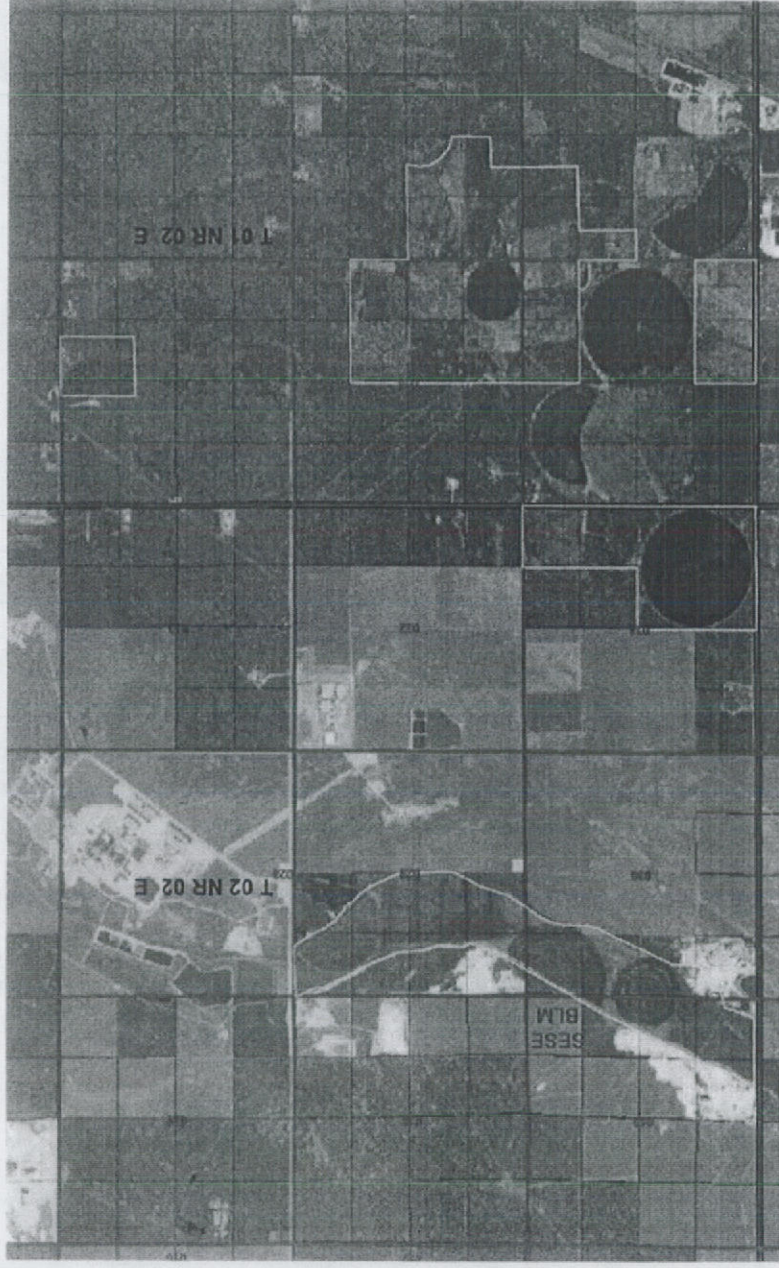
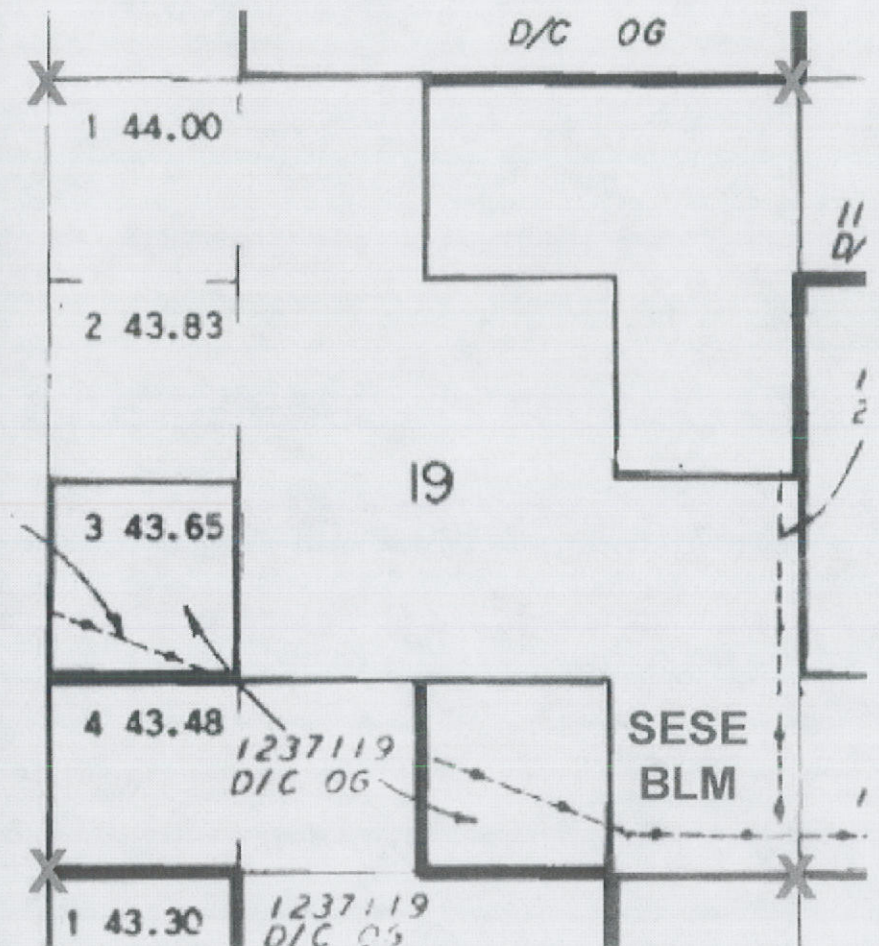
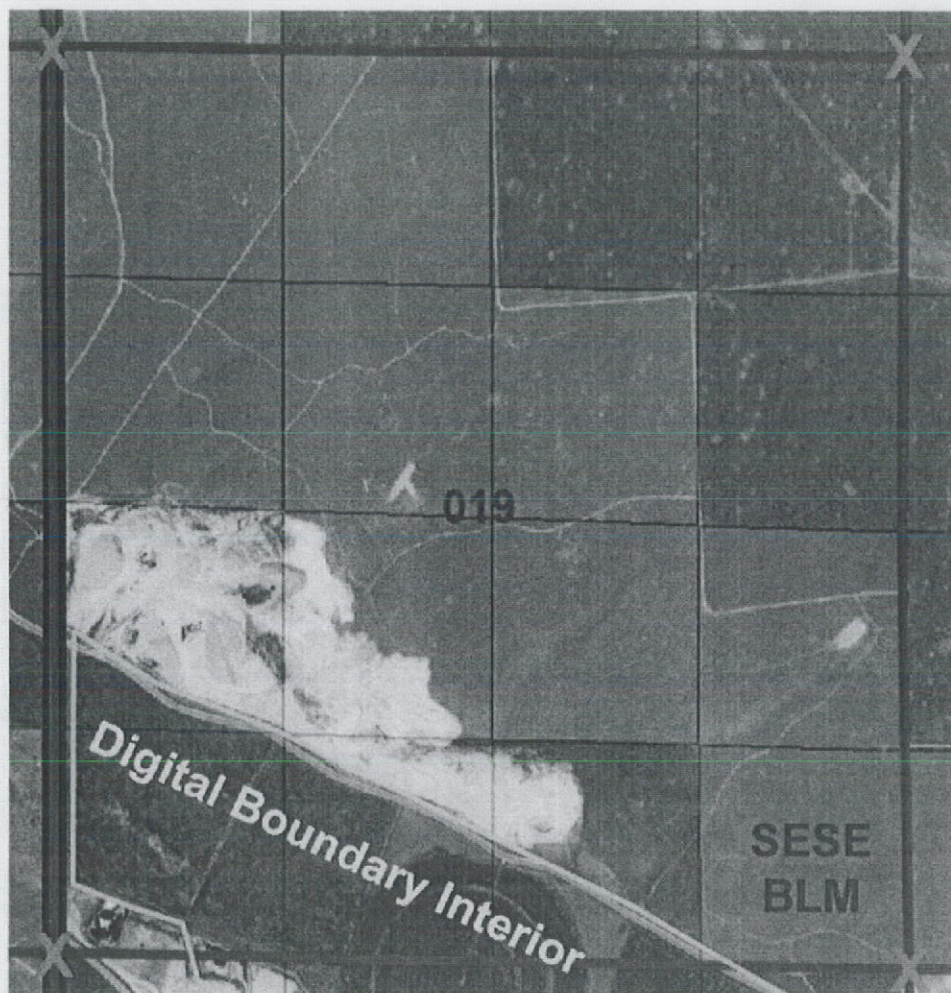


63-00329B, 63-00330B, 63-00331B, 63-00332, 63-00379



63-00329B, 63-00330B, 63-00331B, 63-00332, 63-00379

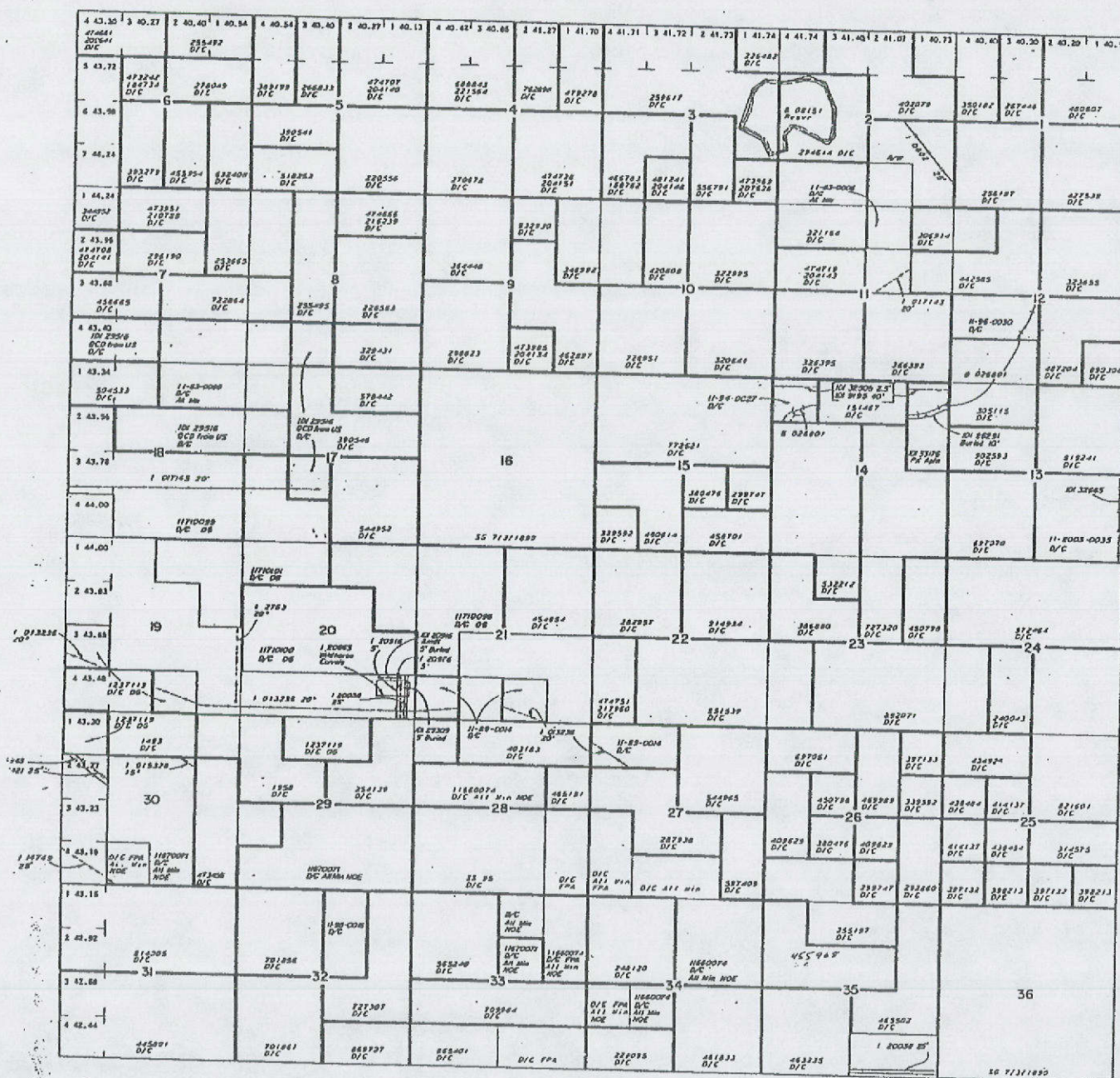
T01N R02E S19 SESE



-Remove POU on BLM from data
and adjust Digital Boundary
accordingly.

BOISE DISTRICT SEC. 2.

MT PLAT



SCALE in Chains

WARNING STATEMENT
This plot is the Bureau's Revised of Title, and should be used only as a graphic display of the township survey data. Revisions herein do not reflect title changes which may have been made.

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-

[illegible]

EO 10/29/1913 Vol Per S Res 406 R/S Trans line,
all land lying within 50' of center line
N 010878 8 013300

Sec 9: $E|SE$
 Sec 10: $a|SW$
 Sec 15: $b|Na$, $Nb|SW$
 Sec 21: $E|E$
 Sec 27: $Nb|NV$, $a|SV$
 Sec 28: $E|E$
 Sec 33: $E|E$
 Sec 34: $Nb|SW$

EO 2/11/1915 Wpt Per S Res 406 EO 10/29/1913
to permit P/S trans line

Pat 728951 1/20/1920, excludes land in Pat S
Res DOE
Sec 10: SW

Pat 772521 9/10/1920, excludes land in Per 3
Reg 4015
Sec 15: 40

101 26663 Comm S, Purline, & Access Rd
Sec 20: W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ 1.304

104 35477 R/W Pipeline 20' Buried
Sac 13: SE

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

CURRENT TO	CURRENT TO

USE PLAYS:

Brain 2009

Y 3M

Southwest quarter of the Southwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
of Section 35,

all in Township 2 North, Range 2 East Boise Meridian.

Southeast quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$),
Northeast quarter of the Southeast quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$)
of Section 24, Township 2 North, Range 1 East Boise
Meridian.

That prior to the year 1914, plaintiff's said irrigation project was successively owned and operated by certain predecessors in interest which, like itself, were mutual co-operative irrigation companies distributing water for the irrigation of the lands of their respective stockholders which were the same lands as above described.

II.

That plaintiff, ~~Plaintiff, [REDACTED]~~,
Limited, a corporation, is entitled (in addition to the storage rights hereinafter decreed) to divert and use for the irrigation of and domestic and livestock use upon the lands of its stockholders, as described in the preceding paragraph hereof, the following amounts of the natural flow waters, during the irrigation season, of Ten-Mile Creek and its tributaries with the respective dates of priority as specified below:

- 63 0329 (a) 200 miner's inches with priority of
~~April 1, 1907~~;
- 63 0330 (b) 200 miner's inches with priority of
~~April 1, 1908~~;
- 63 0331 (c) 250 miner's inches with priority of
~~April 1, 1910~~;
- 63 0332 (d) 650 miner's inches with priority of
~~May 15, 1912~~.

The point of diversion of said water is described
as follows:

At the head of plaintiff's ditch in the South-west quarter (S.W. 1/4) of Section 31, Township 2 North, Range 3 East Boise Meridian.

III.

63-0379 → That in addition to the rights herein decreed to plaintiff in the natural flow waters of Ten-Mile Creek and its tributaries during the irrigation season, [REDACTED] has the further right to store in its reservoir (located on Ten-Mile Creek in Sections 31 and 32, Township 2 North, Range 3 East Boise Meridian, and Sections 1 and 6, Township 1 North, Range 3 East Boise Meridian) all the waters flowing in said stream and its tributaries during the non-irrigation season in that term is hereinafter defined, up to the capacity of its said reservoir, which capacity is 7,900 acre feet; and the said right of plaintiff to store in its reservoir and thereafter use the waters of said stream and its tributaries during the non-irrigation season in no manner interferes with or infringes upon any rights of defendants. Plaintiff is also hereby decreed the right, with priority of May 15, 1912, to store said waters in said reservoir at any other time than during said non-irrigation season when by so doing it will not interfere with the prior rights of defendants herein decreed; and plaintiff may release said stored water at its pleasure through the gates of its said reservoir and divert the same at the point of diversion described in the preceding paragraph hereof and use the same for the irrigation of and domestic and stock use upon its lands aforesaid.

IV.

That defendants, Donald Lord and Oliver Lord, are entitled to divert and use the following amounts of the natural flow waters, during the irrigation season, of Ten-Mile Creek and its tributaries, with the respective priorities specified:

63 0333 (a) 5 miner's inches with priority of
April 1, 1907;

63 0334 35 miner's inches with priority of
May 2, 1910;

63 0335 10 miner's inches with priority of
April 1, 1916.

The foregoing rights are allotted for the irrigation of and domestic and stock use upon the following described lands:

Lots One (1) and Two (2) and the South half of the Northeast quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 1, Township 1 North, Range 3 East Boise Meridian, referred to in the findings of fact herein as the "Hoffman Tract";

Lot Four (4), the Southeast quarter of the Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), and the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 31, Township 2 North, Range 4 East Boise Meridian, referred to in the findings of fact herein as the "Corbus desert entry".

The point of diversion of said water is described as follows:

A point in the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 31, Township 2 North, Range 4 East Boise Meridian.

63 0336 (b) 45 miner's inches with priority of
April 1, 1928.

The immediate foregoing right is allotted for the irrigation of and domestic and livestock use upon the following described lands:

East half of the Southwest quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$), Southeast quarter of the Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), and the Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 32, Township 2 North, Range 4 East Boise Meridian, said lands being referred to in the findings of fact herein as the "Gray Tract";

Northeast quarter of the Southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 32, Township 2 North, Range 4 East Boise Meridian, said tract being referred to in the findings of fact herein as the "Backus Forty".

The point of diversion of said last mentioned water is described as follows:

At the head of defendants' ditches in or near the Northwest quarter of the Northeast quarter (NW1/4) of Section 32, Township 2 North, Range 4 East Boise Meridian.

V.

The term "miner's inch" of water as used in this decree means one-fiftieth of a cubic foot per second; the term "irrigation season" as used in this decree means the period from ~~March 1st~~ ^{March 20th} to November 1st of each year; the term "non-irrigation season" as used in this decree means the period beginning November 1st of each year and continuing to ~~March 1st~~ ^{March 20th} of the succeeding year.

VI.

The parties hereto shall, before beginning the diversion of water at the commencement of the ensuing irrigation season hereafter, install at the head of each of their respective ditches where water is permitted to be diverted from the stream in accordance with the terms of this decree a suitable headgate equipped with a measuring device whereby the amount of water at any time diverted through said ditch can be regulated and the amount so diverted may be determined and all water herein allotted and decreed shall be measured at said points of diversion.

VII.

The defendants, and each of them, are hereby ordered forthwith to remove and keep removed that certain dam or obstruction heretofore constructed and maintained by them in the channel of Big Creek, a tributary of Ten-Mile Creek, which obstruction is located in the Southwest quarter (SW1/4) of Section 32, Township 2 North, Range 4 East Boise Meridian; and the said defendants, and each of them, their servants, agents, and

successors in interest, are hereby perpetually enjoined and restrained from constructing or maintaining in the channel of Ten-Mile Creek (or ~~Black~~ Creek), or any of its tributaries, any dam or obstruction (except dams equipped with measuring devices and reasonably required for the diversion of water at the points of diversion herein specified for defendants) whereby the waters of Ten-Mile Creek or any of its tributaries is prevented or hindered from flowing freely down the channel of the water course to plaintiff's reservoir; and the several parties hereto, and the agents, servants, employees, and successors in interest of each of them, respectively, are hereby, and each of them is hereby, enjoined and restrained from any and all interference with or diversion or use of the waters of Ten-Mile Creek or its tributaries except in the manner and to the extent and for the purposes specified in this decree.

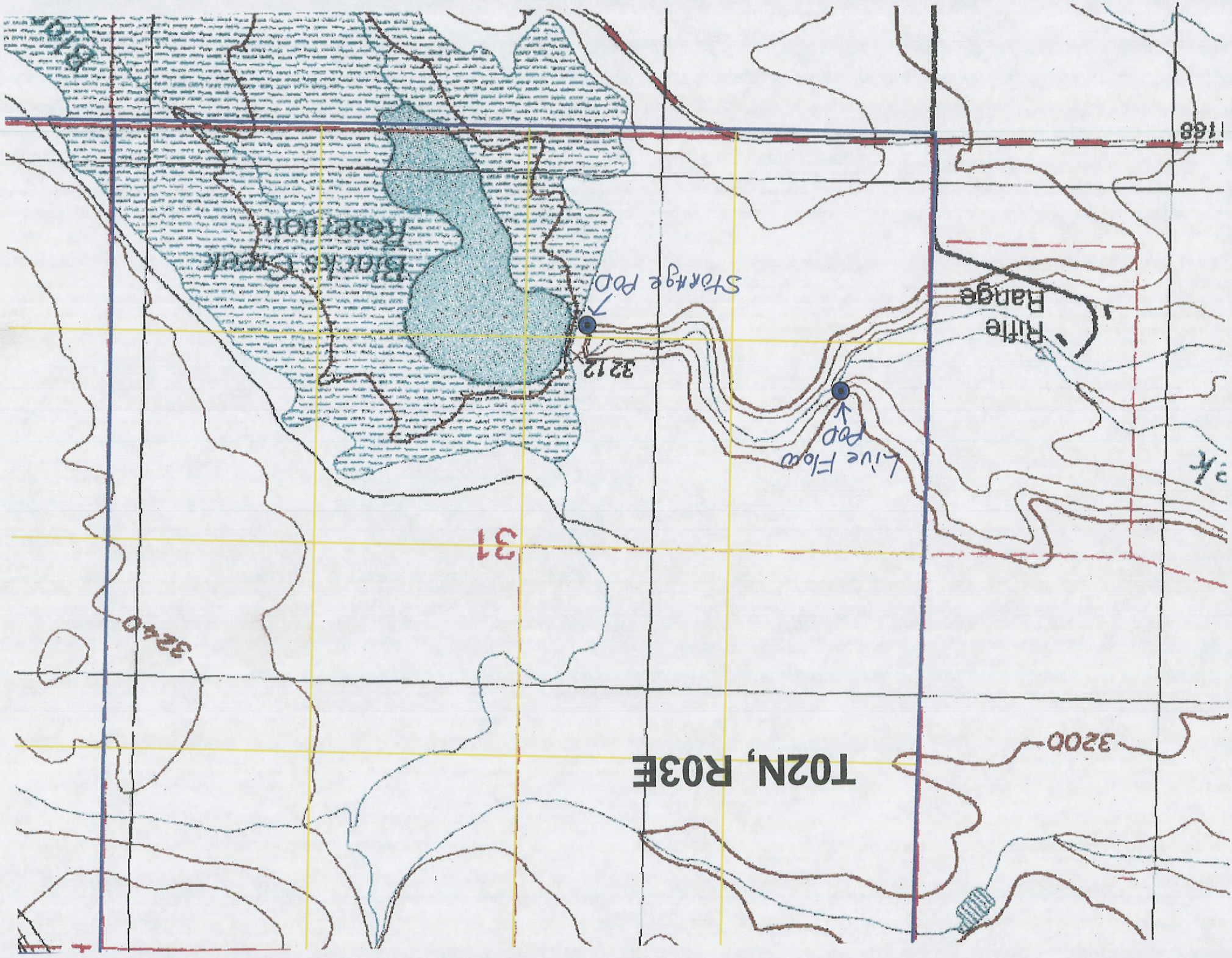
VIII.

The court reserves jurisdiction of this cause for the following purposes:

- (a) To enforce the provisions of this decree.
- (b) In case during any subsequent irrigation season, by reason of natural conditions, and not by ^{improper} diversions of water by defendants upstream, there should at any time be water available for diversion at defendants' points of diversion which even though not diverted or interfered with would not reach plaintiff's reservoir on account of the character of the creek bed or other natural cause, but would instead be wholly lost and wasted, then under such conditions (if not caused by any act of defendants) defendants may upon not less than 5 days' notice to plaintiff make application to the court to be

Basin	Sequence	Suffix	Basis	Status	Right ID	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Source Table	Version
63	329	B	Decreed	Active	348535	4/1/1907	4		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	330	B	Decreed	Active	348537	4/1/1908	4		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	331	B	Decreed	Active	348539	4/1/1910	5		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	332		Decreed	Active	284011	#####	13		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	379		Decreed	Active	284154	#####	26.0 cfs.	7900	TENMILE CREEK	IRRIGATION, IRRIGATION FROM STORAGE, IRRIGATION STORAGE, STOCKWATER FROM STORAGE, STOCKWATER STORAGE	PLEASANT VALLEY IRR CO (Current)	
63	2200		Decreed	Active	284013	#####	48.1		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	2615	A	License	Active	211251	#####	4.54	2003	EIGHTMILE CREEK	IRRIGATION	IBP INC (Current)	

$1148 \text{ acres} \times 0.02 = 22.96 \text{ cfs.}$
 $26.0 \text{ cfs} - 22.96 = 3.04 \text{ cfs delivery loss.}$
 → superseded by 63-379



T02N, R03E

31

3240

3200

Rifle Range

Live Flow Pond

Storage Pond

3212

168



PLEASANT VALLEY IRRIGATION
DIGITIZED PLACE OF USE = 1225 ACRES

Additional
information in
63-329B

RECEIVED
APR 21 2008
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 63-00332
(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: Pleasant Valley Irr Co.
Address: P.O. Box 1583; Boise, Idaho 83701
Name: c/o Terry Copple, Esq.
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)

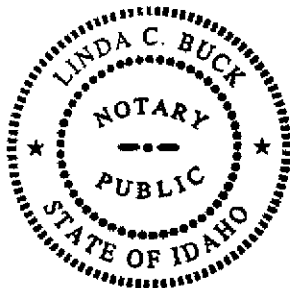
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

David Nager FA LAB
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

April 29 2006
Linda C. Buck
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:

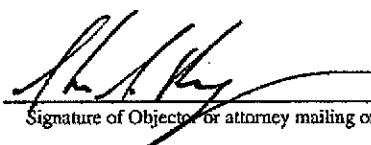
Name: Pleasant Valley Irr Co.
Address: P.O. Box 1583; Boise, Idaho 83701
Name: c/o Terry Copple, Esq.
Address: ;
Name: ;
Address: ;
Name: ;
Address: ;

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: 63-332
NAME AND ADDRESS: PLEASANT VALLEY IRR CO
C/O TERRY COPPLE ESQ
PO BOX 1583
BOISE ID 83701

POU on BLM:

Claimant is not authorized to graze or farm public lands.

SOURCE: TENMILE CREEK TRIBUTARY: FIFTEENMILE CREEK
QUANTITY: 13.000 CFS
PRIORITY DATE: 05/16/1912
POINT OF DIVERSION: T62N R03E S31 NW6W Lot 3 Within ADA County
PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.280 CFS
IRRIGATION	03/01 11/15	13.000 CFS

PLACE OF USE:

1148 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)(a). 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 1148 ACRES WITHIN THE BOUNDARY OF PLEASANT VALLEY IRRIGATION COMPANY.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-329B, 63-330B & 63-331B.

RightID571087

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		
01N	02E	4		SWNE			SENE									
				NESE			NWSE									
		5		NESW			NWSW			SWSW			SESW			
				NWSE			SWSE									
		6	6	NWSW		7	SWSW									
				NESE			SESE									
		7		NENE			NWNE			SENE						
				NENW			NWNW			SWNW						SENW
		02N		19	3	NWSW		4	SWSW	BLM					SESW	
						SWSE			SESE						SWNE	
29				NENE			NWNE			SWNE			SENE			
				NENW			NWNW			SWNW			SENW			
30				NESW			NWNE			SWNE			SENE			
				NENW			NWNW			4						
31				NESW		1	NWSW									
				SWSE			SESE			SESW						

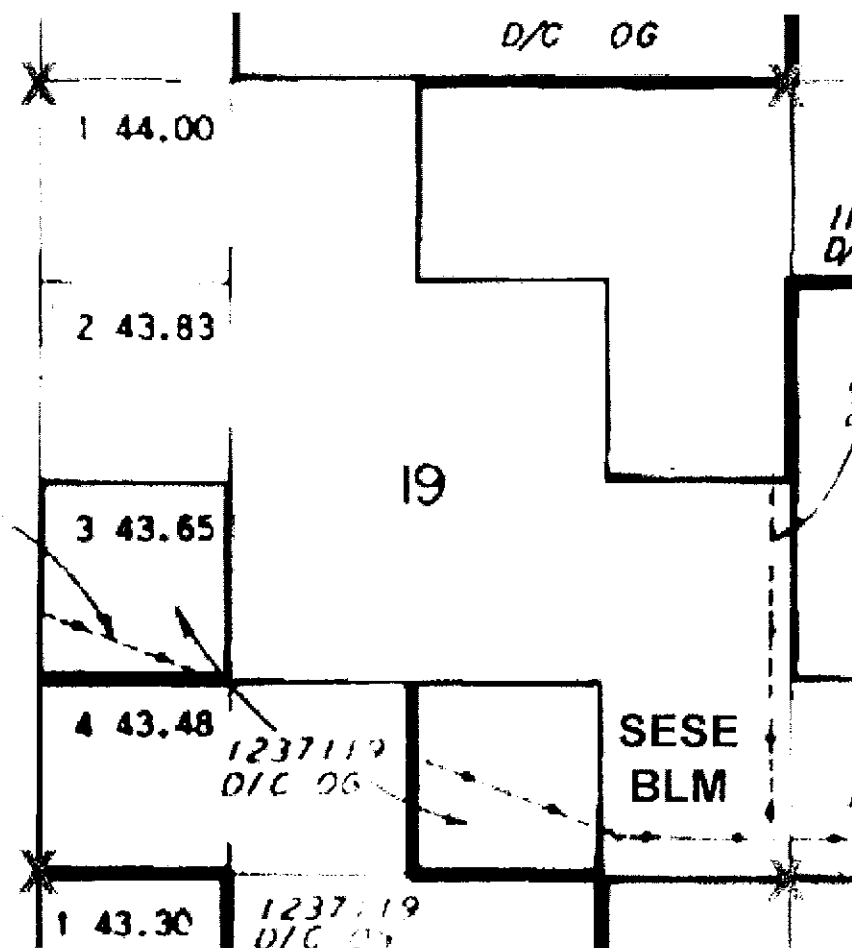
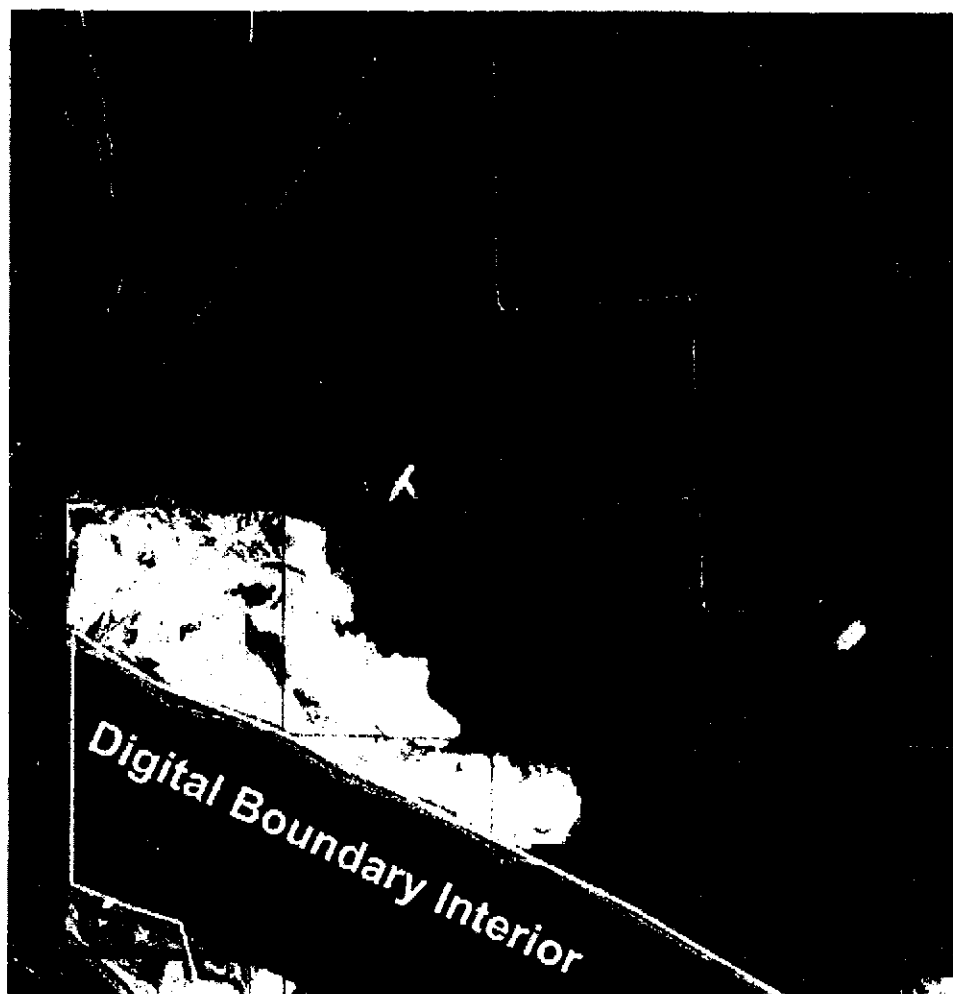
Place of Use Legal Description: STOCKWATER same as IRRIGATION

63-00329B, 63-00330B, 63-00331B, 63-00332, 63-00379



63-00329B, 63-00330B, 63-00331B, 63-00332, 63-00379

T01N R02E S19 SESE



-Remove POU on BLM from data
and adjust Digital Boundary
accordingly.

BOISE DISTRICT SEC

MT PLAT

[illegible]

EO 10/22/1913 Vol Per 5 Acc 408 8/3 Trans line.
all sand lying within 50' of center line
N 010477, E 012360
Sec 8: FREE!

Sec 10: 0/50
Sec 15: 0/NO, NR/50
Sec 20: E/E
Sec 27: NR/NU, 0/50
Sec 28: E/E
Sec 33: E/E
Sec 34: NR/50

EO 2/16/1913 Mod Per S Rel 406 EO 10/28/1913
To permit P/W Trans line

Pat 228951 1/20/1920, excludes land in Prr S
Rex 40E

Per 172521 9/10/1920, excludes land in Per 3
Pg 406
Sec 15: 406

101 26665 Comm S. Pointe, & Access Rd
Sec 20: W 1/4 NE 1/4 SE 1/4 1/4 4304

10N 35477 R/W Pipeline 20' Buried
Sec 13; SE

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

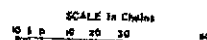
CURRENTS TO	CURRENT TO
1000	

USE PLATE

Doing this

 $\tau = 2N$

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-



WATKINS-BAKER

This plot in the Bureau's Record of Title, and should be made only as a graphic display of the remarkable merry-go-round ride between do and collect the changes which have been made.

05/16/2005

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

RIGHT NUMBER: 63-332

NAME AND ADDRESS: PLEASANT VALLEY IRR CO
C/O TERRY COPPLE ESQ
PO BOX 1583
BOISE ID 83701

SOURCE: TENMILE CREEK

TRIBUTARY: FIFTEENMILE CREEK

QUANTITY: 13.000 CFS

PRIORITY DATE: 05/16/1912

POINT OF DIVERSION:

T02N R03E S31 NWSW Lot 3 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.280 CFS
IRRIGATION	03/01 11/15	13.000 CFS

PLACE OF USE:

1148 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1148 ACRES WITHIN THE
BOUNDARY OF PLEASANT VALLEY IRRIGATION COMPANY.

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.

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.

EXPLANATORY MATERIAL: Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 63-329B, 63-330B & 63-331B.

05/09/2005

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 24, 2005

Water right number: 63-332

PLEASANT VALLEY IRR CO

C/O TERRY COPPLE ESQ

PO BOX 1583

BOISE ID 83701

Telephone Number: (208)342-3658

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

6/2/05

SIGNATURE

Eric Bodilly

Please print your name:

ERIC BODILLY

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

RECEIVED

JUN 08 2005

WATER RESOURCES
WESTERN REGION

05/09/2005

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 24, 2005

Water right number: 63-332

PLEASANT VALLEY IRR CO

C/O TERRY COPPLE ESQ

PO BOX 1583

BOISE ID 83701

Telephone Number: (208)342-3658

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

1 I AGREE with this proposed recommendation: no changes need to be made.

DATE:

6/2/05

SIGNATURE

Emil A. Badley

Please print your name:

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-332 V1

WATER RIGHT NUMBER: 63-332 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PLEASANT VALLEY IRR CO C/O TERRY COPPLE ESQ PO BOX 1583 BOISE, ID 83701 (208)342-3658

Priority Date: 05/16/1912

Basis: Decreed

Status:

<u>Source</u>	<u>Tributary</u>
TENMILE CREEK	FIFTEENMILE CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01	12/31	0.280 CFS	
IRRIGATION	03/01	11/15	13.000 CFS	
	<u>Total Diversion:</u>		13.000 CFS	

Location of Point(s) of Diversion

TENMILE CREEK	L3 (NW1/4SW1/4)	Sec. 31, Twp 02N, Rge 03E, B.M.
ADA County		

Place of Use

Conditions 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. 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.

Remarks:

1. Quantity THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE AT THE FIELD HEADGATE.
2. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-329B, 63-330B & 63-331B.
3. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 1148 ACRES WITHIN THE BOUNDARY OF PLEASANT VALLEY IRRIGATION COMPANY.

**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) *N/A*
- ☒ 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 *N/A*

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-332Owner: Pleasant Valley Irr. Co. Phone No. see 63-329BCurrent Address: same

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

Accompanied by: A meeting was held in our office with Eric Bodily, Pres**PRIORITY DATE** prior to the field review.

- ☒ 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: 5-16-1912 = decreed date.

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

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

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: GPS
- ☐ If different, when did POD change? error in claim

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
	3		NW	SW	31	2N	3E	Ida	ABS

Description of diverting works

see 63-329B

OVERLAP REVIEW

Other water rights with the same point of diversion: see 63-329B

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

WATER USES

☒ No change

☐ Different Uses

Use _____ From _____ To _____ Amount _____ 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

☐ Changes Exam found: Domestic # of homes _____ Stock # 1200 range cattle per claim

Types _____ Additional comments: _____

PLACE OF USE:

☒ No Change

☐ Changes shown below:

1148 acres within the boundary of Pleasant Valley Irrigation				NE				NW				SW				SE				Totals
Place of Use																				
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		

Overlap with other water rights: 63-329B, 330B, 331B, 379

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

No. 63-379 is

Delivery System Narrative:

See 63-329B

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

FLOW MEASUREMENTS: See attached delivery loss estimates.

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

See 63-329B for additional information.
3.04 cfs of this right is for delivery loss:
1148 acres $\times$ 0.02 = 22.96 cfs. Demand DR = 26.0 cfs.
26.0 - 22.96 = 3.04 cfs for delivery loss.

[illegible]

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: 10-14-2002 32403 = delivery loss measurements
FIELD EXAMINER: Mel Schulte

#602

630

RECEIVED

DEC 18 1941

Department of Reclamation

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA.

PLEASANT VALLEY IRRIGATION
COMPANY, LIMITED, a corpora-
tion,

Plaintiff,

vs.

THOMAS LORD, DONALD LORD,
and OLIVER LORD,

Defendants.

*Entered and filed
Dec 21, 1939*

*Stephen Little
Clerk
By B. Clyde Eagleton
Attorney*

DECREE.

This cause came regularly on for trial in open court before the court without a jury at the Ada County Court-house, Boise, Idaho, on the 25th day of April, 1939, plaintiff appearing by its attorneys, Davison & Davison and Edwin Chow, and defendants appearing by their attorneys, Elmer A. Burke and T. L. Martin.

Witnesses were sworn and examined and their testimony received, documentary evidence was introduced, and the cause argued and submitted, and the court having considered the matter, thereafter filed herein its findings of fact and conclusions of law; and in accordance therewith, it is now

so ORDERED, ADJUDGED, AND DECREED as follows:

I.

That plaintiff is and has been since the year 1914 a corporation duly organized and existing under the laws of the State of Idaho, and continuously engaged in the business of operating an irrigation system belonging to it, known as the "Pleasant Valley Irrigation Project", in Ada County, Idaho, and distributing to its stockholders therefrom for ir-

irrigation, domestic, and stock use upon their lands herein-
after described, the waters of Ten-Mile Creek and its trib-
utaries in said county; that the lands of its stockholders
to which it is and has been during all of said period dis-
tributing said waters for irrigation are described as follows:

lots Three (3) and Four (4) and the Southeast
quarter of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of
Section 3;

all of Section Four (4);

Southwest quarter (SE $\frac{1}{4}$), West half of the South-
west quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$), Northeast quarter of the
Southwest quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 5;

Southwest quarter (SE $\frac{1}{4}$), West half of the South-
west quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$), Southeast quarter of the
Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$), Southwest quarter of
the Northeast quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), and lots One (1),
Two (2), and Three (3) of Section 6;

Southwest quarter (SW $\frac{1}{4}$), North half of the South-
west quarter (N $\frac{1}{2}$ SW $\frac{1}{4}$), and lot One (1) of Section 7;

Northwest quarter (NW $\frac{1}{4}$) of Section 8;

Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$),
Northeast quarter of the Southeast quarter (NE $\frac{1}{4}$ SE $\frac{1}{4}$)
of Section 31,

all in Township 1 North, Range 3 East Boise Meridian.

lots Three (3) and Four (4), Southwest quarter of
the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$), Southeast quarter
of the Northwest quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 2;

lot One (1), Northeast quarter of the Southwest
quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 3;

Southwest quarter of the Southwest quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$)
and lot Four (4) of Section 19;

Southwest quarter of the Northwest quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$),
Northeast quarter of the Northwest quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$)
of Section 29;

West half of the Southwest quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$), South-
east quarter of the Southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of
Section 33;

Southwest quarter of the Southeast quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$),
South half of the Southwest quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of
Section 34;

Southwest quarter of the Southwest quarter (SW1/4SW1/4)
of Section 35,

all in Township 2 North, Range 2 East Boise Meridian.

Southeast quarter of the Northwest quarter (SE1/4NW1/4),
Southeast quarter of the Southeast quarter (NE1/4SE1/4),
of Section 34, Township 2 North, Range 1 East Boise
Meridian.

That prior to the year 1914, plaintiff's said irrigation project was successively owned and operated by certain predecessors in interest which, like itself, were mutual cooperative irrigation companies distributing water for the irrigation of the lands of their respective stockholders which were the same lands as above described.

It.

that plaintiff, [REDACTED],

Limited, a corporation, is entitled (in addition to the storage rights hereinbefore decreed) to divert and use for the irrigation of and domestic and livestock use upon the lands of its stockholders, as described in the preceding paragraph hereof, the following amounts of the natural flow waters, during the irrigation season, of [REDACTED] Creek and its tributaries with the respective dates of priority as specified below:

63 0329 (a) 200 miner's inches with priority of [REDACTED];

63 0330 (b) 200 miner's inches with priority of [REDACTED];

63 0331 (c) 250 miner's inches with priority of [REDACTED];

63 0332 (d) 650 miner's inches with priority of [REDACTED].

The point of diversion of said water is described as follows:

At the head of plaintiff's ditch in the South-West quarter (S.W.) of Section 31, Township 2 North, Range 3 East Boise Meridian.

III.

63-0379 → That in addition to the rights herein decreed to plaintiff in the natural flow waters of Ten-Mile Creek and its tributaries during the irrigation season, [REDACTED] has the further right to store in its reservoir (located on [REDACTED] Creek in Sections 31 and 32, Township 2 North, Range 3 East Boise Meridian, and Sections 1 and 6, Township 1 North, Range 3 East Boise Meridian) all the waters flowing in said stream and its tributaries during the non-irrigation season as the term is hereinafter defined, up to the capacity of its said reservoir, which capacity is 7,000 acre feet; and the said right of plaintiff to store in its reservoir and thereafter use the waters of said stream and its tributaries during the non-irrigation season in no manner interferes with or infringes upon any rights of defendants. Plaintiff is also hereby decreed the right, with priority of [REDACTED] to store said waters in said reservoir at any other time than during said non-irrigation season when by so doing it will not interfere with the prior rights of defendants herein decreed; and plaintiff may release said stored water at its pleasure through the gates of its said reservoir and divert the same at the point of diversion described in the preceding paragraph hereof and use the same for the irrigation of and domestic and stock use upon its lands aforesaid.

IV.

The defendants, Donald Lord and Oliver Lord, are entitled to divert and use the following amounts of the natural flow waters, during the irrigation season, of [REDACTED] Creek and its tributaries, with the respective priorities specified:

63 0333 (a) 5 miner's inches with priority of

63 0334 35 miner's inches with priority of

63 0335 10 miner's inches with priority of

The foregoing rights are allotted for the irrigation of and domestic and stock use upon the following described lands:

Lots One (1) and Two (2) and the South half of the Northeast quarter (SW1/4) of Section 1, Township 1 North, Range 3 East Boise Meridian, referred to in the findings of fact herein as the "Gossman Tract";

Lot Four (4), the Southeast quarter of the Southwest quarter (SW1/4), and the Southwest quarter of the Southeast quarter (SW1/4) of Section 31, Township 2 North, Range 4 East Boise Meridian, referred to in the findings of fact herein as the "Corbus desert entry".

The point of diversion of said water is described as follows:

A point in the Southwest quarter of the Southeast quarter (SE1/4) of Section 31, Township 2 North, Range 4 East Boise Meridian.

63 0336 (b) 45 miner's inches with priority of

The immediate foregoing right is allotted for the irrigation of and domestic and livestock use upon the following described lands:

West half of the Southwest quarter (W1/2), Southeast quarter of the Southwest quarter (SE1/4), and the Southwest quarter of the Southeast quarter (SW1/4) of Section 32, Township 2 North, Range 4 East Boise Meridian, said lands being referred to in the findings of fact herein as the "Gray Tract";

Northeast quarter of the Southwest quarter (NE1/4) of Section 32, Township 2 North, Range 4 East Boise Meridian, said tract being referred to in the findings of fact herein as the "Hickus Party".

The point of diversion of said last mentioned water is described as follows:

At the head of defendants' ditches in or near the Northwest quarter of the Northeast quarter (NW1/4) of Section 32, Township 2 North, Range 4 East Boise Meridian.

V.

The term "miner's inch" of water as used in this decree means one-fiftieth of a cubic foot per second; the term "irrigation season" as used in this decree means the period from ~~April~~ *March 20th* 1st to November 1st of each year; the term "non-irrigation season" as used in this decree means the period beginning November 1st of each year and continuing to ~~April~~ *March 20th* 1st of the succeeding year.

VI.

The parties hereto shall, before beginning the diversion of water at the commencement of the ensuing irrigation season hereafter, install at the head of each of their respective ~~ditches~~ where water is permitted to be diverted from the stream in accordance with the terms of this decree a suitable headgate equipped with a measuring device whereby the amount of water at any time diverted through said ditch can be regulated and the amount so diverted may be determined and all water herein allotted and decreed shall be measured at said points of diversion.

VII.

The defendants, and each of them, are hereby ordered forthwith to remove and keep removed that certain dam or obstruction heretofore constructed and maintained by them in the channel of Big Creek, a tributary of Ten-Mile Creek, which obstruction is located in the Southwest quarter (SW1/4) of Section 32, Township 2 North, Range 4 East Boise Meridian; and the said defendants, and each of them, their servants, agents, and

successors in interest, are hereby perpetually enjoined and restrained from constructing or maintaining in the channel of Ten-Mile Creek (or ~~the creek~~), or any of its tributaries, any dam or obstruction (except dams equipped with measuring devices and reasonably required for the diversion of water at the points of diversion herein specified for defendants) whereby the waters of Ten-Mile Creek or any of its tributaries is prevented or hindered from flowing freely down the channel of the water course to plaintiff's reservoir; and the several parties hereto, and the agents, servants, employees, and successors in interest of each of them, respectively, are hereby, and each of them is hereby, enjoined and restrained from any and all interference with or diversion or use of the waters of Ten-Mile Creek or its tributaries except in the manner and to the extent and for the purposes specified in this decree.

VIII.

The court reserves jurisdiction of this cause for the following purposes:

- (a) To enforce the provisions of this decree.
- (b) In case during any subsequent irrigation season, by reason of natural conditions, and not by ^{improper} diversions of water by defendants upstream, there should at any time be water available for diversion at defendants' points of diversion which even though not diverted or interfered with would not reach plaintiff's reservoir on account of the character of the creek bed or other natural cause, but would instead be wholly lost and wasted, then under such conditions (if not caused by any act of defendants) defendants may upon not less than 5 days' notice to plaintiff make application to the court to be

permitted to use said water during the period while such condition obtains; and the court hereby reserves jurisdiction to permit by its subsequent order upon such application of defendants the use of such water by defendants when it shall clearly appear to the court that such use by defendants will in no manner deprive plaintiff of the use of any of the water allotted to it by the terms of this decree.

IN.

That plaintiff have and recover against defendants its costs herein, taxed at \$120⁷⁵.

Dated this 21st December day of 1939.

Charles E. Winstead

District Judge.

STATE OF IDAHO, }
County of Ada } ss.

CERTIFICATE

I, OTTO F. PETERSON, Clerk of the District Court of the Third Judicial District of the State of Idaho, in and for the County of Ada, do hereby certify that the foregoing is a true and correct copy of the original Decree in the case of the Pleasant Valley Irrigation Company, Limited, vs. Thomas Lord et al

filed in the above entitled action and remaining now on file in my office at Boise City, Ada County, Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 17th day of December 1941.

By _____ Deputy.

Otto Peterson

Clerk.

Basin	Sequence	Suffix	Basis	Status	Right ID	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Source Table	Version
63	329	B	Decreed	Active	348535	4/1/1907	4		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	330	B	Decreed	Active	348537	4/1/1908	4		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	331	B	Decreed	Active	348539	4/1/1910	5		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	332		Decreed	Active	284011	#####	13		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	379		Decreed	Active	284154	#####	26.0 cfs.	7900	TENMILE CREEK	IRRIGATION, IRRIGATION FROM STORAGE, IRRIGATION STORAGE, STOCKWATER FROM STORAGE, STOCKWATER STORAGE	PLEASANT VALLEY IRR CO (Current)	
63	2200		Decreed	Active	284013	#####	48.1		TENMILE CREEK	IRRIGATION, STOCKWATER	PLEASANT VALLEY IRR CO (Current)	
63	2615	A	License	Active	211251	#####	4.54	2003	EIGHTMILE CREEK	IRRIGATION	IBP INC (Current)	

1148 acres X .02 = 22.96 cfs.

26.0 cfs - 22.96 = 3.04 cfs delivery loss.

→
superseded by
63-379

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER: _____

FIELD EXAM DATE: 3-24-03

FOR CLAIM(S) Pleasant Valley

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

North ditch after split and first
POU to next POU.

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

(3.0) = rock & clay

WORK SHEET

W = (5.83 FT) i = (3.0 FT/DAY)(0.0667)

S = 1.17 CFS/MILE

CONVEYANCE LOSS = (S) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = (1.17 CFS/MILE)(2.2 MILE)

CONVEYANCE LOSS =

2.57 cfs.

TOP OF DITCH = W

MAP MEASUREMENT

Section 1 = 7'
Section 2 = 6'
Section 3 = 4.5'

Length in Inches = _____ = A

Map Scale: _____ In. = 1 Mile = B

Total... = 17.5

A/X: B/5,280 = Ft./5,280 = Mile

~~2~~er 3... = 5.83 = W

11,555' / 5280 = 2.188

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER: Jell

FIELD EXAM DATE: 3-24-03

FOR CLAIM(S) Pleasant Valley
 South ditch after split

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 = 3.0 = rock & clay

WORK SHEET

$W = (\underline{5.25} \text{ FT}) i = (\underline{3} \text{ FT/DAY})(0.0667)$

$S = \underline{\hspace{2cm}} \text{ CFS/MILE}$

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

CONVEYANCE LOSS = $(\underline{1.05} \text{ CFS/MILE})(\underline{.83} \text{ MILE})$

CONVEYANCE LOSS =

.87 cfs

TOP OF DITCH = W

MAP MEASUREMENT

at Vista Section 1 = 5' av
 at P.V. road Section 2 = 3.5
 Section 3 =

Length in Inches = = A

Map Scale: In. = 1 Mile = B

Total... = 10.5

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

12 or 3... = 5.25 = W

$4388' / 5280' = .83$

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER: Mel

FIELD EXAM DATE: 3-24-03

FOR CLAIM(S) Pleasant Valley Am Dist

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 = 3.0 = rock and clay

WORK SHEET

$W = (8.5 \text{ FT})$ $i = (3 \text{ FT/DAY})(0.0667)$

$S = 1.7 \text{ CFS/MILE}$

CONVEYANCE LOSS = (S) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = $(1.7 \text{ CFS/MILE})(4.6 \text{ MILE})$

CONVEYANCE LOSS =

7.8 cfs

TOP OF DITCH = W

MAP MEASUREMENT

Section 1 = 8' - above rd Length in Inches = _____ = A

Section 2 = 12' - below rd

Section 3 = 7.5 Map Scale: _____ In. = 1 Mile = B

#4 6.5
 Total... = 34

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

#4 4
 12 of 3... = 8.50 = W

$24,255' / 5,280 = 4.59 \text{ miles}$

T02N, R03E

3200

3240

31

pk

Live Flood Pond

Rifle Range

Storage Pond

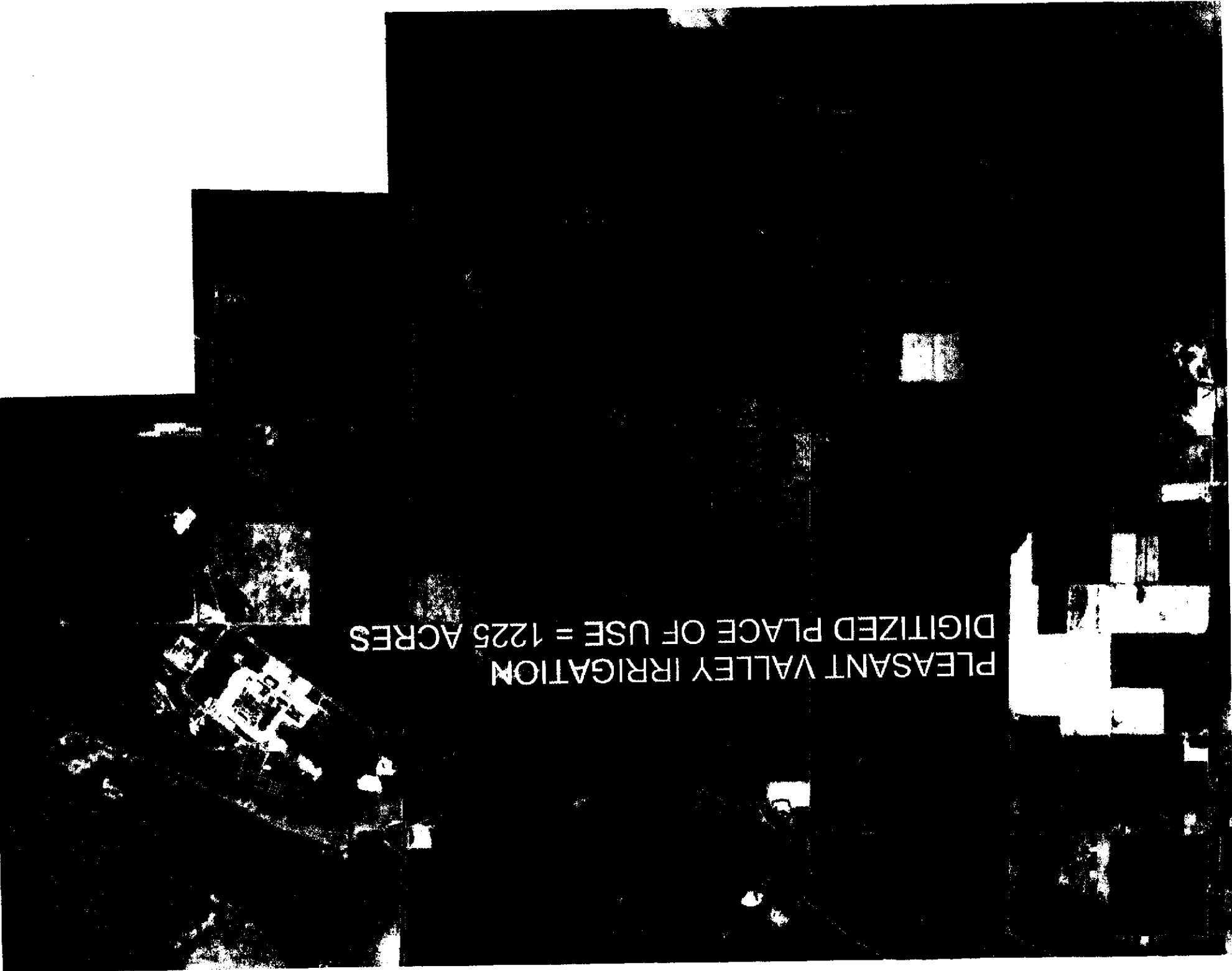
3212

1000' to 1500'

168

168

PLEASANT VALLEY IRRIGATION
DIGITIZED PLACE OF USE = 1225 ACRES



Water Right Report 63-332

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PLEASANT VALLEY IRRIGATION CO ID

Status: Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	/	to /		
IRRIGATION	/	to /	13.000 CFS	
DOMESTIC	/	to /		
		Total Diversion:	13.000 CFS	

TENMILE CREEK ADA County	NE1/4SW1/4	Sec. 31, Twp 02N, Rge 03E, B.M.
TENMILE CREEK ADA County	SW1/4SW1/4	Sec. 31, Twp 02N, Rge 03E, B.M.
TENMILE CREEK ADA County	NW1/4SW1/4	Sec. 31, Twp 02N, Rge 03E, B.M.
TENMILE CREEK ADA County	SE1/4SW1/4	Sec. 31, Twp 02N, Rge 03E, B.M.

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	
01N	02E	3					X L3	X L4	X										
01N	02E	4	X	X	X	X	X	X	X										
01N	02E	5								X	X	X		X	X	X	X		
01N	02E	6			X				X		X	X		X	X	X	X		
01N	02E	7	X	X	X	X		X L1						X	X				

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-332

01N 02E 8			X	X	X	X				
01N 02E 31								X	X	
02N 01E 24						X		X		
02N 02E 2			X	X		X			X	
			L 3	L 4						
02N 02E 3		X								
		L 1								
02N 02E 10								X		
02N 02E 19								X		
						L 4				
02N 02E 29			X		X					
02N 02E 31								X	X	X
02N 02E 34								X	X	X
02N 02E 35								X		

STOCKWATER same as IRRIGATIONDOMESTIC same as IRRIGATIONConditions of Approval:Remarks:

1. General P/D SW, S31, T2N, R3E.

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-332

Dates and Other Information:

Licensed Date:

Decreed Date: 12/21/1939

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Formal Action Date:

State or Federal:

Owner Name Connector:

Water District Number: 63

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-332

WATER RIGHT NUMBER: 63-332

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PLEASANT VALLEY IRR CO C/O TERRY COPPLE ESQ PO BOX 1583 BOISE, ID 83701 (208)342-3658

Priority Date: 05/16/1912

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
TENMILE CREEK	FIFTEENMILE CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01	to 12/31	0.280 CFS	
IRRIGATION	3/15	to 11/15	13.000 CFS	
	<u>Total Diversion:</u>		13.000 CFS	

Location of Point(s) of Diversion

TENMILE CREEK	SE1/4SE1/4	Sec. 36, Twp 02N, Rge 02E, B.M.
ADA County		
TENMILE CREEK	SW1/4NE1/4	Sec. 35, Twp 02N, Rge 02E, B.M.
ADA County		

Place of UseSTOCKWATER Within ADA County

T02N R02E S26	NWSW	T02N R02E S27	NESE
T02N R02E S31	SESW	T02N R02E S36	SWNW
T02N R02E S36	NESE		

IRRIGATION Within ADA County

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-332

T01N R02E S04	SWNE	7.5	T01N R02E S04	SENE	10.0
T01N R02E S04	NESE	30.0	T01N R02E S04	NWSE	3.5
T01N R02E S05	NESW	40.0	T01N R02E S05	NWSW	30.0
T01N R02E S05	SWSW	40.0	T01N R02E S05	SESW	30.0
T01N R02E S05	NWSE	30.0	T01N R02E S05	SESE	35.0
T01N R02E S06	NWSW	35.0	T01N R02E S06	SWSW	30.0
T01N R02E S06	NESE	25.0	T01N R02E S06	SESE	37.0
T01N R02E S07	NENE	35.0	T01N R02E S07	NWNE	15.0
T01N R02E S07	SENE	15.0	T01N R02E S08	NENW	35.0
T01N R02E S08	NWNW	39.0	T01N R02E S08	SWNW	30.0
T01N R02E S08	SENE	20.0	T02N R02E S19 Lot 3	NWSW	5.0
T02N R02E S19 Lot 4	SWSW	38.0	T02N R02E S19	SESW	28.0
T02N R02E S29	NENE	32.0	T02N R02E S29	NWNE	15.0
T02N R02E S29	SWNE	31.0	T02N R02E S29	SENE	5.0
T02N R02E S29	NENW	7.0	T02N R02E S29	NWNW	11.0
T02N R02E S29	SWNW	28.0	T02N R02E S29	SENE	37.0
T02N R02E S30	NENE	30.0	T02N R02E S30	NWNE	37.0
T02N R02E S30	SENE	9.0	T02N R02E S30	NENW	26.0
T02N R02E S30 Lot 1	NWNW	11.0	T02N R02E S31	NESW	35.0
T02N R02E S31	NWSW	38.0	T02N R02E S31	SWSW	37.0
T02N R02E S31	SESW	38.0	T02N R02E S31	SWSE	38.0
T02N R02E S31	SESE	40.0			

Total Acres: 1148

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Claim Received Date: 9/8/1989
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number: 63
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

CONVERSATION MEMORANDUM

DATE 7-6-95619-451-2595FILE A63-00329B, 330B
331B, 379, 2200, 332NAME OF PARTY Bell WagnerEMPLOYEE Mel SchultePleasant Valley Irr. Co.

RE: Mr. Wagner is a shareholder and landowner in the Pleasant Valley Irr. Co. He is concerned about the competing claims filed on their decreed rights. He asked about the review process, C.R.P., forfeiture (not using their water) and the effect the drought will have on the review of their claims.

He indicated some of the long time share holders are elderly and some have died in recent years which impacts how some of the water has been used.

He is concerned about what he perceives as a "water grab" by the wealthy and more powerful people and entities in the south part of the county.

Contact person for Pleasant Valley Irr. Co. Eric Bodily - Pres.

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: A63-00332
Date Received: 9/08/1989
Receipt No: W005970
Received By: W002405

Department of Water Resources
Western Regional Office

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: PLEASANT VALLEY IRR. CO. 208-342-3658
Address: C/O TERRY COPPLE, ESQ.
P.O. BOX 1583
BOISE, ID 83701

2. Date of Priority: MAY 16, 1912

3. Source: TEN MILE CREEK Trib. to: FIFTEEN MILE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02E	35	SW	NE			ADA
		36	SE	SE			ADA

5. Description of diverting works:
DIVERSION DAMS AND DITCHES TO PLACES OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	13.000		
STOCKWATER	01/01	12/31	0.280		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1200 RANGE CATTLE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	02E	4	SW	NE		IRR	7.5

A63-00332

Page 1

Date: 06/08/90

MICROFILMED

AUG 17 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	02E	4	SE	NE		IRR	10.0
			NE	SE		IRR	30.0
			NW	SE		IRR	3.5
			Section Acres				51.0
		5	NE	SW		IRR	40.0
			NW	SW		IRR	30.0
			SW	SW		IRR	40.0
			SE	SW		IRR	30.0
			NW	SE		IRR	30.0
			SE	SE		IRR	35.0
			Section Acres				205.0
		6	NW	SW		IRR	35.0
			SW	SW		IRR	30.0
			NE	SE		IRR	25.0
			SE	SE		IRR	37.0
			Section Acres				127.0
		7	NE	NE		IRR	35.0
			NW	NE		IRR	15.0
			SE	NE		IRR	15.0
			Section Acres				65.0
		8	NE	NW		IRR	35.0
			NW	NW		IRR	39.0
			SW	NW		IRR	30.0
			SE	NW		IRR	20.0
			Section Acres				124.0
02N	02E	19	NW	SW	3	IRR	5.0
			SW	SW	4	IRR	38.0
			SE	SW		IRR	28.0
			Section Acres				71.0
		26	NW	SW		STOCK	
		27	NE	SE		STOCK	
		29	NE	NE		IRR	32.0
			NW	NE		IRR	15.0
			SW	NE		IRR	31.0
			SE	NE		IRR	5.0
			NE	NW		IRR	7.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02E	29	NW	NW		IRR	11.0
			SW	NW		IRR	28.0
			SE	NW		IRR	37.0
			Section Acres				166.0
		30	NE	NE		IRR	30.0
			NW	NE		IRR	37.0
			SE	NE		IRR	9.0
			NE	NW		IRR	26.0
			NW	NW	1	IRR	11.0
			Section Acres				113.0
		31	NE	SW		IRR	35.0
			NW	SW		IRR	38.0
			SW	SW		IRR	37.0
			SE	SW		IRR	38.0
			SE	SW		STOCK	
			SW	SE		IRR	38.0
			SE	SE		IRR	40.0
			Section Acres				226.0
		36	SW	NW		STOCK	
			NE	SE		STOCK	
			Total Acres				1148.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-00330, 331, 329, 379, 2200.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

PLEASANT VALLEY IRR. CO.
Decree Plaintiff

vs

THOMAS LORD
Decree Defendant

A63-00332

Page

3

Date: 06/08/90

MICROFILMED

AUG 17 1992

16. Signature(s)

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

Number of attachments: 0

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): Ivan Green Date: _____

President Pleasant Valley Date: June 13/90

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13 day
of June 19 90

Linda Burt
Notary Public

Seal

Residing at Boise Idaho

My Commission Expires 5/31/95

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: A63-00332
Date Received: 9/08/1989
Receipt No: W005970
Received By: DE JN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PLEASANT VALLEY IRR. CO. 208-342-3658
Address: C/O TERRY COPPLE, ESQ.
P.O. BOX 1583
BOISE, ID 83701

2. Date of Priority: MAY 16, 1912

3. Source: TEN MILE CREEK Trib. to: FIFTEEN MILE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02E	35		SW	NE		ADA
		36		SE	SE		ADA

5. Description of diverting works:
DIVERSION DAMS AND DITCHES TO PLACES OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	13.000		
STOCKWATER	01/01	12/31	0.160		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
700 RANGE CATTLE.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
01N	02E	4	SW		NE		IRR	7.5	
			SE		NE		IRR	10.0	
			NE		SE		IRR	30.0	
			NW		SE		IRR	3.5	
		Section Acres							51.0
		5	NE		SW		IRR	40.0	
			NW		SW		IRR	30.0	
			SW		SW		IRR	40.0	
			SE		SW		IRR	30.0	
			NW		SE		IRR	30.0	
			SE		SE		IRR	35.0	
		Section Acres							205.0
		6	NW		SW		IRR	35.0	
			SW		SW		IRR	30.0	
			NE		SE		IRR	25.0	
			SE		SE		IRR	37.0	
Section Acres							127.0		
7	NE		NE		IRR	35.0			
	NW		NE		IRR	15.0			
	SE		NE		IRR	15.0			
Section Acres							65.0		
8	NE		NW		IRR	35.0			
	NW		NW		IRR	39.0			
	SW		NW		IRR	30.0			
	SE		NW		IRR	20.0			
Section Acres							124.0		
02N	02E	19	NW		SW	3	IRR	5.0	
			SW		SW	4	IRR	38.0	
			SE		SW		IRR	28.0	
		Section Acres							71.0
		29	NE		NE		IRR	32.0	
			NW		NE		IRR	15.0	
			SW		NE		IRR	31.0	
			SE		NE		IRR	5.0	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02E	29	NE	NW		IRR	7.0
			NW	NW		IRR	11.0
			SW	NW		IRR	28.0
			SE	NW		IRR	37.0
			Section Acres				166.0
		30	NE	NE		IRR	30.0
			NW	NE		IRR	37.0
			SE	NE		IRR	9.0
			NE	NW		IRR	26.0
			NW	NW	1	IRR	11.0
			Section Acres				113.0
		31	NE	SW		IRR	35.0
			NW	SW		IRR	38.0
			SW	SW		IRR	37.0
			SE	SW		IRR	38.0
			SW	SE		IRR	38.0
			SE	SE		IRR	40.0
			Section Acres				226.0
			Total Acres				1148.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-00330, 331, 329, 379, 2200.

14. Remarks:

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

PLEASANT VALLEY IRR. CO.
Decree Plaintiff

vs

THOMAS LORD
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 Organizations:

I do solemnly swear or affirm that I am President of
Title
Pleasant Valley Irrig. Co., that I have signed the foregoing
Organization
document in the space below as President of
Title
Pleasant Valley Irrig. Co. and that the statements contained in the
Organization
foregoing document are true and correct.

Troy L. Jerome
Signature of Authorized Agent
Pleasant Valley Irrig. Co.
Title and Organization

09/08/89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 8 day
of September 19 89

Lori Harris
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 12-8-94