Sec 16
DE CHAMBEAU	PAR# 0050 OF NE4 NE4 SEC 18 4N 1W		1/1 NE, NE S. 18
DOUGLAS			1/2 NW, NW S. 17
DYE	LOT 14 E 20* LOT 13 1/2 VAC ALLEY ADJ A A LINDER ADDITION 4N 1W		1/1 SW, SW S. 8
EDWARDS	LOTS 8 & 9 PIERCE ADDITION 4N 1W		1/1 SW, SW S. 8
GERBER			1/1 NE, NE S. 16
GIBBINS	PAR# 2500 OF LOT 4 R L HON SUBDIVISION.	PAR# 2480 OF LOT 4 R L HON SUBDIVISION	1/4 SE, SE S. 9
GOLDSTON	LOTS 34 & 35 DICKSONS SUBDIVISION		1/2 SW, NW S. 17
GRAHM	PAR# 2700 OF E2 NW4 SEC 15, 4N, 1W		1/6 NE, NW S. 15
GRIFFITH	LOT 1 1/2 VAC ALLEY ADJ A A LINDER ADDITION		1/1 SW, SW S. 8
HARDY	PAR# 2440 OF NE4 NW4 SEC 15 4N 1W		1/6 NE, NW S. 15
HASSELBRING	LOTS 22 & 23 OF 1/2 VAC ALLEY ADJ TO E 11.50 OF LOT 22 & 23	FROST ADDITION	1/2 SW, SW S. 8
HENRY			1/2 SW, SW S. 8
HERRIDGE	SEC 15, 4N, 1W		17.5 (4) NE, NW S. 15 13.5 SE, NW S. 15
IRELAND	LOT 50 DICKSONS SUBDIVISION. S 16 FT OF LOT 7, LOT 8 BLK 5 LOT 9 BLK 1 MC DOWELLS ADDITION 4N 1W	INTERURBAN ADDITION 4N 1W	Dell Ireland 1/2 NW, NW S. 17 George 1/2 SW, SW S. 8
JANTZ			1/2 SW, SW S. 8

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LAST NAME	LEGAL	*NO_NAME*	*NO_NAME*	Acres
JENKINS	PAR# 0370 OF NE4 NE4 SEC 18 4N 1W			1/2 NE, NE S. 18
JENNINGS	LOT 18 BLK 5 PIERCE ADDITION 4N 1W			1/2 SW, SW S. 8
JOHNSON	PAR# 7200 OF NE4 SE4 SEC 18 4N 1W			1.5 NE, SE S. 18
KELLEY ★				16.25 S. 18 NW, NE
KILBURN	E 9.72 ACRES OF LOT 8 R L HON SUBDIVISION			10 NE, NE S. 16
KINNEY	PAR# 0550 OF NE4 NE4 SEC 18 4N 1W.			1/2 NE, NE S. 18
KIRTLEY	PAR# 1700 OF E2 SW4 SEC 8 4N 1W, PAR# 1600 OF E2 SW4 SEC 8 4N 1W	PAR# 2030 FROST ADDITION TO STAR. PAR# 2020 FROST ADDITION TO STAR.	LOTS 1-4 INC. 77 ADD. PAR# 495 1-13 BLK 7 PIE	NE, SW (25) SE, SW (38) SW, SW (7)
KISSINGER	PAR# 0100 OF NE4 NE4 SEC 16 4N 1W			1/5 NE, NE S. 16
KOLSKY	LOTS 28 TO 33 INCLUSIVE, LOT 74 EXC RIGHT OF WAY, DICKSONS SUBDIVISION			13.5 S. 17 NW, SW
KUBIK				1/2 S. 8 SW, SW
KUEHN	PAR# 4720 OF LOT 10 BLK 5 PIERCE ADDITION			1/2 S. 8 SW, SW
KUENZLI	PAR# 3650 OF SE4 NE4 SEC 18 4N 1W. PAR# 2625 OF SE4 NE4 SEC 18 4N 1W.	PAR# 2628 OF SE4 NE4 SEC 18 4N 1W. 108 OF NE4 SEC 18 4N 1W.		143.5 S. 18 SE, NE
LA FON	LOTS 68 THROUGH 73 OF DICKSON SUBDIVISION. SEC 17 4N 1W.			1/6 S. 17 NW, SW
LENZI	PAR# 2500 OF NE4 NW4 SEC 15, 4N, 1W.			10.5 S. 15 NE, NW
LEWIS	PAR# 2800 OF W2 E2 2N W4 AND OF W2 OF LOT 3 SEC 16 4N 1W			38 S. 16 SE, NW (20) NE, NW (8) NE, SW (10)
LOVE	LOT 43 DICKSONS SUBDIVISION			1/1 S. 17 SW, NW
MAC KINNON	PAR# 3410 OF LOT 6 R L HON SUBDIVISION	NE4 NE4 SEC 16 4N 1W		1/1 S. 16 NE, NE
MANN				1/4 S. 17 SW, NW

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AUG 17 1992

ACRES

LAST NAME	LEGAL	*NO.*	*NAME*	*NO.*	*NAME*
MARQUISS	PAR# 0150 OF NE4 NE4 SEC 18 4N 1W. PAR# 0175 OF NE4 NE4 SEC 18 4N 1W	Guy	7.5	S. 18	NE, NE
	PAR# 2650 OF NE4 NW4 SEC 17 4N 1W	Darlene	1.5	S. 17	NE, NW
MC CABE	PAR# 6160 OF SW4 SW4 SEC 8 4N 1W		1/2	S. 8	SW, SW
MC CLURE			1/2	S. 17	NW, NW
MC DONALD	PAR# 6150 OF SW4 SW4 SEC 8 4N 1W.		1/2	S. 8	SW, SW
MIKE			1/6	S. 9	SE, SE
MILLER	LOT 1 EXC NE 4 LOT 2 R L HON SUBDIVISION SEC 15 4N 1W	Wm.	35	20	S. 9 SE, SE S. 10 SW, SW
	PAR# 3383 OF LOT 6 R L HON SUBDIVISION. SEC 15 4N 1W	David	1	S. 16	NE, NE
	LOTS 6-8 INC. & N 16 OF FROST ST ADJ. FROST ADDITION	Vicky	2	S. 8	SW, SW
	LOT 12 BLK 5 PIERCE ADDITION	Miles	1/2	S. 8	SW, SW
MORISSETTE	N 132 OF S 264 OF E 330 OF SE4 NE4 NE4 SEC 18 4N 1W		1	S. 18	NE, NE
MURPHY	LOTS 1-4 DICKSONS SUBDIVISION		1/5	S. 17	NW, NW
NEJDL	PAR# 3310 LOT 8 BLK 1 MC DOWELLS ADDITION	PAR# 6270 OF SW4 SW4 SEC 8 4N 1W	PAR# 3480 BLK DOWELLS ADDIT	1	S. 8 SW, SW
NESBITT	PAR# 0207 OF E2 NE4 SEC 16 4N 1W. PAR# 0625 OF W2 NE4 SEC 16 4N 1W.		1/15	S. 16	NW, NE
NYLAND	LOTS 1-2, BLOCK 4 PIERCE ADDITION		1/2	S. 8	SW, SW
OCAMICA	E2 NE4 SEC 17 4N 1W. PAR# 0550 OF SEC 17 4N 1W. W2 N4 SEC 16 4N 1W.		290	S. 17	NE, SW (7) + SE, NW (45) NE, NE (40) + SE, NE (40) SW, NE (40) + NW, NE (31.5) NW, NW (40) + SW, NW (40)
P.K.B. INDUSTRIES	LOT 3 R L HON SUBDIVISION SEC 15 4N 1W.		20	S. 9	SE, SE
PARRISH			1/2	S. 17	SW, NW
PHILLIPS	LOTS 25-27 INC @ 1/2 VAC ALLEY ADJ TO W	LOTS 1/2 BLK 4 INTERURBAN ADD. SEC 17	1/2	S. 17	NW, NW

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AUG 17 1992

LAST NAME	LEGAL	*NO_NAME*	Acres	*NO_NAME*
	17.15 OF LOT 25 FROST ADD.	4N 1W.		
PITTAM	SOUTH 42' OF LOT 24 & LOTS 25-26 DICKSON SUBDIVISION		1/3	S. 17 NW, SW
PORTER	LOT 5, BLOCK 5 PIERCE ADDITION		1 1/2	S. 8 SW, SW
RAYNOR	LOT 14 BLK 5 PIERCE ADDITION	LOT 15 BLK 5 PIERCE ADDITION	1/2	S. 8 SW, SW
RICE			1 1/2	S. 8 SW, SW
RIGENHAGEN	PAR# 4351 OF LOTS 17-20 BLK 2 PIERCE ADDITION LOTS 18-21 INC E 46' OF LOT 17 FROST ADDITION	PAR# 4220 OF LOT 20 PIERCE ADDITION	PAR# 4400 OF PIERCE ADDITI	1/2 S. 8 SW, SW
RIPPIN			1.25	S. 8 SE, SW
RONQUILLO			1	S. 17 NW, NW
ROSS	LOTS 5 THROUGH 14 DICKSONS SUBDIVISION SEC 17 4N 1W	PAR# 2900 OF NE4 NW4 SEC 17 4N 1W	1/39	S. 17 NE, NW (25) NW, NW (7) SW, NW (7)
RYAN			1	S. 15 NE, NW
SARGENT	PAR# 0700 OF NW4 NE4 SEC 17 4N 1W		18.5	S. 17 NW, NE
SCHMIDT	LOT 1 & W 37.58 OF LOT 2 BLK 2 MC DOWELL ADDITION		1	S. 8 SW, SW
SCHWILLING	PAR# 2700 OF NE4 NW4 SEC 17 4N 1W		1/2	S. 17 NE, NW
SCRIVNER	LOTS 5-7 INC VAC ALLEY ADJ BLK 6 PIERCE ADDITION		1	S. 8 SW, SW
SEXTON	LOT 56 DICKSON SUBDIVISION		1/1	S. 17 NW, NW
SHAFFER			1	S. 17 NW, NW
SHREFFLER	LOTS 44-48 DICKSON'S SUBDIVISION		1/5	S. 17 NW, NW
SILER	LOTS 9, 10, E 1/2 OF LOT 11 FROST ADDITION SEC 8 4N 1W		1	S. 8 SW, SW
SIMON	LOTS 15-23 INCLUDING N 48' OF LOT 24 DICKSONS		1/10	S. 17 NW, SW

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AUG 17 1992

ACRES

LAST NAME	LEGAL	*NO_NAME*	*NO_NAME*	
	SUBDIVISION 4N 1W SEC 17		$\sqrt{1/2}$	S. 8 SW, SW
SMITH	LOTS 3 & 4 BLK 5 PIERCE ADDITION			
SORENSEN	PAR# 3025 OF LOT 5 R L HON SUBDIVISION SEC 15 4N 1W	PAR# 2875 OF LOT 5 R L HON SUBDIVISION SEC 15 4N 1W	$\sqrt{10}$	S. 18 SW, NE
SPIELMAN	SEC 15 4N 1W		$\sqrt{8}$	S. 16 NE, NE
STAR MERCANTILE			$\sqrt{12}$	S. 8 SW, SW
STAR SEWER AND WATER	PAR# 0500 OF NE4 NE4 SEC 18 4N 1W	PAR# 1900 OF SE4 NE4 SEC 18 4N 1W	$\sqrt{10}$	S. 18 NE, NE (5) SE, NE (5)
STEBENGA	LOTS 52-54 INC DICKSON SUBDIVISION SEC 17 4N 1W		$\sqrt{3}$	S. 17 NW, NW
STEVENS	PAR# 3515 OF BLK 3 MCDOWELLS ADDITION	PAR# 6080 OF SW4 SW4 SEC 8 4N 1W	$\sqrt{1.25}$	S. 8 SW, SW
SWEET	LOTS 3 & 4 BLK 4 INTERURBAN ADDITION		$\sqrt{3/4}$	S. 17 NW, NW
TAYLOR-HICKS	PAR# 7175 OF SE4 SW4 SEC 8 4N 1W	Start here →	$\sqrt{1}$	S. 8 SE, SW
THOMAS	LOT 9 R L HON SUBDIVISION SEC 15 1W 4N	PAR# 5600 OF SE4 SEC 16 & OF SW4 SEC 15 4N 1W	PAR# 3660 OF 16 OF W2 W2 SEC 15 1W	$\sqrt{83.5}$ S. 15 SW NW (40) NW, NW (5) NW, SW (10) S. 16 SE, NE (20) NE, NE (5) NE, SE (3.5)
TODD	N 15.07 RODS OF E2 W2 W2 NE4 NW4, N OF DITCH, SEC 17 4N 1W		$\sqrt{1}$	S. 17 NE, NW
TUCKER	SW4 SE4 SEC 8 4N 1W		$\sqrt{2}$	S. 8 SW, SE
VOSS	LOT 1 BLK 5 PIERCE ADDITION SEC 8 4N 1W		$\sqrt{1}$	S. 8 SW, SW
WALKER	NE4 NE4 SE4 NE4 SEC 15 4N 1W		$\sqrt{22.5}$	S. 15 SE, NE (19.5) NE, NE (3)
WERTMAN			$\sqrt{1}$	S. 8 SW, SW
WHITTIER	LOT 24 & 1/2 VAC ALLEY ADJ FROST ADDITION		$\sqrt{1}$	S. 8 SW, SW
WILDA	LOTS 58-67 CONCLUSIVE IN DICKSON SUBDIVISION		$\sqrt{10}$	S. 17 SW, NW
WILDER	TAX 9 OF SW4 & LOT 1 R L HON SUBDIVISION OF SE4 SW4 SEC 10 4N 1W		$\sqrt{12}$	S. 9 SE, SE

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AUG 17 1992

AC

LAST NAME	LEGAL	*NO_NAME*	*NO_NAME*
WILLIAMS	PAR# 4670 OF LOTS 6,7,& 8 BLK 5 PIERCE ADDITION 4N 1W	1 1/2	S. 8 SW, SW
WOLFE-COMTE	W PART OF NE4 NE4 SEC 16 4N 1W	NE CORNER NE4 NE4 SEC 16 4N 1W	11.25 S. 16 NE, NE
WOOD		1 1/2	S. 8 SW, SW
WOODS	LOTS 6-9 INC BLK 3 PIERCE ADDITION SEC 8 4N 1W	1 1/2	S. 8 SW, SW
YELTON	PAR# 2420 OF NE4 NW4 SEC 15 4N 1W	1	S. 15 NE, NW
YOUNG		1	S. 8 SW, SW

Tot. = 1287.5

MICROFILMED
AUG 17 1992

ARTICLES OF INCORPORATION OF THE PIONEER DITCH COMPANY, LIMITED.

We, the undersigned, all bona fide residents and citizens of the State of Idaho, in order to form ourselves into a corporation for the benefit of ourselves and the other persons named, as subscribers of stock in these Articles, for the purposes herein stated, and pursuant to and under the provisions of the laws of the State of Idaho, relative thereto, do hereby certify, as follows:-

I.

The name of this corporation is PIONEER DITCH COMPANY, LIMITED.

II.

The purposes for which this corporation is formed are:

1. To buy, own, hold and operate water rights and irrigation ditches from the Boise River for the purposes of irrigating the lands owned and held by the stockholders of this corporation.

2. To take over, own, operate, repair and maintain what is known as the Pioneer Ditch, now owned and held in common by the signers of these Articles of Incorporation, and the persons associated with them, as subscribers of stock, as shown by these Articles of Incorporation, and others who own an interest in said ditch for the purposes of having water for domestic use and the irrigation of the lands now irrigated by said Pioneer Ditch, and owned and operated by the subscribers of stock hereto, and to issue to each owner and holder of land, who now own said Pioneer Ditch and irrigates land therefrom, one (1) share of stock

of this corporation for each acre of land owned and held by the owners of said Pioneer Ditch and now irrigated from said ditch, said one (1) share of stock for each acre to be issued to the owners of said ditch, as full compensation for the transfer of said ditch to this corporation.

3. Said Pioneer Ditch, to be so taken over, owned, operated, maintained and controlled by this corporation, takes water from the north side of the Boise River, the head-gate of said ditch being near the southeast corner of the Northeast quarter of the Northwest quarter of Section 14 in Township 4 North of Range 1 West B. M. in Ada County, Idaho, and running thence in a westerly direction through the west half of said Section 14 and through Sections 15, 16, 17, 8 and ending in Section 18, all in said Township 4 North of Range 1 West, and having the right to divert from the Boise River sufficient water to irrigate 1286 acres, said water right being Right, No. XLVI in the decree of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Canyon, being dated and filed January 18, 1906 in said Court, in the suit entitled Farmers' Co-Operative Ditch Company, a corporation, Plaintiff, vs. Riverside Irrigation District, Limited, et al, Defendants.

4. To purchase, own, hold, rent, lease and dispose of such real or personal property as may be necessary for the operation, repair and maintenance of said ditch, or for the distribution of water therefrom.

5. To borrow money for the purposes of the corporation and to execute and deliver as evidence of such indebtedness, bonds, notes, bills of exchange or other commercial paper, at such rate of interest and upon such terms and under such conditions as the Directors of this corporation shall deem best for its interests and to secure the payment of the same by a mortgage or trust deed upon the property of said corporation,

if necessary, including its franchise or upon any property thereof, or by such other security, or securities, as the Board of Directors may, from time to time, determine upon.

6. To sue and be sued and to adopt and use a corporate seal.

7. To, from time to time, do any one or more of the acts and things herein set forth, and in general, do all things of whatsoever nature or kind pertaining to, connected with, or in any way relating to the conducting and managing of the business and purposes of this corporation, as herein set forth.

III.

The place where the principal business of this corporation is to be transacted, and where its principal office is to be located, is Star, County of Ada, State of Idaho.

IV.

The term for which this corporation shall exist is fifty (50) years, from and after the date of its incorporation.

V.

The number of Directors of this corporation shall be three (3) and shall be selected annually, at the meeting of the stockholders of this corporation, on such date as may be provided for in the by-laws of this corporation, and the names and residences of the persons who were selected, as Directors, for the first year, from and after the date of its incorporation, are as follows:

-NAMES-

-RESIDENCES-

B. F. SWALLEY,
THOMAS RAGSDALE,
W. A. FOWLER,

STAR, IDAHO.
STAR, IDAHO.
STAR, IDAHO.

VI.

The total amount of the capital stock of this corporation is Twelve Thousand Eight Hundred and Sixty (\$12,860) Dollars, to be divided into 1286 shares of the par value of Ten (\$10.00) Dollars each.

VII.

The amount of the capital stock actually subscribed is 919½ shares of the par value of Ten (\$10.00) Dollars each, and was subscribed for by the following persons, each subscribing the number of shares and amount set opposite his name, to-wit:

<u>-NAME-</u>	<u>-NO. OF SHARES-</u>	<u>-AMOUNT-</u>
JOHN H. McGRATH	28	\$ 280.00
J. M. STEWART	20	200.00
R. L. Hon	107	1070.00
MICHAEL MURPHY	120	1200.00
W. A. FOWLER	50	500.00
M. S. & J. W. SMITH	50	500.00
B. F. SWALLEY	298½	2985.00
AMOS C. PROSSER	46	460.00
E. C. SNODGRASS	22	220.00
J. A. BUTTS	5	50.00
R. W. KEITH	5	50.00
GEORGE FRY	5	50.00
BURTON HELMBOLT	5	50.00
J. W. HERSCH	25	250.00
THOMAS RAGSDALE	45	450.00
F. A. BULLOCK	10	100.00
SARAH FOWLER	22	220.00
J. C. BALDWIN	10	100.00
O. W. HALL	40	400.00
G. SHYDER	1	10.00
C. W. McDOWELL	3	30.00
A. V. LINDER	1	10.00

VIII.

The annual meeting of the stockholders of this corporation shall be held at the office of its principal place of business, at Star, Ada County, Idaho, and call or special meetings of the stockholders may be held at such other places as may be designated by the By-laws of the corporation and at such times, and in such manner as may be provided for.

IN WITNESS WHEREOF, We have hereunto set our hands and seals this 10th day of December, A. D., 1909.

W. A. Fowler

J. H. McGrath

Burton Helmbolt

State of Idaho,
County of Ada. ss.

On this 10th day of December, A. D., 1909, before me, Frank Martin, a Notary Public in and for said County and State, personally appeared J. H. McGRATH, W. A. FOWLER and BURTON HELMBOLT, known to me to be the persons whose names are subscribed to the foregoing instrument, and each acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

(Seal)

Frank Martin

Notary Public.

STATE OF IDAHO, }
County of Ada. } ss.

CERTIFICATE.

I, W. L. CUDDY, Ex-Officio Recorder in and for Ada County, State of Idaho, do hereby certify that the annexed is a full, true and correct copy of certain Articles of Incorporation of the Pioneer Ditch Company Ltd

Numbered 1256 as the same appears on file in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official Seal this 14th day of December A. D. 190 9

By W. L. Cuddy Ex-Officio Recorder.
Deputy.

✓ No 1256 Copy
 6681
 Articles of Incorporation
 of the
 Pioneer Ditch Company
 Ltd.

DEPARTMENT OF STATE,
 Secretary's Office,

Filed this 14 day of
 Dec. 1909 at 2
 o'clock P. M. and Recorded in Book
 1 of Don Corp.
 on page 112
 Records of the State of Idaho.
 Wm. C. Cannon
 Secretary of State.

1540

STATE OF IDAHO,
 COUNTY OF ADA.

I hereby certify that this instrument

of Frank Martin
 at 15 minutes past 12
 o'clock P. M. on the 14th
 day of Dec. 1909 in my
 office, and duly recorded
 of
 Wm. C. Cannon
 Ex. Office Recorder.

Deputy.

Fees, \$

State of Idaho



Department of State

CERTIFICATE OF AMENDMENT OF ARTICLES OF INCORPORATION

I, ARNOLD WILLIAMS, Secretary of State of the State of Idaho, and legal custodian of the corporation records of the State of Idaho, do hereby certify that the

PIONEER DITCH COMPANY, LIMITED

a corporation organized and existing under and by virtue of the laws of the State of Idaho, filed in this office on the **twenty-third** day of **November**, 19**59**, original articles of amendment, as provided by Sections **30-146, 30-147 and 30-160, Idaho code, extending term of existence to perpetual,**

and that the said articles of amendment contain the statement of facts required by law, and are recorded on Film No. **109** of Record of Domestic Corporations of the State of Idaho.

I THEREFORE FURTHER CERTIFY, That the Articles of Incorporation have been amended accordingly.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State. Done at Boise City, the Capital of Idaho, this **23rd** day of **November**, A. D., 19**59**.

Secretary of State

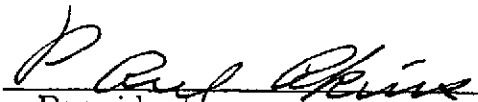
AMENDMENT TO
ARTICLES OF INCORPORATION
OF
PIONEER DITCH COMPANY, LIMITED

The following amendment to the Articles of Incorporation of the PIONEER DITCH COMPANY, LIMITED as unanimously approved at a special meeting of the incorporators of said corporation duly and regularly called and held on Tuesday, November 17, 1959, in Star, Idaho, at the registered office of the corporation. The amendment was adopted by unanimous vote of the stockholders present who held two-thirds of the voting power of all shareholders. A special meeting was called at the request in writing of holders of more than forty percent (40%) of the stock of the corporation as required by the By-Laws and due notice of the special meeting of the stockholders was given as required by the By-Laws. The following amendment was unanimously approved and adopted at said meeting. That Article IV of the Articles of Incorporation be amended to read as follows:

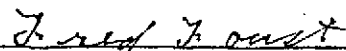
ARTICLE IV

This corporation shall have perpetual existence.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 17th day of November, 1959.



President

Attest: 

Secretary

STATE OF IDAHO)
) ss
County of Ada)

On this 21st day of November, 1959, before me, a Notary
Public in and for said County and State, personally appeared

PAUL AKINS known to me to be the
President of PIONEER DITCH COMPANY, LIMITED, and

FRED FOUST known to me to be the
Secretary of PIONEER DITCH COMPANY, LIMITED, and acknowledged
to me that they executed the foregoing Amendment to Articles of
Incorporation.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year first above written.


Belva J. Lusk
Notary Public for Idaho
Residing at Boise, Idaho

6664-a

ARTICLES OF
AMENDMENT OF

PIONEER DITCH COMPANY,
LIMITED

Amendment changing time of
existence to perpetual.

STATE OF IDAHO
DEPARTMENT OF STATE
Secretary's Office
Boise, Idaho

Approved, filed, and admitted to
the record of Articles of Incorpor-
ation of the State of Idaho and
certificate issued

this 23rd day of
November, 1959

at 11:30 o'clock A.M.

FEES PAID

Filing \$ 10.00

Recording 1.20

Certificate

Excise Tax

TOTAL \$ 11.20

ARNOLD WILLIAMS

SECRETARY OF STATE

Edna H. Williams
CORPORATION CLERK

Filed by: Marcus & Evans,
Attorneys at Law
625 First Natl Bank Bldg
Boise, Idaho

PHOTOGRAPHED

ENTERED

#6664-a

RECEIVED
JUN 7 AM 8 55
SECRETARY
STATE

CERTIFICATE OF APPOINTMENT
OF REGISTERED AGENT

KNOW ALL MEN BY THESE PRESENTS:

That Pioneer Ditch Co. Ltd.
(Name of Corporation)
an Idaho corporation, pursuant to section 30-1-12, Idaho Code, and by authority of its Board of Directors, does
hereby appoint Lorraine Ross
(Name of Registered Agent)
of Box 246 Star, Idaho as its
(street address) (city)
Registered Agent in the State of Idaho, upon whom process issued by authority of or under any law of the State of
Idaho may be served.

IN WITNESS WHEREOF the corporation has caused this certificate to be executed and verified by its
President (or Vice-President) on this 2nd day of June, 19 79.

Pioneer Ditch Co. Ltd.
(Name of Corporation)
By Ronald Z. Kutz
(President or Vice-President)
Vice President
(Title)

STATE OF Idaho }
County of Ada } ss.

Subscribed and sworn to before me this 2 day of June, 19 79.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my seal.

Violet D. Blake
Notary Public
(Title)

05/16/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-183

NAME AND ADDRESS: PIONEER DITCH CO LTD
PO BOX 70
STAR ID 83669

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 25.720 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1870

POINT OF DIVERSION:

T04N R01W S14 NENW Lot 3 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MITIGATION	03/01 11/15	0.060 CFS
IRRIGATION	03/01 11/15	25.660 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE:

1283.1 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a

CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

This right is limited to the irrigation of 1283.1 acres within the boundary of Pioneer Ditch Co. Ltd in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Mitigation use is for the consumptive use of water under Right 63-31890.

EXPLANATORY MATERIAL: Decreed

WATER IS DELIVERED THROUGH THE PIONEER CANAL

The right holder shall accomplish the change authorized by Transfer 71198 within one year of the date of the approval.

THIS RIGHT IS DESIGNATED NO 49 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.

RIGHT NO. 63-31937 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

**PIONEER DITCH COMPANY
BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 1343**

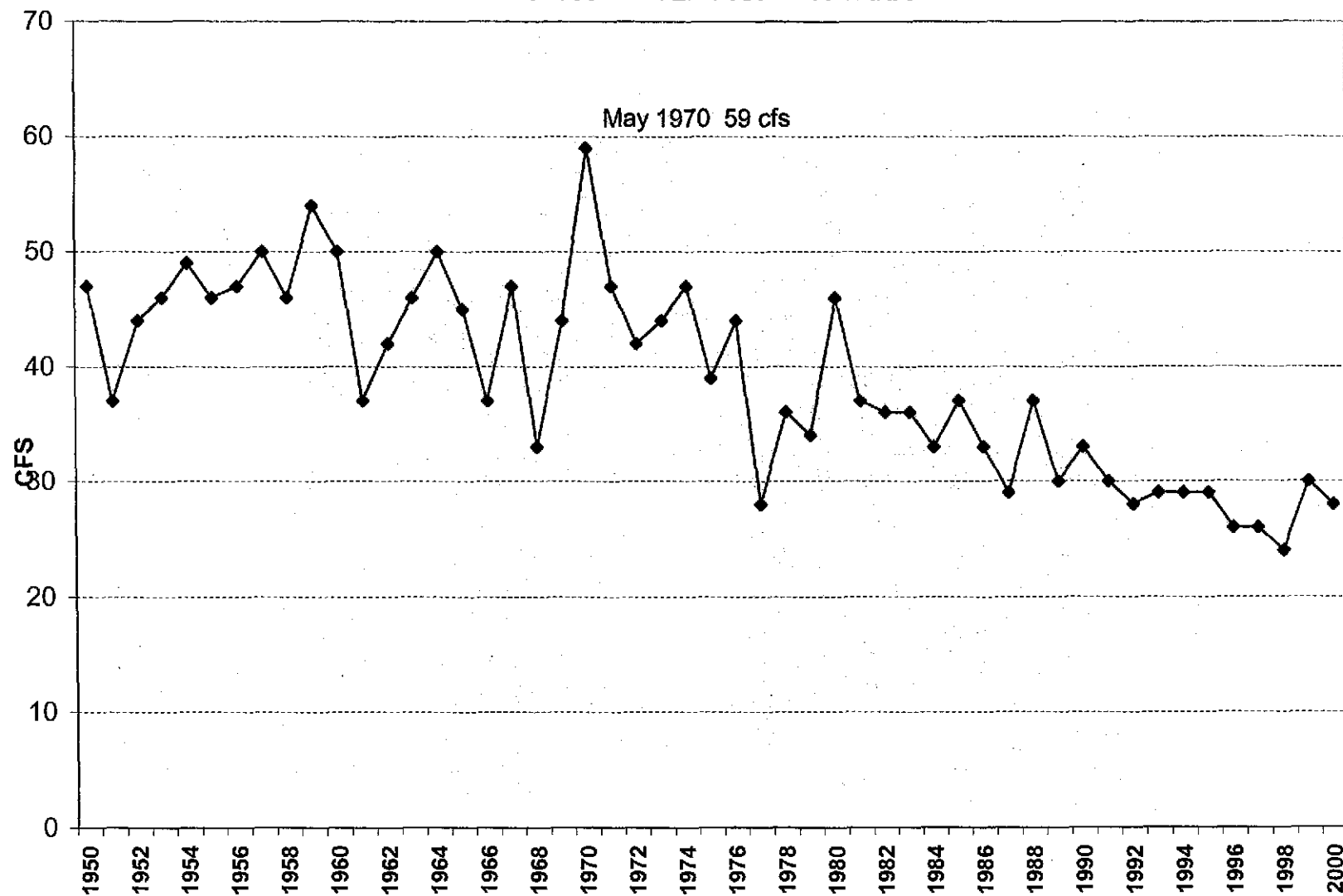
13209630 HISTORIC DIVERSION OF LITTLE PIONEER CANAL

(CFS)

W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1950	5	0	0	0	0	0	12	37	47	42	26	22	191
1951	8	0	0	0	0	0	24	31	37	36	28	25	188
1952	8	0	0	0	0	0	12	41	40	44	33	24	201
1953	8	0	0	0	0	0	25	33	32	46	28	18	189
1954	7	0	0	0	0	0	29	49	37	44	26	18	209
1955	7	0	0	0	0	0	0	23	42	46	39	27	183
1956	7	0	0	0	0	0	20	33	39	47	42	27	214
1957	8	0	0	0	0	0	2	31	49	50	47	27	214
1958	10	0	0	0	0	0	17	42	42	41	46	27	224
1959	10	0	0	0	0	0	25	49	54	54	44	20	255
1960	5	0	0	0	0	0	0	33	50	47	39	20	194
1961	7	0	0	0	0	0	15	36	34	37	37	20	186
1962	3	0	0	0	0	0	10	36	42	37	37	22	188
1963	5	0	0	0	0	0	5	46	37	42	41	18	194
1964	5	0	0	0	0	0	15	36	22	50	37	29	194
1965	11	0	0	0	0	0	20	39	45	41	36	29	221
1966	15	0	0	0	0	0	35	34	37	28	24	20	193
1967	10	0	0	0	0	0	15	36	27	47	29	22	186
1968	7	0	0	0	0	0	18	24	27	33	20	22	150
1969	7	0	0	0	0	0	30	44	39	36	44	30	229
1970	8	0	0	0	0	0	25	59	52	47	37	35	264
1971	15	0	0	0	0	0	12	47	37	41	36	30	217
1972	10	0	0	0	0	0	30	41	35	37	42	29	224
1973	7	0	0	0	0	0	27	39	40	44	39	22	218
1974	0	0	0	0	0	0	22	39	47	41	37	35	221
1975	11	0	0	0	0	0	0	26	39	26	29	29	160
1976	13	0	0	0	0	0	13	44	24	37	36	30	197
1977	8	0	0	0	0	0	18	18	27	28	28	18	145
1978	2	0	0	0	0	0	5	21	34	33	36	18	148
1979	11	0	0	0	0	0	5	29	34	29	31	25	165
1980	3	0	0	0	0	0	12	46	39	34	34	22	189
1981	7	0	0	0	0	0	8	31	29	31	37	27	170
1982	7	0	0	0	0	0	3	29	29	31	36	30	165
1983	8	0	0	0	0	0	15	26	34	31	36	30	180
1984	10	0	0	0	0	0	13	26	27	31	33	24	163
1985	8	0	0	0	0	0	12	34	37	34	28	25	178
1986	11	0	0	0	0	0	17	33	29	28	28	24	168
1987	8	0	0	0	0	0	20	29	29	28	23	25	162
1988	23	0	0	0	0	0	20	24	29	33	37	20	186
1989	11	0	0	0	0	0	18	26	30	28	21	20	155
1990	16	0	0	0	0	0	20	24	27	33	24	22	166
1991	10	0	0	0	0	0	25	28	30	29	29	22	173
1992	23	0	0	0	0	0	22	28	22	24	21	18	158
1993	0	0	0	0	0	0	10	28	29	29	29	29	153
1994	11	0	0	0	0	0	24	28	27	29	28	15	161
1995	0	0	0	0	0	0	10	24	29	29	26	24	142
1996	15	0	0	0	0	0	13	23	25	26	24	18	145
1997	15	0	0	0	0	0	15	23	25	26	24	18	147
1998	8	0	0	0	0	0	3	18	20	24	20	18	112
1999	8	0	0	0	0	0	10	29	30	24	20	17	138
2000	7	0	0	0	0	0	8	28	24	23	20	17	125
AVERAGE: 1950-2000	9	0	0	0	0	0	15	33	34	36	32	24	182

MAXIMUM MONTHLY DIVERSION 1950-2000

13209630 LITTLE PIONEER CANAL



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-183 V1

WATER RIGHT NUMBER: 63-183 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PIONEER DITCH CO LTD PO BOX 70 STAR, ID 83669 (208)286-7481

Priority Date: 06/01/1870

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MITIGATION	03/01	11/15	0.060 CFS	
IRRIGATION	03/01	11/15	25.660 CFS	
	<u>Total Diversion:</u>		25.720 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L3 (NE1/4NW1/4)	Sec. 14, Twp 04N, Rge 01W, B.M.
ADA County		

Place of UseConditions of Approval:

1. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
2. 155 This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-183 V1

5. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
7. T07 The right holder shall accomplish the change authorized by transfer 71198 within one year of the date of the approval.

Remarks:

1. Explanatory THIS RIGHT IS DESIGNATED NO 49 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS
2. Explanatory Mitigation use is for the consumptive use of water under Right 31890.
3. Quantity THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE AT THE FIELD HEADGATE.
4. Explanatory WATER IS DELIVERED THROUGH THE PIONEER CANAL
5. Explanatory RIGHT NO. 63-31937 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
6. Place of Use This right is limited to the irrigation of 1283.1 acres within the boundary of Pioneer Ditch Co. Ltd
- Irrigation in a single irrigation season.

Comments:

1. mcase 7/21/2004 POD
Comment: Correlated PODID 613742 from SpatialDataID 342558 to SpatialDataID 303082
2. mschulte 1/24/2005 RECOMMENDATION
Comment: THE RECOMMENDATION IS BASED ON TRANSFER 71198 APPROVED 12/14/2004

Water Supply Bank:

PIONEER DITCH COMPANY, LTD

ADDITIONAL INFORMATION

DATE: JANUARY 24, 2005

BY: MEL SCHULTE

The main contact for Pioneer Ditch Company is their president, Betsy Dudley (286-9815). The person most knowledgeable about the company and its delivery system is past president, Ron Kuenzli (286-9527). They both assisted in the review of the company's boundary and place of use map.

There are no major issues associated with Pioneer Ditch Company's claims.

The acre limitation of 1283.1 acres is based on the number of acres claimed of 1286 less 2.9 acres surrendered as mitigation in approved transfer 71198. The 1286 acres claimed is exactly one acre of water for the 25.72 cfs of water decreed in 63-183. The digitized place of use is 1343 acres, which indicates there are enough irrigated acres to support the beneficial use of all 1286 inches of the company's decreed water.

The POD was determined with GPS with the assistance of the companies ditch rider on 3/18/2003. The man's name I don't recall.

The delivery canal is known as the Pioneer Ditch, the Pioneer Canal and the Little Pioneer Canal.

The first recommendation was revised by transfer 71198 approved on 12/14/2004 and the final recommendation is based on that transfer.

MTS

WATER RIGHT NO. 63-183
As Modified by Transfer No. 71198

CONDITIONS OF APPROVAL

- 545
6. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
7. This right is limited to the irrigation of 1283.1 acres within the boundaries of Pioneer Ditch Co. Limited in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than ~~4.5 cfs per acre at the field headgate for irrigation of the lands above.~~
9. Mitigation use is for the consumptive use of water under Right 63-31890.
10. Water is delivered through the Pioneer Canal.
11. Right 63-31937 is also diverted through the point of diversion described above.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of December, 20 04


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71198

This is to certify that: PIONEER DITCH CO LTD
PO BOX 70
STAR ID 83669
(208)286-7481

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-183	AJC/Decreed	06/01/1870	25.72 cfs	N/A	N/A	1,286.1	BOISE RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-183	NO	NO	NO	NO	NO	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-183	63-183	25.72 cfs	N/A	N/A	1,283.1		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		25.72 cfs	N/A	N/A	1,283.1		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 14th day of December, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-183
As Modified by Transfer No. 71198

In accordance with the approval of Transfer No. 71198, Water Right No. 63-183 is now described as follows.

Right Holder: PIONEER DITCH CO LTD
PO BOX 70
STAR ID 83669

Priority Date: June 01, 1870

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MITIGATION	03/01 to	11/15	0.06 CFS	
IRRIGATION	03/01 to	11/15	25.66 CFS	
			25.72 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER L3 (NENW) Sec. 14 Twp 04N Rge 01W ADA County

PLACE OF USE: MITIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	01W	17	NE	NW	SW	SE	
				X			

PLACE OF USE: IRRIGATION Within the boundaries of Pioneer Ditch Co. Limited.

CONDITIONS OF APPROVAL

71198

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

**RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

MAR 01 2004

Name of Applicant Pioneer Ditch Company, LTD Phone 286-7481
WATER RESOURCES
WESTERN REGION
Post Office address P.O. Box 70, Star, ID 83669

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
- Describe the reason for the proposed changes Applicant proposes leaving a 3-acre portion of water right 63-183 in the Boise River as mitigation for a new permit proposing diversion of groundwater for irrigation of three acres.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|--------------|-----------------|--------------------|-------------------|----------------------------------|
| <u>TBD</u> | <u>6/1/1870</u> | <u>0.06 /</u> | <u>mitigation</u> | <u>Mar. 15</u> to <u>Nov. 15</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
- Total amount of water being transferred 0.06 cubic feet per second and/or _____ acre-feet per annum.
- Source of water Boise River tributary to Snake River
- Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NE	NW	14	4N	1W	Ada	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1W	17							3										3

Total Acres 3

PART 1

6. General Information:

- a. Description of diversion system None. Water will remain in river as mitigation for consumptive use and depletive effects resulting from a well (6" x 150') located in the NWNW Section 17, T4N, R1W. The well will be used for irrigation of a maximum of 3 acres under a separate permit.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. _____
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
No change in place of use. Land will continue to be irrigated from a groundwater source under a separate permit

Remarks:

See companion application for permit submitted by LDS Church.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20_____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

a. Decree No. 49 Decreed to Pioneer Canalin case of Farmers Cooperative Ditch Company vs. Riverside Irrigation Districtdated 1/18/1906 in _____ county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. 63-183 on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☐ Warranty Deed☒ Other Copy of Ditch Share Certificate #5683. Source of water Boise River tributary to Snake River4. Date or priority 6/1/1870

5. Water is used for the following purposes:

amount 25.72 cfs for irrigation purposes from Mar. 15 to Nov. 15
(cfs/ac-ft)6. Total amount of water under right 25.72 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NE	NW	14	4N	1W	Ada	

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1W	8									25		43	40.2					108.2
		9																62	62.0
		10											15						15.0
		14						20	6.7										26.7
		15	3			19.5	28.5	16.2	40	47.5		10							164.7
		16	52.2	45	40	40	40	40	40	40	30			2.3	23	26.5		5	424.0
		17	40	40	40	40	29.5	42	38	45	7	32.5							354.0
		18	29.5	17	10	48.5									26.5				131.5

Total Acres 1286.19. Describe any other water rights used for the same purpose as described above none

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.06 for irrigation purposes from Mar. 15 to Nov. 15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NE	NW		14	4N	1W	Ada	

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1W	17							3										3

Total Acres 3

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 25.66 for irrigation purposes from Mar. 15 to Nov. 1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
3. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
	NE	NW		14	4N	1W	Ada	

4. Lands irrigated or place of use:

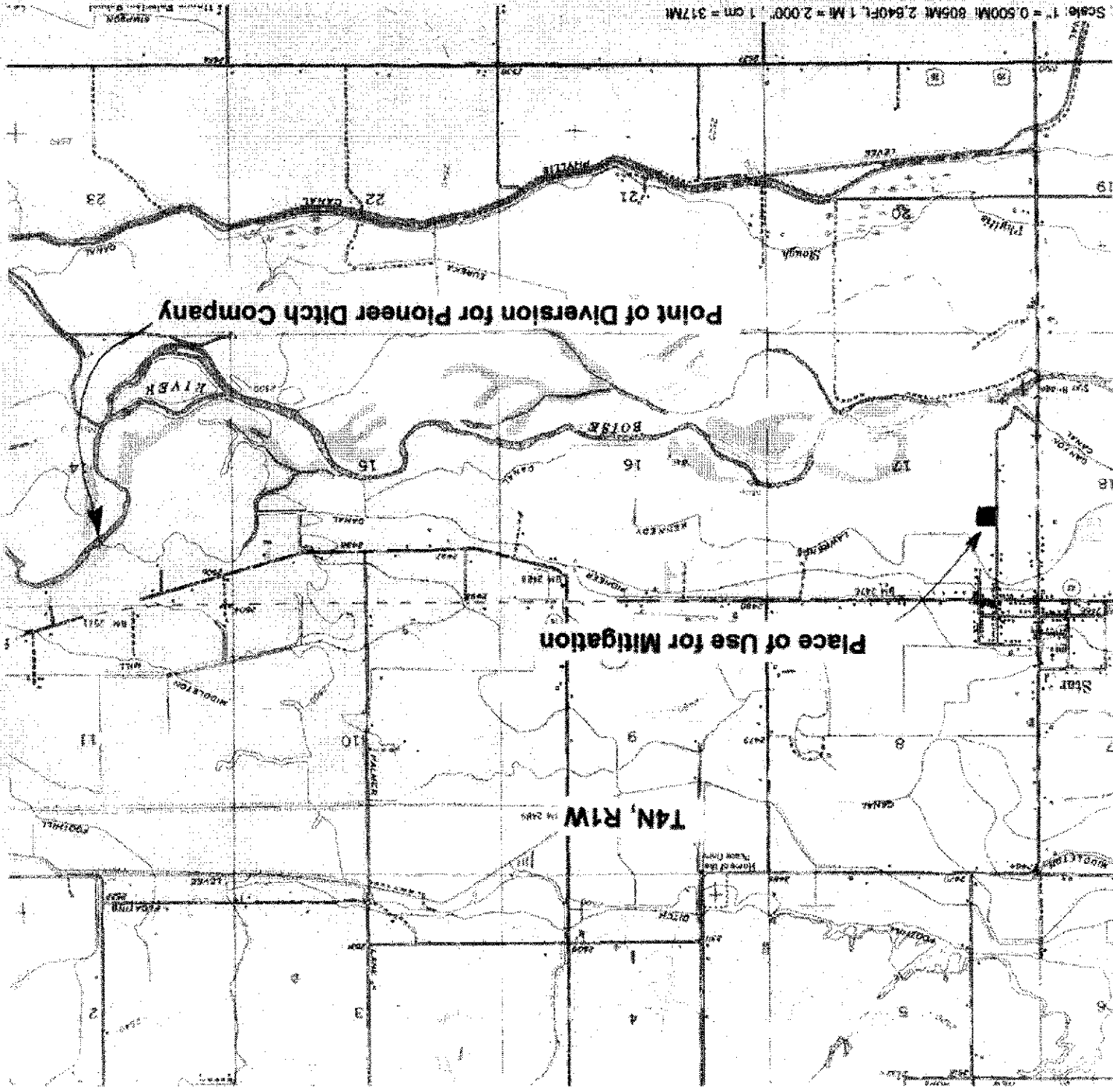
Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	1W	8									25		43	40.2					108.2
		9															62		62.0
		10											15						15.0
		14						20	6.7										26.7
		15	3			19.5	28.5	16.2	40	47.5		10							164.7
		16	52.2	45	40	40	40	40	40	40	30			2.3	23	26.5		5	424.0
		17	40	40	40	40	29.5	42	35	45	7	32.5							351.0
		18	29.5	17	10	48.5									26.5				131.5

Total Acres 1283.1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
<u>mitigation</u>	<u>0.06 cfs</u>	<u>245 day/yr</u>	<u>3/15</u> to <u>11/15</u>
			to _____

2. Quantity and quality of return flows and location of discharge: No change in quality. Discharge will be at point of diversion (water will not be diverted from river).

3. Describe effects on other water uses resulting from the proposed change:
none

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

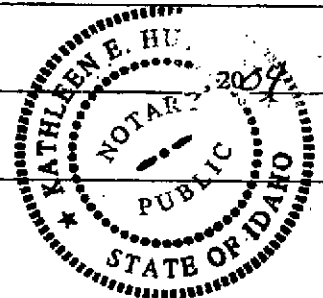
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Christina R. Dudley
 (Signature of Applicant)

Subscribed and sworn to before me this 23 day of February

Kathleen E. Hill
 (Notary Public)

My commission expires 3-22-08



FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by *KG* Date 3/1/04 Protest filed by _____

Prelim. Check by *KG* Fee 100.00

Received by *KG* Date 3/1/04 W031338

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

COPY

INCORPORATED UNDER
THE LAWS OF THE STATE OF IDAHO

NUMBER
568

SHARES
6



PIONEER DITCH COMPANY, LIMITED

CAPITAL STOCK \$12,860.00

This Certifies that Eagle F.M. Group is the owner of
Six (6) Shares of the Capital Stock of
PIONEER DITCH COMPANY, LIMITED

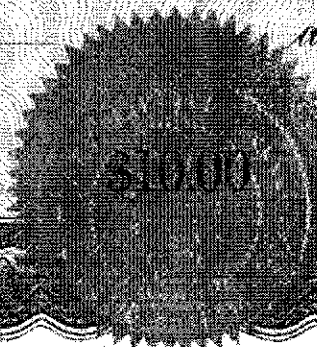
transferable only on the books of the Corporation by the holder hereof in person or by Attorney upon surrender of this Certificate properly endorsed.

IN WITNESS WHEREOF, the said Corporation has caused this Certificate to be signed by its duly authorized officers and its Corporate Seal to be hereunto affixed

AT STAR, IDAHO, this day of April 1919

SECRETARY

Chas. H. M. Dudley
PRESIDENT



**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 03-183Owner: Pioneer Ditch Co. Phone No. 286-9815 - Betty Dudley,
PresCurrent Address: same

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☒ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 6-1-1870 = as decreed(If priority date, based on your exam, seems questionable, explain below.)

_____Source: Boise RiverTributary to Snake River

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
			NE	NW	14	4N	1W	Ada	USGS topo map and field exam

Description of diverting works

Concrete structure gates in a side channel of the river

OVERLAP REVIEW

Other water rights with the same point of diversion: None 63-1

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

No - 63-1 Diverts from The Pioneer Canal into The Lawrence Kennedy canal in 4N, 1W, 15, SWNE.

WATER USES

☐ No change

☐ Different Uses

Use Irrigation From 3-1 To 11-15 Amount 25.72 CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only NA

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☐ No change NA

☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

☐ No Change

☒ Changes shown below:

Limited to 1286 acres within the boundary of Pioneer Ditch Co.																Totals			
Place of Use				NE				NW				SW				SE			
TWP	RGE	SEC		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE

Overlap with other water rights: Some Groundwater overlaps and partial overlap in some G.P.'s with Middleton Am.
Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
No, the overlap with Middleton provides enough water to adequately irrigate the lands. The same ditch is used to deliver both shares near the Star sewer ponds. See
Delivery System Narrative: The overlap place of use reports attached.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
NA					

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Designated as right # 49.
Betsy Dudley is president but Ron Ruessli is the most knowledgeable about the system and history of the company. They both reviewed the boundary and place of use map.
The digitized fields total 1343 acres which includes some land that has both Middleton and Pioneer water comingled.

The attached delivery loss sheet is an estimate to use if necessary but there are enough acres irrigated to cover the 25.72 cfs diversion rate. The first recommendation was revised by approved transfer 7/1/98 and the final recommendation is based on transfer 7/1/98.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☐ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☐ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 3-18-03 with the company ditch rider

FIELD EXAMINER: Mel Schulte

MS

IDAHO STATE HISTORICAL SOCIETY

REFERENCE SERIES

PIONEER CANAL (DITCH)

Number 524

1974

The Pioneer Canal begins on the north bank of the Boise River near the southeast corner of the northeast 1/4 of the northwest 1/4 of Section 14, T4N, R1W. It ran in a westerly direction through sections 8, 14, 15, 16, and 17 and terminated in Section 18, all in T4N, R1W. This ditch was constructed in the fall of 1864 and the spring of 1865 by B. F. Swalley, Loring A. Sevey, and John M. Ross. These men appropriated and diverted 2,000 inches of water under a four-inch pressure. The stockholders of the Pioneer Canal Company owned 1,441.01 acres of which 1,285.95 acres received irrigation water. The ditch underwent an enlargement around 1869 and by 1870 the majority of land under the system was cultivated.

In 1903, the capacity of this ditch was 38.5 second feet and it measured four miles in length with six miles of laterals. In 1906, the ditch received water right (49) of 1,286 inches.

Publications--450 N. 4th Street, Boise, ID 83702--208-334-3428

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK HART
	, ID

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	8																	
04N	01W	9																	
04N	01W	10																	
04N	01W	15																	
04N	01W	16																	
04N	01W	17																	
04N	01W	18																	

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-183

Conditions of Approval:

Remarks:

1. General WATER CARRIED IN PIONEER CANAL.

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-183

WATER RIGHT NUMBER: 63-183

Owner Type Name and Address
 Current Owner PIONEER DITCH CO LTD
 C/O BETSY DUDLEY
 9815 HWY 44
 STAR, ID 83669
 (208)286-9815

Priority Date: 06/01/1870

Basis: Decreed

Status: Active

Source Tributary
 BOISE RIVER SNAKE RIVER

Beneficial Use From To Diversion Rate Annual Volume
 IRRIGATION 3/15 to 11/15 25.720 CFS
 Total Diversion: 25.720 CFS

Location of Point(s) of Diversion

BOISE RIVER NE1/4NW1/4 Sec. 14, Twp 04N, Rge 01W, B.M.
 ADA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	8									25.0		43.0	40.2					108.2
04N	01W	9															62.0		62.0
04N	01W	10											15.0						15.0
04N	01W	14					20.0	6.7											26.7
04N	01W	15	3.0			19.5	28.5	16.2	40.0	47.5		10.0							164.7
04N	01W	16	52.2	45.0	40.0	40.0	40.0	40.0	40.0	40.0	30.0			2.3	23.0	26.5	5.0		424.0
04N	01W	17	40.0	40.0	40.0	40.0	29.5	42.0	38.0	45.0	7.0	32.5							354.0
04N	01W	18	29.5	17.0	10.0	48.5									26.5				131.5

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-183

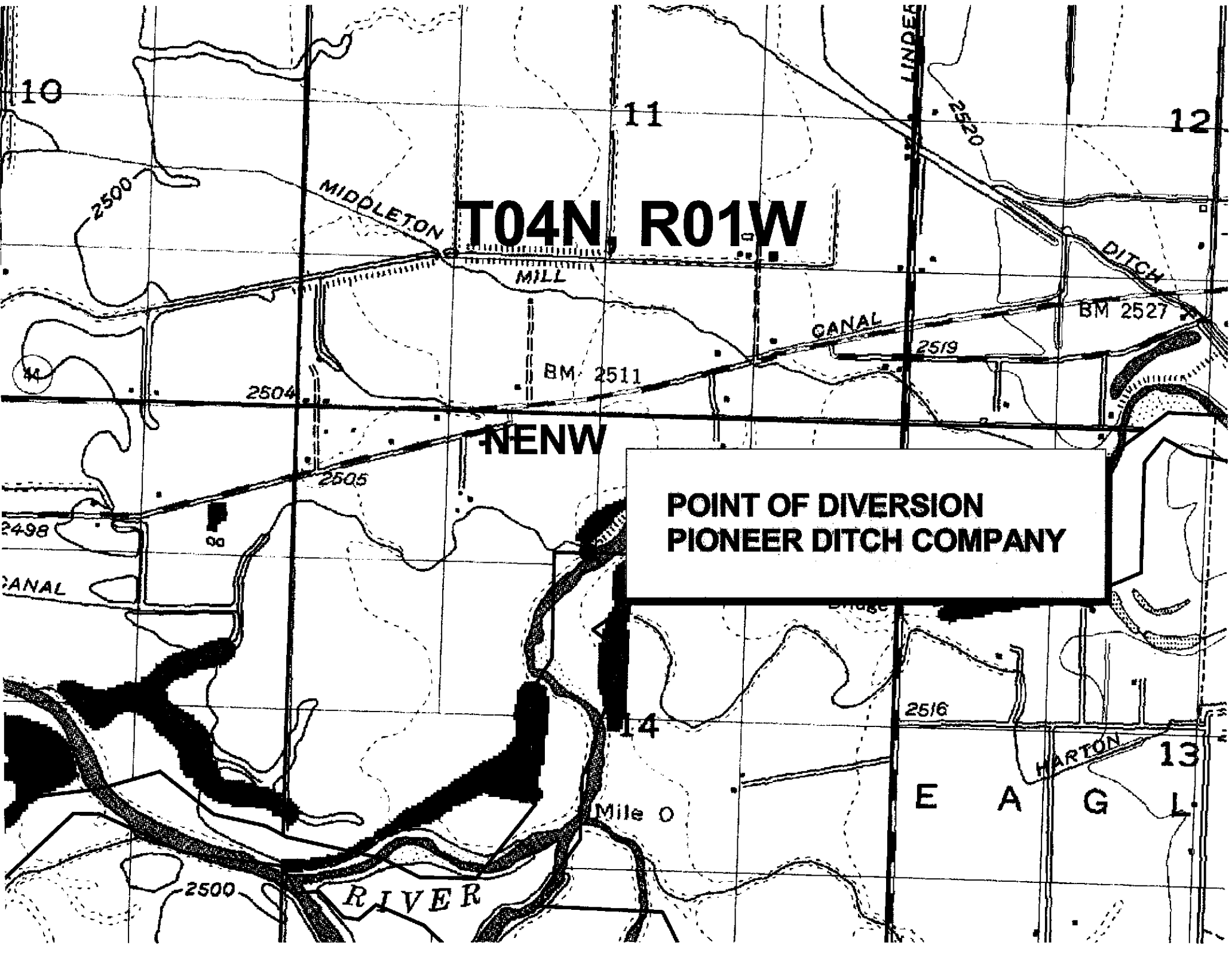
Total Acres: 1286.1

Conditions of Approval:

Remarks:

1. General PROPERTY OWNED BY INDIVIDUAL LANDOWNERS WHO OBTAIN WATER BY DITCH
ACTUAL IRRIGATED ACRES 1287.5

Comments:



T04N, R01W

**POINT OF DIVERSION
PIONEER DITCH COMPANY**

NENW

RIVER

MIDDLETON

MILL

CANAL

DITCH

BM 2511

BM 2527

2519

2520

2504

2505

2498

CANAL

2516

2500

Mile 0

HARTON

E A G L

13

14

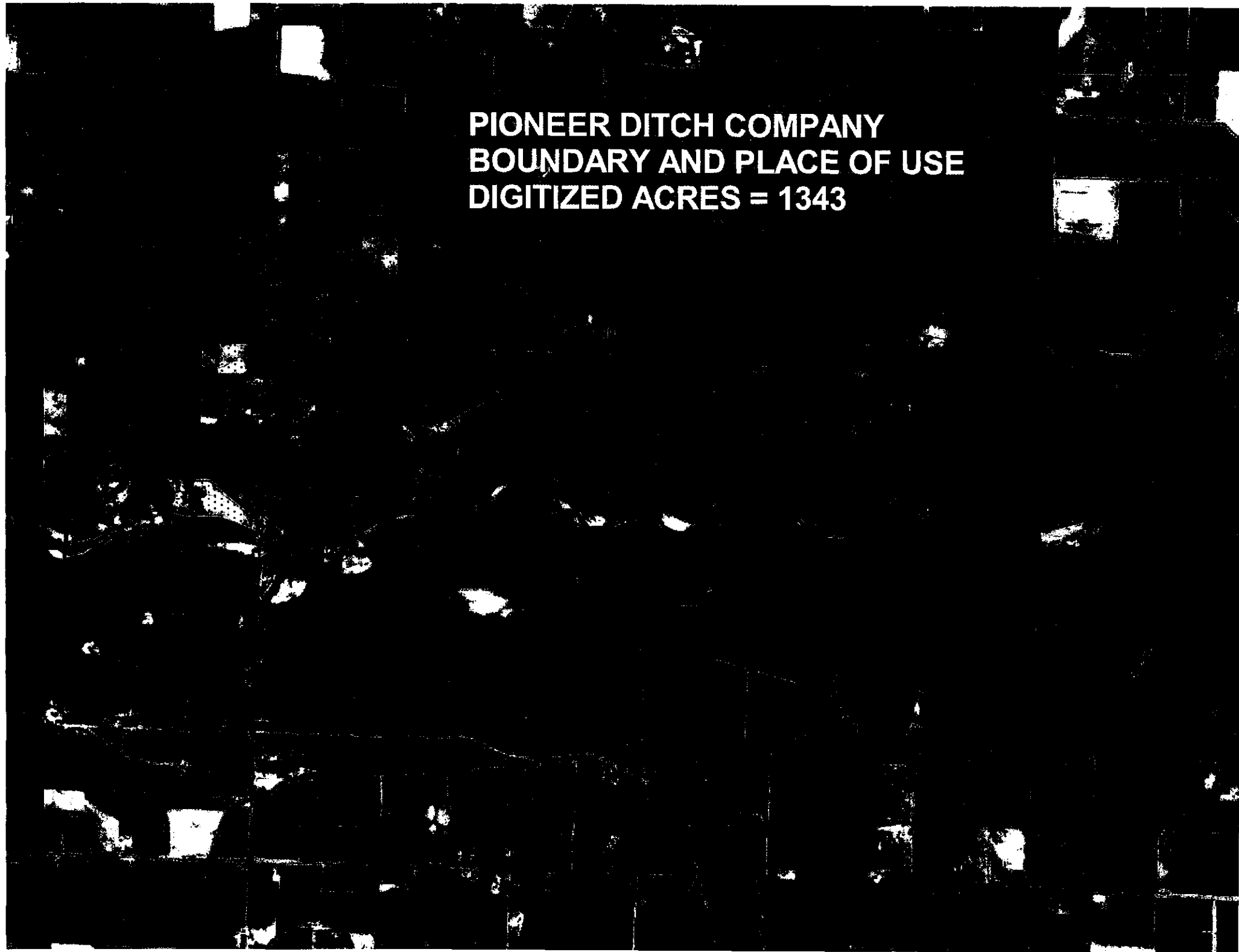
11

12

10

LINDER

**PIONEER DITCH COMPANY
BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 1343**



Pioneer Ditch list 2003

<u>Last name</u>	<u>First name</u>	<u>Category</u>
Acorn Floors		11 1/4
Adcox	Michael & Mary	9
Akins	Lloyd	2
Akins	Paul	10
Allen	David	14
Anderson	Roger	120
Anderson	Jim	5
Berg	Verland	0 1/2
Box	Linda	10
Brooks	Robert	12
Brown	Richard	17
Caldwell	Rob	8
Carlson	Brad	10
Church of Jesus Christ of Latte	Real Estate Division	6
City of Star		1
Code	Clifford	1
Colberg	Cal	4
Cronk	William	4
Denise Van Doren	Myron Frost /	9
Dudley River Ranch		290
Dunar	Dave	10
Dye, Estate	Donald	1
Dymoke	Mark	4
Eagle Christian Church		12
Edwards	Christine	1
Foster	Jack	
G & M Properties		3
Girdner Jones		20
Glaisyer	Joe	3
Goldston	Michael	2
Gwartney	Mike	3
Hardey	Tyrone	1
Hardy, DVM	Stephen	6
Hezeltine	Larry	3
Home Owners Association	Celestial Village	82
Ireland	Delwin	0 1/2
Jenkins	Doris	2
Johnson	Andrew	1 1/2
Kinney	Ted	2
Kuenzli	Ronald	5
Laraway	Larry	64 1/2
Lawrence	James	3 1/2
Lewis	Roger	3
Lindbloom	John	3
Mackinnon	Edward	1
Mackley	Tom	1
Markam	Jimmy	1
Masonholder	Mike	0 1/2
McLaughlin	Michael	10
Miller	Gil & Ellie	0 1/2
Miller	Jeff	35
Miller	Vicki	2

<u>Last name</u>	<u>First name</u>	<u>Category</u>
Moonlake Ranch Owners Asso		18 3/4
Nejdl	Lois	0 1/2
Nesbitt	Quinten	6
Odale	Donald	1
Otter	C.L. Butch	55 1/2
Patty		1
Porter		1
Rayne	Ted Jason	1 1/4
Raynor	Jane	2
Rhodes	Lynn	4
Robnett	Ray	5
Roman Catholic Diocese		9
Ross	Eldon	3
Ross	Mark	2
Sargent	Bill	8 1/2
Sawyer/Burnett		16
Schallenburger		0 1/2
Schmidt	Nora	0 1/2
Schupp	Robert	0 1/2
Schwilling	Joe	3 1/2
Seburn	Cindy	3
Sexton	Randy	0 1/2
Shackelford	Richard	5
Shooting Comet Homeowners		119
Smith	Kendall	1
Star Mercantile		8
Star Sewer & Water		10
Starlight Meadows Homeowner		98
Stegenga	Dennis	3
Steininger	Margaret	1
Storage LLC.	Star Public	4
Sweet	Betty	0 1/2
Thomas	Matt	101
Todd	Dorothy	1
Vincen	Frederick	2
Voss	Kevin	1
Walker	Dwight	22 1/2
Wertman	Don	1
Wilder	Ralph	12
Wilson	Tom	15
Woods	Jean	0 1/2
Yelton	Wayne	1
TOTAL Category:		1380 1/4

POD search 704W, RO1W, S14, WENW

Basin	Sequence	Basis	Status	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Source Table	Source T; App.ID
63	1	Decreed	Active	1886-06-01	0.98		BOISE RIVER	IRRIGATION	PAUL, JOHN (Current); PAUL, SUE (Current)	wrAdjudicationClaim
63	183	Decreed	Active	1870-06-01	25.72		BOISE RIVER	IRRIGATION	PIONEER DITCH CO LTD (Current)	wrAdjudicationClaim
63	2406	License	Active	7/11/1927	150		WASTE WATER	IRRIGATION	DRAINAGE DIST NO 2 (Current)	wrAdjudicationClaim
63	1	Decreed	Active	1886-06-01	1.1		BOISE RIVER	IRRIGATION	BOWERMAN, ALBERT C (Current); SPARKS, MILTON H (Current)	wrWaterRight
63	183	Decreed	Active	1870-06-01	25.72		BOISE RIVER	IRRIGATION	HART, FRANK (Current)	wrWaterRight
63	2406	License	Active	7/5/1965	150	61123	WASTE WATER	IRRIGATION	DRAINAGE DIST NO 2 (Current)	wrWaterRight
63	17210	Decreed	Active	10/15/1972	0.06		GROUND WATER	DOMESTIC, STOCKWATER	SALI, RON (Current)	wrWaterRight
63	17211	Decreed	Active	3/15/1932	0.06		GROUND WATER	DOMESTIC, STOCKWATER	SALI, RON (Current)	wrWaterRight
63	22896	Decreed	Active	11/4/1965	0.06		GROUND WATER	DOMESTIC, STOCKWATER	STOWE, JOHN K (Current); STOWE, ZDENKA (Current)	wrWaterRight

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 124N	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 125G	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 126E	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 161X	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 168B	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 168D	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 173	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 183	PIONEER DITCH CO LTD,	BOISE RIVER	04N01W9																62	62
Claim	63 188AC	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 254	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 255	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 370	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 16262	GIRDNER AND JONES PARTNERS,	GROUND WATER	04N01W9																20	20
Claim	63 2609B	JOSEPH A MOYLE, LYNN S MOYLE,	GROUND WATER	04N01W9										7	18						25
Claim	63 3051B	CRAIG THOMSON, DEBRA THOMSON,	GROUND WATER	04N01W9														2			2
Claim	63 4462	CRAIG THOMSON, DEBRA THOMSON,	GROUND WATER	04N01W9														1			1
Claim	63 4484	REVELS FAMILY TRUST,	GROUND WATER	04N01W9			1.5														1.5
Claim	63 7847	QUARTER CIRCLE DJ RANCH CO,	GROUND WATER	04N01W9	20																20
Claim	63 9161	PALMO MAYNARD,	GROUND WATER	04N01W9															9		9
Claim	63 21502	MIDDLETON MILL DITCH CO, MIDDLETON IRRIGATION	WASTE WATER	04N01W9	25	38	38	39	39	38	38	38	39	38	25	30	38	39	38		540
Claim	63 2406	DRAINAGE DIST NO 2,	WASTE WATER	04N01W9	39	38	38	39	40	38	39	40	40	40	40	39	39	39	38	40	626

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SSSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 124N	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 125G	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 126K	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 126E	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 126G	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 181L	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 181X	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 188B	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 188D	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 173	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 17468	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 183	PIONEER DITCH CO LTD,	BOISE RIVER	04N01W10											15						16
Claim	63 198AC	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 205	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 206	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 254	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 255	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 258B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 263	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 286	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 288B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 28977	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 31778	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 31806	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W10	38	40		40	40	40											198
Claim	63 370	MIDDLETON MILL DITCH CO,	BOISE RIVER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 18414	NANCY HEATH, MICHAEL HEATH,	GROUND WATER	04N01W10											8						8
Claim	63 5094	QUARTER CIRCLE DJ RANCH CO,	GROUND WATER	04N01W10					40	25											65
Claim	63 5143	RALPH A WILDER, BARBARA A WILDER,	GROUND WATER	04N01W10											2	4					6
Claim	63 7847	QUARTER CIRCLE DJ RANCH CO,	GROUND WATER	04N01W10	38	39	38	40	40	40											232
Claim	63 21502	MIDDLETON MILL DITCH CO, MIDDLETON IRRIGATION ASSOCIATION,	WASTE WATER	04N01W10	39	39	39	39	38	39	38	37	38	39			38	38	38	38	637
Claim	63 2406	DRAINAGE DIST NO 2,	WASTE WATER	04N01W10	40	39	38	40	39	40	40	39	39	40	40	39	40	39	39	40	632
Claim	63 376	QUARTER CIRCLE DJ RANCH CO,	WASTE WATER	04N01W10	40	40	40	40													160

[illegible]

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 124N	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 125G	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 126E	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 145	EUREKA WATER CO.	BOISE RIVER	04N01W15												6	2	2	19	37	66
Claim	63 161X	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 168B	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 168D	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 173	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 183	PIONEER DITCH CO LTD,	BOISE RIVER	04N01W15	3			19.5	28.5	16.2	40	47.5		10							164.7
Claim	63 198AC	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 254	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 255	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 370	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W15	35	38	11	9									35	3			131
Claim	63 15693	WYLIE H GRIFFITH, JANICE C GRIFFITH,	GROUND WATER	04N01W15		2															2
Claim	63 17205	RON SALI,	GROUND WATER	04N01W15													1				1
Claim	63 28665	TIM T GIBSON, RUTH YSURSA GIBSON, RAN	GROUND WATER	04N01W15															27	40	67
Claim	63 16383	EUREKA WATER CO.	PHYLLIS SLOUGH	04N01W15												6	2	2	19	37	66
Claim	63 21502	MIDDLETON MILL DITCH CO, MIDDLETON IF	WASTE WATER	04N01W15	34	36	11	9													90
Claim	63 2406	DRAINAGE DIST NO 2,	WASTE WATER	04N01W15	34	36	36	15	37	40	40	39	2	6							285

[illegible]

[illegible]

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 1	SUE PAUL, JOHN PAUL	BOISE RIVER	04N01W18						22	27										49
Claim	63 124N	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 125G	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 126E	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 145	EUREKA WATER CO.	BOISE RIVER	04N01W18															22	8	30
Claim	63 161X	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 168B	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 168D	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 173	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 183	PIONEER DITCH CO LTD.	BOISE RIVER	04N01W18	29.5	17	10	48.5									26.5				131.5
Claim	63 198AC	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 254	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 255	MIDDLETON IRRIGATION ASSOCIATION,	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 370	MIDDLETON MILL DITCH CO.	BOISE RIVER	04N01W18		38			38	3											79
Claim	63 21532	MARY ANN JOHNSON, ANDREW E JOHNSON,	GROUND WATER	04N01W18													4				4
Claim	63 9960	RONALD L KUENZLI, MARIE KUENZLI,	GROUND WATER	04N01W18					4												4
Claim	63 16383	EUREKA WATER CO.	PHYLLIS SLOUGH	04N01W18															22	8	30
Claim	63 21502	MIDDLETON MILL DITCH CO, MIDDLETON IRRIGATION ASSN,	WASTE WATER	04N01W18		38			38	3											79
Claim	63 2406	DRAINAGE DIST NO 2,	WASTE WATER	04N01W18	39	39	40	40	40	40	24	30					10				302

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER: MS

FIELD EXAM DATE: 3-18-03

FOR CLAIM(S) Pioneer

from P.O.D. to 1st diversion

FORMULA: $S = (W)(i)(0.0667)$

Where: S = Loss in CFS per Mile
 W = The top width of the high water mark in feet
 i = The loss rate in feet per day (see table)
0.0667 is a factor used to convert to CFS per mile

TABLE:

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1.0
Somewhat pervious soils.....	1.5 to 2.0
Gravel.....	2.5 to 5.0 = 4.0 (rock, gravel & sand)

WORK SHEET

#1 $W = (22' \text{ FT})$ $i = (4.0 \text{ FT/DAY})(0.0667)$
#2 $W = (16' \text{ FT})$ $i = (4.0 \text{ FT/DAY})(0.0667)$

#1 $S = 5.87 \text{ CFS/MILE}$
#2 $S = 4.27 \text{ CFS/MILE}$

CONVEYANCE LOSS = $(S)(\text{LENGTH OF DITCH IN MILES})$

CONVEYANCE LOSS = $(5.87 \text{ CFS/MILE})(.62 \text{ MILE})$
#1 5.87 #2 4.27 $.62$

CONVEYANCE LOSS = $\boxed{\#1 3.64 \text{ cfs} \mid \#2 = 2.65} = 6.29$

TOP OF DITCH = W

MAP MEASUREMENT

#1
Section 1 = 23.0
Section 2 = 21
Section 3 =

Length in Inches = = A

Map Scale: In. = 1 Mile = B

Total... = 44

$A/X: B/5,280 = \text{Ft}/5,280 = \text{Mile}$

1/2 or 3... = 22 = W

#1 $3288/5280 = .62 \text{ miles}$

#2 $3270/5280 = .62$

Data/forms/Conv.loss.doc

#2
17' below 1st lateral
15' above 2nd "
3270'

3288



United States Department of the Interior

BUREAU OF RECLAMATION

Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234



PN-3323/SRA-6115
WTR-4.00

MAY 31 2000

RECEIVED

JUN 01 2000

WATER RESOURCES
WESTERN REGION

Mr. John M. Owen
Chairman
Pioneer Irrigation District
PO Box 426
Caldwell ID 83606

Subject: Adjustment of Arrowrock Reservoir Storage Capacity

Dear Mr. Owen:

A 1997 Sedimentation Survey has determined that the total active capacity of Arrowrock Reservoir has decreased to 272,224 acre-feet (see enclosed table of Arrowrock Reservoir Storage Space dated May 2000). The amount of storage space that is available to Pioneer Irrigation District (District) will now be treated as the equivalent of 20,326 acre-feet.

Under Contract No. Ilr-94, dated February 27, 1913, as supplemented on June 15, 1915, the District agreed to pay $56 \div 750$ of the cost of Arrowrock Reservoir for storage capacity. The proportionate part of $56 \div 750$ of the total available storage capacity has been recognized as entitling the District to 7.46667 percent or 21,399 acre-feet. Applying this percentage to 272,224 acre-feet results in 20,326 acre-feet of storage space allocated to the District, a reduction of 1,073 acre-feet from the amount previously recognized.

The 1997 Sedimentation Survey determined that in the 82 years the reservoir has been in operation, about 5 percent of the storage space has filled with sediment. The survey further determined that the reservoir has a total active storage capacity of 272,224 acre-feet and a surface area of 3,141 acres at spillway crest elevation 3,216.0 feet.

If you have any questions regarding the adjustment in your contract amount, please contact Jerry Gregg, Area Manager of our Snake River Area Office, at (208) 334-1460.

Sincerely,

J. William McDonald
Regional Director

Enclosure

cc: Mr. Lee Sisco
Boise River Water Master
6616 Overland Road
Boise ID 83709

Idaho Department of Water Resources
1301 N Orchard Street
Boise ID 83706

Mr. Gary Spackman
Manager, Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise ID 83705
(all w/o encl)

Arrowrock Reservoir Storage Space

Current Total Active Storage Space 272,224 acre-feet
(Original Total Active Storage Space 286,660 acre-feet)

(Percent and Acre-feet)

<u>Contractors</u>	<u>Contract No.</u>	<u>Percent</u>	<u>Storage Prior to Sedimentation Survey</u>	<u>Reduction</u>	<u>Storage After Sedimentation Survey</u>
Farmers Co-operative Ditch Co.	Ilr-411	0.42105	1,207	61	1,146
Farmers' Union Ditch Co. Ltd.	Ilr-412	1.02105	2,926	147	2,779
Nampa & Meridian ID	Ilr-414	1.39339	3,994	200	3,794
Pioneer ID	Ilr-94	7.46667	21,399	1,073	20,326
Settlers ID	Ilr-342	0.63158	2,809*	141	2,668
United States Forest Service	7-07-10-W0697	0.06980	<u>200</u>	<u>10</u>	<u>190</u>
Total			32,535	1,632	30,903

* Includes addition of 196 acre-feet served to Boise-Kuna ID lands by Settlers ID and addition of 803 acre-feet reallocated to Settlers ID from the five Boise Project Board of Control irrigation districts pursuant to a July 19, 1995, letter from Reclamation.

Boise Project Board of Control Irrigation Districts

The total active capacity of Arrowrock Reservoir has been adjusted from 286,600 to 272,224 acre-feet. This table indicates the proportionate share of the 232,264 acre-feet for each district under their 1926 contracts when distributed in accordance with the acreage agreed upon by the districts for their 1990 contracts for the repayment of safety of dams costs for Deer Flat Dam. It also includes the storage space available in each of the five districts' 1987 contracts.

(Percent and Acre-feet)

<u>District</u>	<u>Percent</u>	<u>Prior Share of 1926 Contracts</u>	<u>Prior Share per 1987 Contracts</u>	<u>Storage Prior to Sedimentation Survey *</u>	<u>Storage After Sedimentation Survey</u>
Big Bend ID	1.05	2,439	236	2,667	2,533
Boise-Kuna ID	29.64	68,843	6,747	75,156	71,386
Nampa & Meridian ID	24.06	55,883	5,584	61,274	58,201
New York ID	10.79	25,061	2,414	27,388	26,014
Wilder ID	<u>34.46</u>	<u>80,038</u>	<u>7,819</u>	<u>87,580</u>	<u>83,187</u>
Total	100%	232,264	22,800	254,065	241,321

* Includes reduction of 196 acre-feet served to Boise-Kuna ID lands by Settlers ID and reduction of 803 acre-feet reallocated to Settlers ID from the five Boise Project Board of Control irrigation districts pursuant to a July 19, 1995, letter from Reclamation.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

JUNE 19, 1995

WALTER DAVIS MERRITT III
PATRICIA D MC GAVRAN
841 HARCOURT DR
BOISE ID 83702

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

N/A -
Water via
ditch
A63-00183

-52 6/22/95

Dear Wateruser(s):

This office has reviewed the **Notice of Change of Water Right Ownership** form submitted to our office. However, due to the items checked below, we cannot continue to process this ownership change. We are returning the Notice of Change of Ownership to you to **COMPLETE OR RESEARCH ONLY THE FOLLOWING ITEM(S) SHOWING A CHECKMARK IN THE BLANK FOR THAT ITEM(S).**

X There is no existing water right in our records either under the former owner's name or for the legal description given. If, after contacting the former owner, you find more information concerning a water right, please contact us.

Legal description of property. Please complete showing the legal description by 1/41/4 (40-acre tract), section, township and range for the property changing ownership. If you only have a subdivision lot & block legal description, please send us a copy of your subdivision plat map.

It appears you receive your water from an irrigation district, ditch company, municipality or community water company. If this is the case, then the water right remains in the name of this entity and you should contact them concerning the ownership change.

Name and address of former owner (seller). This will clarify the original owner of the water right.

Name, address and phone number of new owner (purchaser).

This change in ownership appears to result in a splitting of the water right. A split of the water right occurs when the ownership change affects only a portion of the original right. In order to accurately split this right we must know what portion of the right was sold. The amount of water in CFS, the place of use by 1/4 1/4 with the number of acres in each 1/41/4 (if applicable) and the point of diversion by 1/41/4, Section, Township and Range is needed. If this right is not being split, please submit proof of ownership for the remaining portion. **Enclosed is a computer copy of this right for your review.**

Proof of ownership is needed. This proof can be a copy of the warranty deed, sales contract or tax assessment in your name which includes a description of this property by 1/41/4, Section, Township and Range.

MICROFILMED

OCT 02 1996

____ Signature of new owner (purchaser) is needed on this form.

____ Other: _____

Please complete the above item(s), if required, on the Notice of Change of Water Right Ownership form and return it with the requested information to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705. If we do not hear from you within 30 days, the claim upon which this form was filed(if one exists), will remain in the original owner's name.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1
Enclosures

MICROFILMED
OCT 02 1996

Please print or type
(see instructions on back of page)

JUN 14 1995

DATE OF CLOSING: 4/25/95

RECEIVED

JUN 14 1995

WATER RESOURCES WESTERN REGION

- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)**

- [] Water Right Number(s)
Assigned by IDWR:**

- ☒ Name and Address of Former Owner/Claimant(s)(Seller): Ray E. and Margaret E. Robnett
1011 S. Star Rd. Star, Idaho 83669

- ☒ New Owner/Claimant
(Purchaser): Walter Davis Merritt, III & Patricia D. McGavran

- [] New Mailing Address: 841 Harcourt Dr. Boise, Idaho 83702

- ☒ New Telephone Number: (208) 336-5617

- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- | | | | |
|-------------------------------------|---|----------------------------|---------------------|
| ☒ | Signature of New
Owner/Claimant(s) | <u>Leticia D. M. Ganan</u> | Date <u>6/13/95</u> |
| ☒ | Signature of Former
Owner/Claimant(s): | <u>Dee E. Phelt</u> | Date <u>6/12/95</u> |
| | | <u>Margaret E. Phelt</u> | Date <u>6/13/95</u> |

(Signature of former claimant(s) is not required if proof of ownership is attached.)

Initial Review and Data-Entry
Date: _____ **By:** _____
Further Action Needed: _____

Further Action Taken
Date: _____ **By:** _____
Final Review and Data-Entry
Date: _____ **By:** _____
Claim Numbers of Split, if any:

MICROFILMED
OCT 02 1996

**Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner**

RECEIVED

JUN 14 1995

ORDER NO. 95053796 TN/DR

Department of Water Resources

EXHIBIT "A"

RECEIVED

JUN 14 1995

WATER RESOURCES
WESTERN REGION

PARCEL I

A parcel of land in the Southeast Quarter of Section 18, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

COMMENCING at the Southeast corner of said Section 18;
thence
North 0 degrees 03'02" West along the East line of said
Section 18 for a distance of 1,300.00 feet; thence
North 90 degrees 00'00" West for a distance of 45.00 feet to
the West right of way line of Star Road; thence
South 0 degrees 01'18" East along said right of way line for
a distance of 23.01 feet (formerly described as 22.29
feet); thence leaving said right of way line
South 86 degrees 30'45" West for a distance of 189.70 feet
(formerly described as 189.35 feet); thence
North 84 degrees 57'15" West for a distance of 161.84 feet;
thence
North 88 degrees 40'30" West for a distance of 447.97 feet to
the TRUE POINT OF BEGINNING; thence
North 1 degrees 57'15" East for a distance of 354.76 feet;
thence
North 80 degrees 48'30" West for a distance of 86.06 feet;
thence
North 88 degrees 02'45" West for a distance of 379.65 feet;
thence
South 01 degrees 57'13" West for a distance of 25.00 feet;
thence
North 88 degrees 02'47" West for a distance of 387.78 feet;
thence
South 00 degrees 03'02" East for a distance of 256.11 feet;
thence
South 74 degrees 26'15" East for a distance of 303.87 feet;
thence
South 85 degrees 54'15" East for a distance of 396.68 feet;
thence
South 88 degrees 40'30" East for a distance of 152.11 feet
to the TRUE POINT OF BEGINNING.

MICROFILMED
OCT 02 1996

STEWART TITLE OF IDAHO, INC.

"Setting The Standard of Quality"

RECEIVED

JUN 14 1995

Department of Water Resources

To: IDAHO DEPT. OF WATER RESOURCES
STATEHOUSE MAIL
BOISE, ID 83720-0000

Date: June 13, 1995

Escrow No.: 95053796 TN/DR

Attn: ADJUDICATION BUREAU

In connection with the above referenced transaction, we enclose the following:

- () Our check in the amount \$
- () Original Deed recorded
as Instrument No.
- () Title Insurance Policy No.
- () Original Deed of Trust recorded
as Instrument No.
- (X) NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JUN 14 1995

WATER RESOURCES
WESTERN REGION

"THANK YOU" for the privilege of serving you. Please remember to designate STEWART TITLE OF IDAHO, INC. in your next title or escrow closing transaction.

If you should have any questions or if we may be of further assistance, please do not hesitate to contact the undersigned.

Sincerely,

STEWART TITLE OF IDAHO, INC.

By: Pam P.
PAM PETERMAN, ESCROW ASSISTANT

Enclosure(s)

MICROFILMED

OCT 02 1996

SD-0604-2 Township: 04N Range: 01W Section: 18			Tract:		Lot:		
S	L	STATE	O	S	Max # Records	77	
E	O	Water	W	T	Priority	Use	
L	Tract	Right No.	N	AC	G	Date	Code Desc
NESE	A63-21532	JOHNSON, ANDREW E	C		J	12/31/1961	43 DOMEST
		JOHNSON, MARY ANN	C				04 STOCK
							01 IRR
SWSE	A63-00145	EUREKA WATER CO	C	22	D	06/01/1865	01 IRR
SWSE	A63-16383	EUREKA WATER CO	C	22	J	06/01/1865	01 IRR
							04 STOCK
SESE	A63-00145	EUREKA WATER CO	C	8	D	06/01/1865	01 IRR
SESE	A63-16383	EUREKA WATER CO	C	8	J	06/01/1865	01 IRR
							04 STOCK

(Enter=Continue)

(GOLD7=This Query)

(Menu)

MICROFILMED
OCT 02 1996

SD-0604-2 Township: 04N			Range: 01W		Section: 18		Tract:		Lot:	
S	L		STATE	O	S	Max # Records	77			
E	O	Water	Name	W	T	Priority	Use			
L	Tract	T	Right No.	Last, First	N	AC	G	Date	Code	Desc
	SE		R63-18840	WOODBURY, LEO	C			09/15/1981	43	DOMEST
				WOODBURY, JO	C				04	STOCK
	SE		R63-18840	WOODBURY, LEO	C			09/15/1981	43	DOMEST
				WOODBURY, JO	C				04	STOCK
	SE		A63-18840	WOODBURY, JO	C			09/15/1981	43	DOMEST
				WOODBURY, LEO	C				04	STOCK
	SE		A63-18840	WOODBURY, JO	C			09/15/1981	43	DOMEST
				WOODBURY, LEO	C				04	STOCK
	NESE		A63-00183	PIONEER DITCH CO LTD	C	26	D	06/01/1870	01	IRR
	NESE		A63-02406	DRAINAGE DISTRICT NO 2	C	10	L	07/11/1927	01	IRR
	NESE		A63-21532	JOHNSON, ANDREW E	C	4	J	12/31/1961	43	DOMEST
				JOHNSON, MARY ANN	C				04	STOCK
									01	IRR
	NESE		A63-21532	JOHNSON, ANDREW E	C		J	12/31/1961	43	DOMEST
				JOHNSON, MARY ANN	C				04	STOCK
									01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu)

MICROFILMED
OCT 02 1996

Pat M. e Stan
336-5617

4/95

Buying property = NESE 5.18

2 shares d.t.h. co. Hw

(1 share = .02 cfs) $\rightarrow$ Pioneer D.t.h. Co.
Ltd

2 Exist ponds $\sim 15 \times 20'$

Want: delete pond str. then:

7 ponds to 1 larger:

$$\frac{80 \times 60 \times 4'}{43560} \approx .4 \text{ af}$$

Since $.04 \times 2 \approx .08 \text{ af/day}$,

need then e 2 shares d.t.h.
Hw (Does this mean total
AJ analysis?)

H2O - may file 6 mos. - 1 yr. from now

Thurs pm cascade? for L.

Pat M. e Star

4/13 left msg to call me

Irr = 63-00183 (A63-00183)
Pioneer Ditch Co. Ltd. @ .02 cfs/m

Irrig area bought & served by W. = —

Sharon bought & cfs value = Sharon cfs

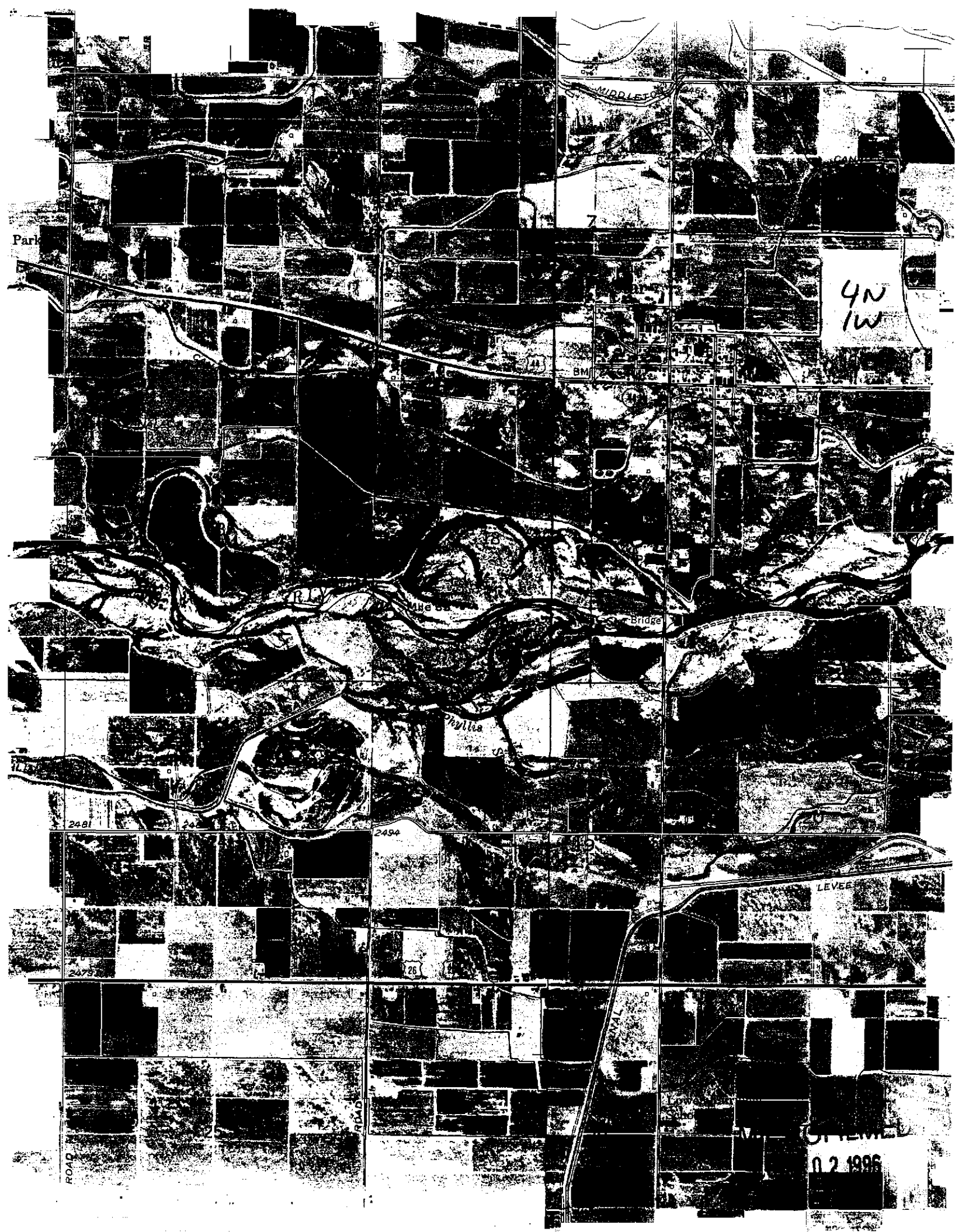
-Relate cfs to max pond storage-

4N
1W

appears irrig.
in 7187
NAPP X7SW
for pink area
in N6S6-S6S6
518

SL

02 1996



4N
1W

MIDDLETON

Park

BM

RICY

Bridge

Phyllis

2481

2494

2479

26

LEVER

ROAD

02 1996

AJ5809NP
No. A63-00183

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/13/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	PIONEER DITCH CO LTD C/O MARIE KUENZLI PO BOX 284 STAR ID 83669 (208) 286-7481	06/01/1870	IRRIGATION	03-15 11-15	25.72 CFS	
TOTAL DIVERSION:					25.72 CFS	

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T04N R01W S14

NENW

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
04N	01W	8	:					:						:	25			43	40						:	108.2
04N	01W	9	:					:						:								62			:	62.0
04N	01W	10	:					:						:			15								:	15.0
04N	01W	14	:					:		20	06			:											:	26.7
04N	01W	15	:	03			19	:	28	16	40	47	:		10										:	164.7
04N	01W	16	:	52	45	40	40	:	40	40	40	40	:	30			02	:	23	26			05	:	424.0	
04N	01W	17	:	40	40	40	40	:	29	42	38	45	:	07	32			:							:	354.0
04N	01W	18	:	29	17	10	48	:					:					:	26						:	131.5
																							TOTAL ACRES		1286.1	

POU County: ADA

Other Rights: NONE

Remarks: PROPERTY OWNED BY INDIVIDUAL LANDOWNERS WHO OBTAIN WATER BY DITCH
ACTUAL IRRIGATED ACRES 1287.5

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

$$\frac{25.72 \text{ cfs}}{1286.1 \text{ AC}} = .02 \text{ cfs/ACRE}$$

MICROFILMED
OCT 02 1996

WR5809NP
No. 63-00183

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/13/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FRANK HART	06/01/1870	IRRIGATION	00-00 00-00	25.720 CFS	
TOTAL DIVERSION:					25.720 CFS	

Water Source: BOISE RIVER Tributary to: SNAKE RIVER Stage: DECREEED
Point(s) of Diversion: T04N R01W S14 NENW ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
04N	01W	8	:					:					:					:					:	
04N	01W	9	:					:					:					:					:	
04N	01W	10	:					:					:					:					:	
04N	01W	15	:					:					:					:					:	
04N	01W	16	:					:					:					:					:	
04N	01W	17	:					:					:					:					:	
04N	01W	18	:					:					:					:					:	

Pou County: ADA

Remarks: WATER CARRIED IN PIONEER CANAL.

Dates: App. Received: Priority Date: 06/01/1870
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 63 Field Exam Fee:

Audit: 02/11/86 05/01/88 CONVERT 07/11/89 CURTIS

MICROFILMED
OCT 02 1996

SD-0604-2 Township: 04N			Range: 01W		Section: 18		Tract: NESE		Lot:	
S	L		STATE	O	S	Max # Records	77			
E	O	Water	Name	W	T	Priority	Use			
L	Tract	Right No.	Last, First	N	AC	G	Date	Code	Desc	
SE	R63-18840	WOODBURY, LEO	C			09/15/1981	43	DOMEST		
		WOODBURY, JO	C				04	STOCK		
SE	R63-18840	WOODBURY, LEO	C			09/15/1981	43	DOMEST		
		WOODBURY, JO	C				04	STOCK		
SE	A63-18840	WOODBURY, JO	C			09/15/1981	43	DOMEST		
		WOODBURY, LEO	C				04	STOCK		
SE	A63-18840	WOODBURY, JO	C			09/15/1981	43	DOMEST		
		WOODBURY, LEO	C				04	STOCK		
NESE	A63-00183	PIONEER DITCH CO LTD	C	26	D	06/01/1870	01	IRR		
NESE	A63-02406	DRAINAGE DISTRICT NO 2	C	10	L	07/11/1927	01	IRR		
NESE	A63-21532	JOHNSON, ANDREW E	C	4	J	12/31/1961	43	DOMEST		
		JOHNSON, MARY ANN	C				04	STOCK		
							01	IRR		
NESE	A63-21532	JOHNSON, ANDREW E	C		J	12/31/1961	43	DOMEST		
		JOHNSON, MARY ANN	C				04	STOCK		
							01	IRR		

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MICROFILMED
OCT 02 1996

AJQ4

SD-0604-2 Township: 04N			Range: 01W		Section: 18		Tract: SESE		Lot:	
S	L		STATE	O	S	Max #	Records	77		
E	O	Water	Name	W	T	Priority	Use			
L	Tract	Right No.	Last, First	N	AC	G	Date	Code	Desc	
---	---	---	---	---	---	---	---	---	---	---
---	SE	R63-18840	WOODBURY, LEO	C			09/15/1981	43	DOMEST	
---			WOODBURY, JO	C				04	STOCK	
---	SE	R63-18840	WOODBURY, LEO	C			09/15/1981	43	DOMEST	
---			WOODBURY, JO	C				04	STOCK	
---	SE	A63-18840	WOODBURY, JO	C			09/15/1981	43	DOMEST	
---			WOODBURY, LEO	C				04	STOCK	
---	SE	A63-18840	WOODBURY, JO	C			09/15/1981	43	DOMEST	
---			WOODBURY, LEO	C				04	STOCK	
---	SESE	A63-00145	EUREKA WATER CO	C	8	D	06/01/1865	01	IRR	
---	SESE	A63-16383	EUREKA WATER CO	C	8	J	06/01/1865	01	IRR	
---								04	STOCK	

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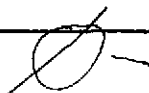
(GOLD7=This Query)

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MICROFILMED
OCT 02 1996

SE	SW	01,04,43	63-03205	STILLWELL STILLWELL STILLWELL	C C C	L	06/27/1960	GROUNDWATER
18	NE SE	5.0 01	63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
	NE NE	39.0 01	63-00183	HART	C	D	06/01/1870	BOISE RIVER
	NE NE	43	63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
	NE NE	43	63-02545	CO OPERATIVE OIL A	C	L	10/16/1939	GROUNDWATER
			63-04709	KUENZLI KUENZLI	C C	S	01/01/1962	GROUNDWATER
	NE NE	5.0 01,43	63-04754	BECHTOLD	C	S	01/01/1962	GROUNDWATER
	NE NE	5.0 01,43	63-04976	CODE CODE	C C	S	04/01/1958	GROUNDWATER
	NE NE	43	63-09412	BECHTOLD	C	L	06/30/1980	GROUNDWATER
	NE NE	10,43	63-10733	STAR SEWER & WATER	C	P	11/16/1988	GROUNDWATER
	NW NE	01	63-00254	MUSSER	C	D	06/01/1866	BOISE RIVER
	NW NE	01	63-00255	COUZENS COUZENS	C C	D	06/01/1866	BOISE RIVER
	NW NE	33.0 01,43	63-02028	LAWRENCE	C	L	12/12/1905	KENNEDY SLOUGH
	NW NE	39.0 01	63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
	NW NE	10,43	63-10733	STAR SEWER & WATER	C	P	11/16/1988	GROUNDWATER
	SW NE	01	63-00254	MUSSER	C	D	06/01/1866	BOISE RIVER
	SW NE	40.0 01,43	63-02028	LAWRENCE	C	L	12/12/1905	KENNEDY SLOUGH
	SW NE	40.0 01	63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
	SE NE	40.0 01	63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
	SE NE	04,43	63-03007	NEAL	C	L	11/18/1954	GROUNDWATER
	SE NE	4.0 01,10	63-09960	KUENZLI KUENZLI	C C	L	12/01/1982	GROUNDWATER
	NE NW	01	63-00254	MUSSER	C	D	06/01/1866	BOISE RIVER
	NE NW	37.0 01,43	63-02028	LAWRENCE	C	L	12/12/1905	KENNEDY SLOUGH
	NE NW	40.0 01	63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
	NW NW	01	63-00001	BOWERMAN SPARKS	C C	D	06/01/1886	BOISE RIVER
	NW NW	40.0 01	63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
	SW NW	01	63-00001	BOWERMAN SPARKS	C C	D	06/01/1886	BOISE RIVER

E 07

WR4001NP (OD-21)		IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHTS MICROFICHE BY PLACE OF USE								DATE: 05/28/94 PAGE: 365		
TWP	RNG	SECT	TRACT	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE
			1/4 1/4									
MICROFILMED OCT 0-2 1996	18	SW	NW	24.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
		SE	NW		01		63-00254	MUSSER	C	D	06/01/1866	BOISE RIVER
		SE	NW	40.0	01,43		63-02028	LAWRENCE	C	L	12/12/1905	KENNEDY SLOUGH
		SE	NW	30.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
		NE	SE	10.0	01		63-02406	DRAINAGE DISTRICT	C	L	07/05/1965	WASTE WATER
					01,43		63-02529	PIONEER IRRIGATION	C	L	12/21/1936	GROUNDWATER
	19					01	63-02891	PIONEER IRRIGATION	C	L	01/23/1952	WILSON SLOUGH DRAIN
		SE	NE	5.0	01,43	63-03094	OLSON	C	L	08/23/1956	GROUNDWATER	
		NW	NW	4	22.0	01,04	63-04813	TRABERT LAND & LIV	C	S	03/15/1900	PHYLLIS SLOUGH
		SW	NW	3	10.0	01,04	63-04813	TRABERT LAND & LIV	C	S	03/15/1900	PHYLLIS SLOUGH
		SW	NW	3	10.0	01	63-04817	TRABERT LAND & LIV	C	S	03/15/1900	WASTE WATER
		SE	NW		43	63-04770	KL PHINFEIT	C	S	01/01/1917	GROUNDWATER	

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Kuenzli Farms

208 286-9527

p. 2

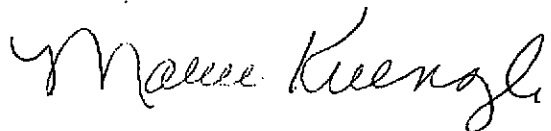
PIONEER DITCH COMPANY

April 30, 2004

To Whom it May Concern:

NEITHER PINWOODS LAKES NOR DEAN SORENSON HAVE ANY SHARES OR PAY ANY ASSESSMENTS TO PIONEER DITCH COMPANY, STAR, IDAHO FOR THE PROPERTY LOCATED AT 4N, 1W, SEC18, ADA COUNTY. .

Sincerely,



Marie Kuenzli
Bookkeeper, Pioneer Ditch Company, LTD.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

JUNE 6, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

PIONEER DITCH CO
C/O BETSY DUDLEY
9815 HWY 44
STAR, ID 83669

Re: Snake River Basin Adjudication (SRBA) claims review

We are currently reviewing the water right claims filed in the SRBA by all ditch companies and irrigation districts in Ada County prior to preparing our recommendations to the SRBA court. Your claims are part of this review process.

One of the end products resulting from the review process mentioned above will be a map for your organization that will include the land irrigated by your water rights and the outer perimeter boundary of the places of use. You may have already reviewed the boundary and place of use for your water rights with an employee of the department. However, if you have not recently reviewed and returned a map to us please call me at the number below as soon as possible. Establishing the most accurate boundary and place of use for your water rights is a very important initial step in our review process.

The total amount of water we will recommend for your water rights will be based on the standard of one inch (0.02 cubic foot per second) per acre for the actual acres irrigated with your water rights as described in your boundary map. However, it is possible to have additional water for delivery loss within your ditch system and additional water for lands that require more water due to the nature of the soils. We might need additional information from you to quantify the amount of water needed for delivery loss within your canal and ditch system. We might also need from you additional data to support and quantify any excess water in addition to one inch per acre for irrigation that might be necessary.

It is our plan to prepare recommendations for your SRBA claims during the summer of 2003. In order to prepare the most accurate recommendations it's imperative that the boundary and place of use map for your organization be completed before we proceed.

If you need additional information or want to discuss these matters in more detail please call me at the number below.

Cordially,

Mel Schulte
Sr. Water Right Agent
208-334-2190

July 28, 1989

Marie Kuenzli
Pioneer Ditch Co., Ltd.
PO Box 284
Star, ID 83669

Dear Marie;

Enclosed you will find the completed Notice of Claim to a Water Right, 63-00183, for the ditch company.

I have compiled the acreages and put them in their corresponding quarter, quarter section. Please look this over and if it meets with your approval sign it and have it notarized. All you need do is return it to me with the claim fee. If you prefer to bring this in with your domestic claims, I can notarize all here at the office.

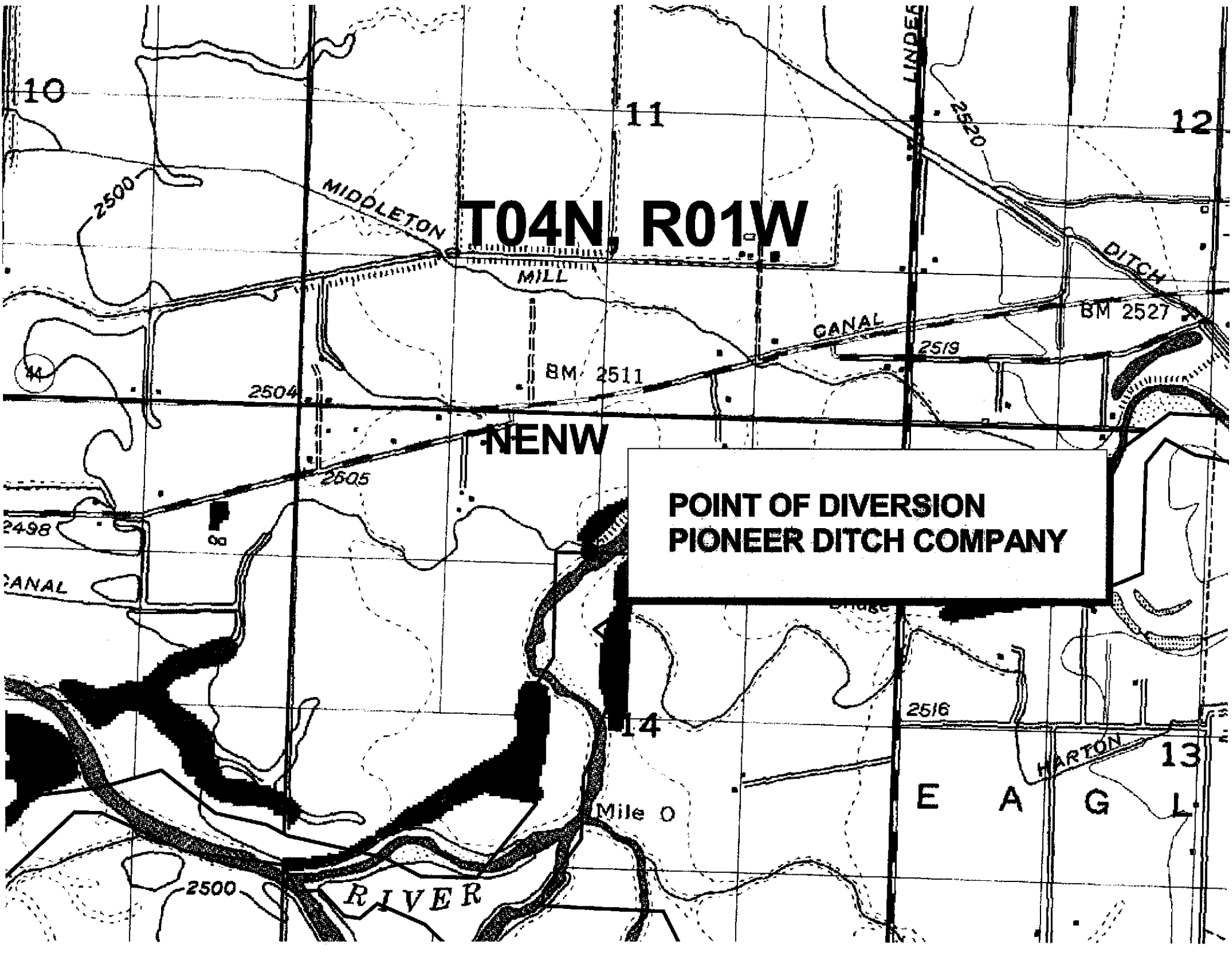
If you have any questions be sure and call me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

MICROFILMED

AUG 17 1992



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