

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number: 63-32579
Date Received:
Receipt No: _____
Received By: _____

d.e.
ps 12-12-06

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: UNITED STATES OF AMERICA, ACTING THROUGH
Address: REGIONAL DIRECTOR, P.N. REGION CODE 3100
BUREAU OF RECLAMATION
1150 NORTH CURTIS ROAD SUITE 100
BOISE, ID 83706-1234 208-378-5306

2. Date of Priority: FEB 28, 1909

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
02N 03E 03 NW SW ADA

5. Description of diverting works:
BOISE DIVERSION DAM, NEW YORK CANAL TO HUBBARD DAM

6. Water is used for the following purposes:
Purpose From To C.F.S. (or) A.F.A.
IRRIGATION STORAGE 01/01 12/31 4060.0
IRRIGATION FROM STORAGE 03/15 11/15 4060.0
GROUND WATER RECHARGE 01/01 12/31 100.00

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

TOTAL RESERVOIR CAPACITY IS 4060.0 ACRE FEET WHEN FILLED TO ELEVATION
2776 AND MEASURED AT THE UPSTREAM FACE OF THE DAM.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
GROUND WATER RECHARGE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
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THE PLACE OF USE IS WITHIN ADA, CANYON, GEM COUNTIES, IDAHO AND MALHEUR COUNTY, OREGON (BIG BEND IRRIGATION DISTRICT).

11. Place of use in counties: ADA, CANYON, GEM COUNTIES, IDAHO AND MALHEUR COUNTY, OREGON (BIG BEND IRRIGATION DISTRICT).

12. Do you own the property listed above as place of use? The United States holds a flowage easement for the place of storage.

13. Other Water Rights Used: 63-251, 63-301, 63-302, 63-303, 63-373, 63-2106, 63-2109, 63-2212, 63-2322, 63-2388, 63-3613, 63-3614, 63-3618, 63-4868

14. Remarks: FILLING THE RESERVOIR TO ELEVATION 2771 WITH A QUANTITY OF 2053 ACRE FEET AS A ROUTINE IRRIGATION PRACTICE HAS BEEN UPHELD BY THE IDAHO SUPREME COURT. SEE E.G., MCKAY V. BOISE PROJECT BOARD OF CONTROL, 141 IDAHO 463 (2005). EMERGENCY OPERATION MAY REQUIRE FILLING TO ELEVATION 2776. ID.

15. Basis of Claim: BENEFICIAL USE

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

For Organizations: I do solemnly swear or affirm that I am Snake River Area Office Manager
Title
of The Bureau of Reclamation, that I have signed the foregoing
Organization
document in the space below as Manager of Snake River Area Office, Bureau of Reclamation
Title Organization

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

Signature of Authorized Agent [Signature]

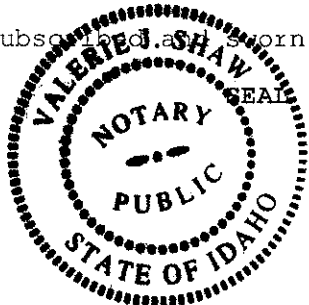
Title and Organization Manager, Snake River Area Office, Bureau of Reclamation

Date 12/8/2006

State of Idaho)

County of Ada)

Subscribed and sworn (or affirmed) before me this 8 day of Dec 2006



Notary Public Valerie J Shaw

Residing at Meridian

My Commission Expires 6.2.2012

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 blow.

Signature _____

Address _____

Last Name _____ Ident. Number _____