

HART-DAVIS DITCH COMPANY
PHOTOGRAPHS DATED 9/4/2002

PHOTO #1



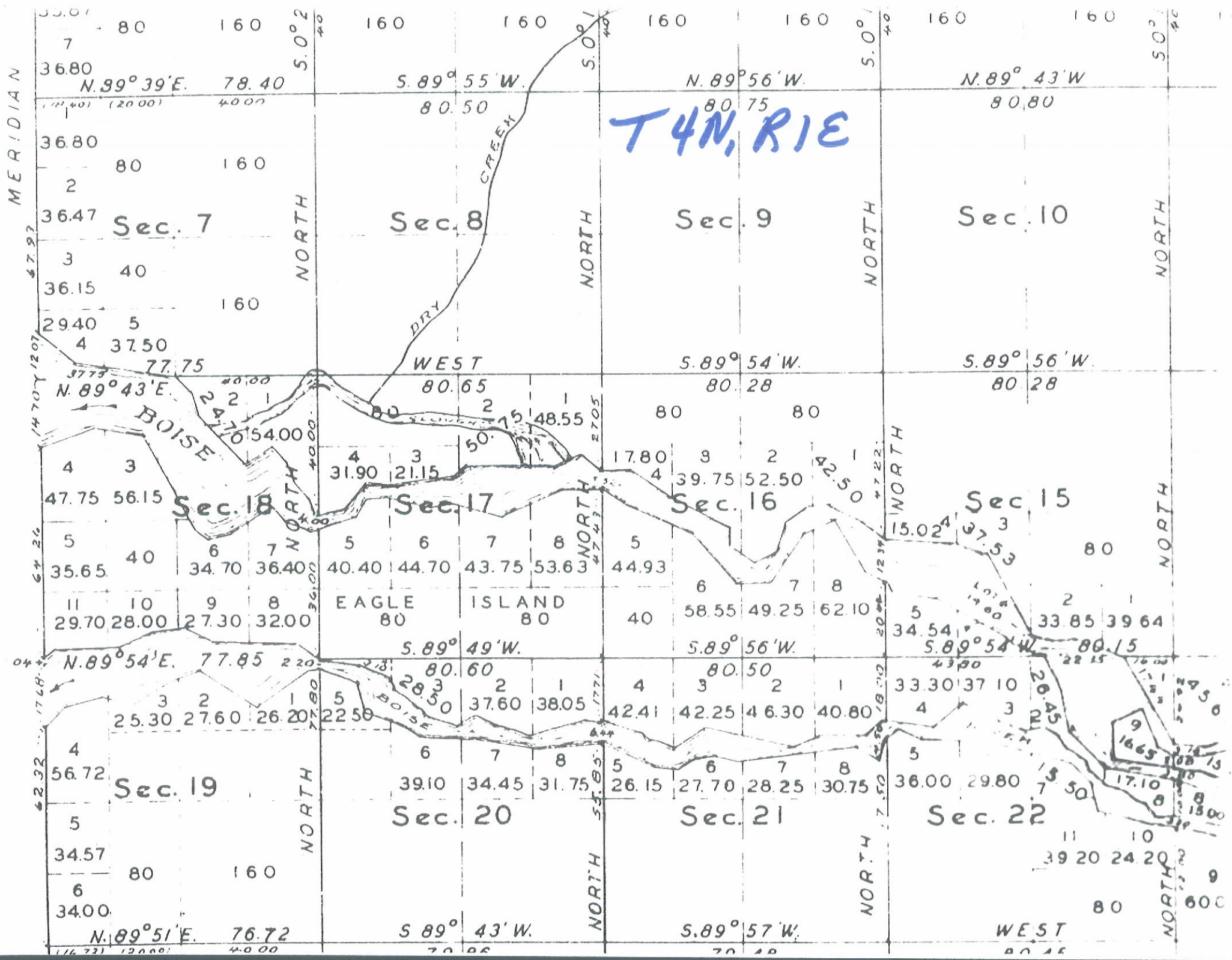
POINT OF DIVERSION
AND HEADGATE IN
T04N, R01E, S17, NWNW.

PHOTO #2



POINT OF DIVERSION
AND HEADGATE IN
T04N, R01E, S18, SWNE

MERIDIAN



**HART DAVIS DITCH COMPANY
AMENDED BOUNDARY AND PLACE OF USE**

T04N, R01W

T04N, R01E

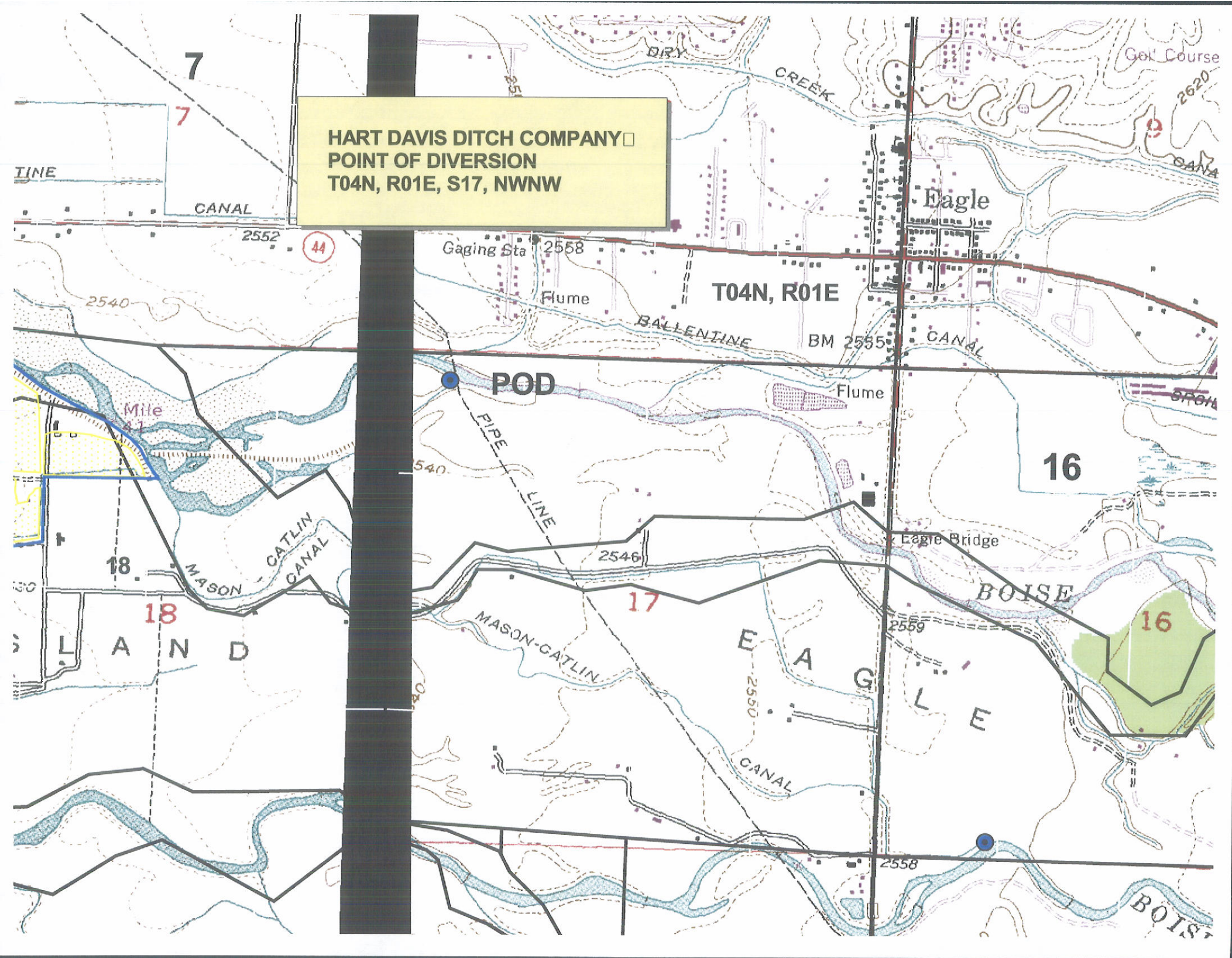
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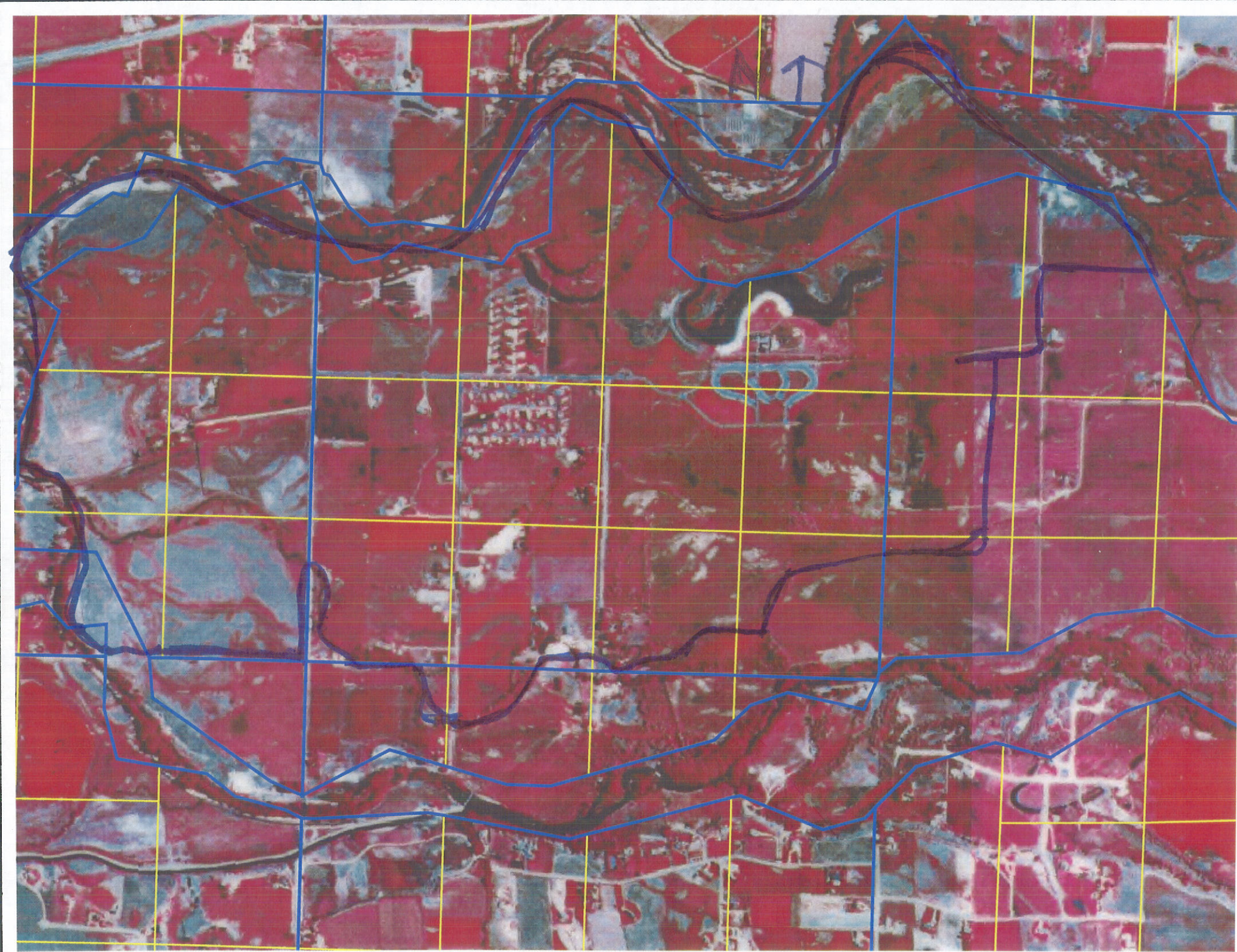
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18



HART DAVIS DITCH COMPANY
POINT OF DIVERSION
T04N, R01E, S17, NWNW





9/9/2003

Idaho Dept. of Water Resources
Place of Use Comparison Report

Page1

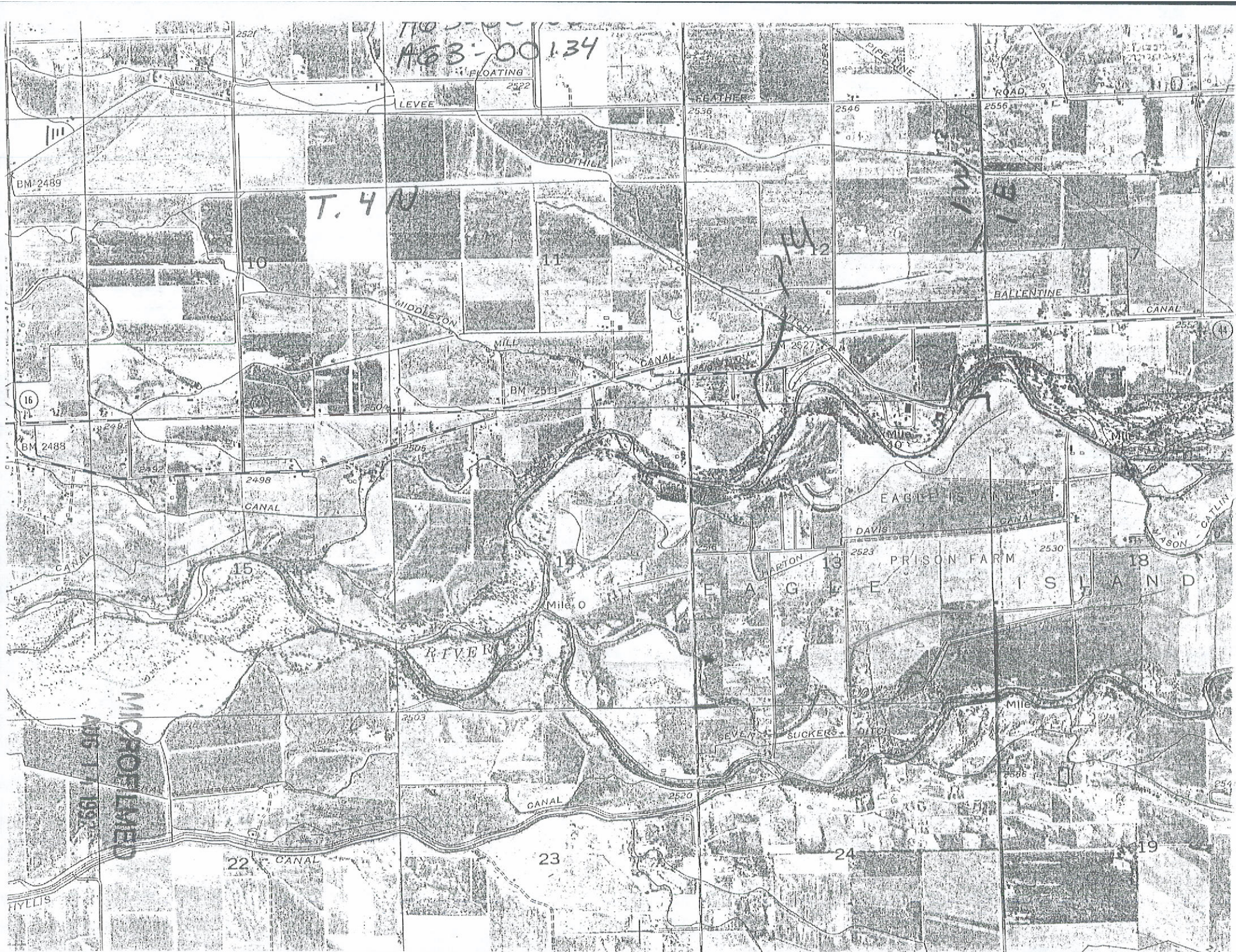
[illegible]

**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 120G	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30															45
Claim	63 123C	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30															45
Claim	63 124Q	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30															45
Claim	63 125B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 125J	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30															45
Claim	63 126B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 126F	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30															45
Claim	63 134	HART-DAVIS DITCH CO INC,	BOISE RIVER	04N01E7												8					8
Claim	63 1523B	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 161L	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 164E	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30															45
Claim	63 165M	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30															45
Claim	63 1746B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 186	HART-DAVIS DITCH CO INC,	BOISE RIVER	04N01E7											8						8
Claim	63 195	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 198AA	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 198AG	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30															45
Claim	63 205	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 206	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 207	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 234	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 248	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30															45
Claim	63 258A	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 258B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 259	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 260B	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 263	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 264	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 285	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 286	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 288B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 28977	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E7	25	36	39	39	38	39	40	40	36			25	38	40	38	39	512
Claim	63 297	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E7	15	30										16			10		26
Claim	63 8497	LORICE QUONG, WILLIAM QUONG,	GROUND WATER	04N01E7																	45
Claim	63 21729	FARMERS UNION DITCH CO LTD,	UNNAMED DRAINS	04N01E7	15	30															45
Claim	63 21730	FARMERS UNION DITCH CO LTD,	UNNAMED DRAINS	04N01E7	15	30															45
Claim	63 2406	DRAINAGE DIST NO 2,	WASTE WATER	04N01E7	38	39	39	39	39	36	36	40	40	36	19	23	39	39	30	33	565

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 125B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 126B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 134	HART-DAVIS DITCH CO INC,	BOISE RIVER	04N01W12																	0.5
Claim	63 15238	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 161L	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 17468	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 186	HART-DAVIS DITCH CO INC,	BOISE RIVER	04N01W12																	0.5
Claim	63 195	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 198AA	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 205	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 206	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 207	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 234	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 258A	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 258B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 259	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 260B	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 263	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 264	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 285	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 286	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 288B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 28977	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 2502	SHAH AFSHAR,	GROUND WATER	04N01W12																	0.5
Claim	63 26176	DOUGLAS J FITZGERALD,	GROUND WATER	04N01W12												3					3
Claim	63 30485	TIMOTHY F FEASE, KATHY A ELLEN SOHN,	GROUND WATER	04N01W12												2					2
Claim	63 31501	SHAH AFSHAR,	GROUND WATER	04N01W12															22		22
Claim	63 31502	ROSE COTTAGE LLC,	GROUND WATER	04N01W12															8		8
Claim	63 4342	CONNIE E MARTEN,	GROUND WATER	04N01W12												1					1
Claim	63 4886	STATE OF IDAHO,	GROUND WATER	04N01W12												1					1
Claim	63 8437A	KEITH RICKS,	GROUND WATER	04N01W12			4						37								41
Claim	63 8437B	MERIDIAN JOINT SCHOOL DISTRICT # 2,	GROUND WATER	04N01W12		14	14														28
Claim	63 2406	DRAINAGE DIST NO 2,	WASTE WATER	04N01W12	38	38	39	40	38	38	39	39	39	39	40	28	40	38	29	20	582

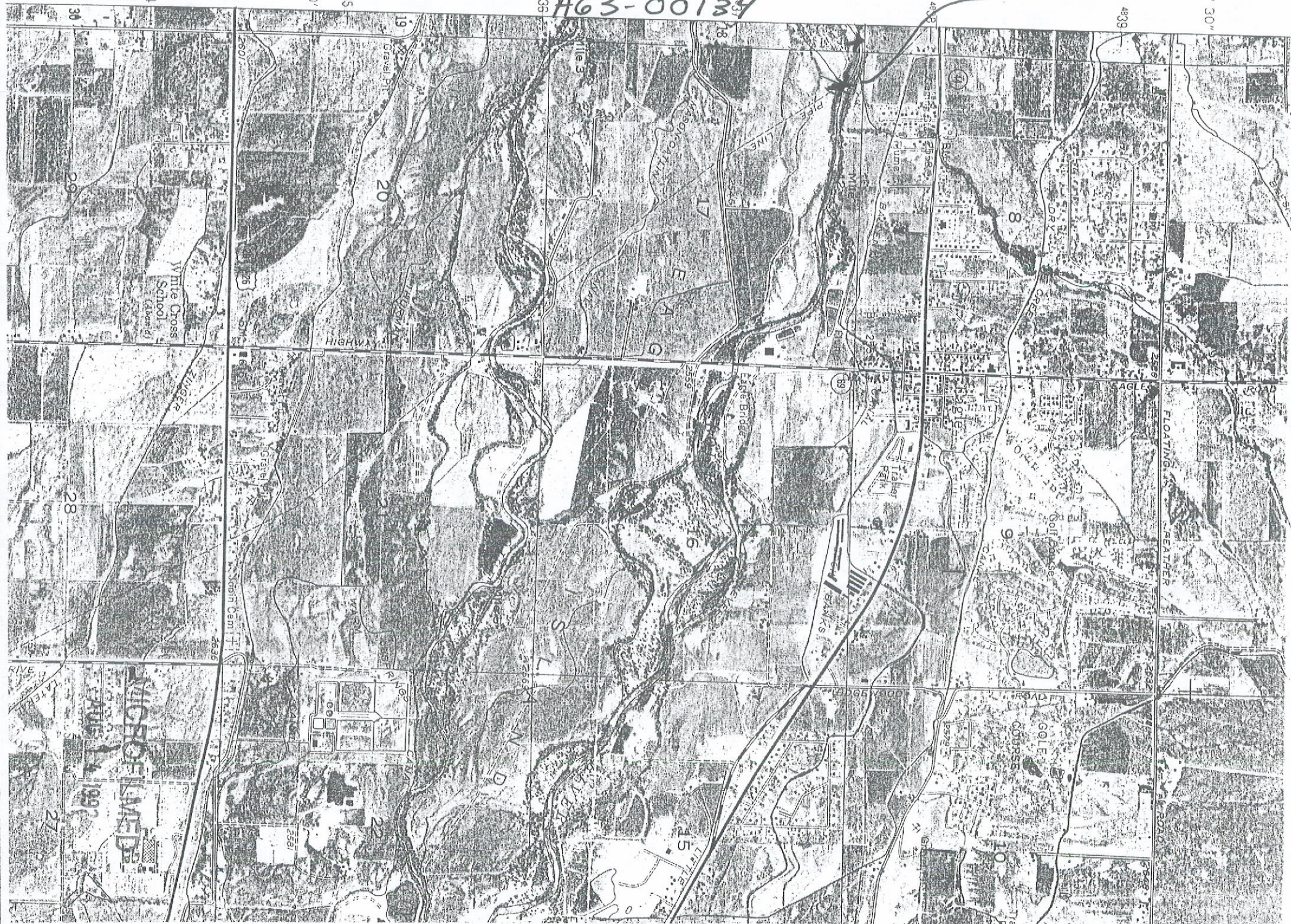


P/D

AG3-00186
AG3-00134

Caldwell

4935
40'



HART DAVIS DITCH COMPANY
POINT OF DIVERSION
T04N, R01E, S17, NWNW

7

7

CANAL

2552

44

Gaging Sta 2558

Flume

T04N, R01E

BALLENTINE

BM 2555

Eagle

CANAL

Flume

POD

PIPE LINE

16

Eagle Bridge

BOISE

16

EAGLE

MASON-GATLIN

17

CANAL

2559

2558

BOISE

Mile

18

18

MASON-GATLIN CANAL

18

LAND

Golf Course

2620

CANAL

SPONGE

**HART DAVIS DITCH COMPANY
AMENDED BOUNDARY AND PLACE OF USE**

T04N, R01W

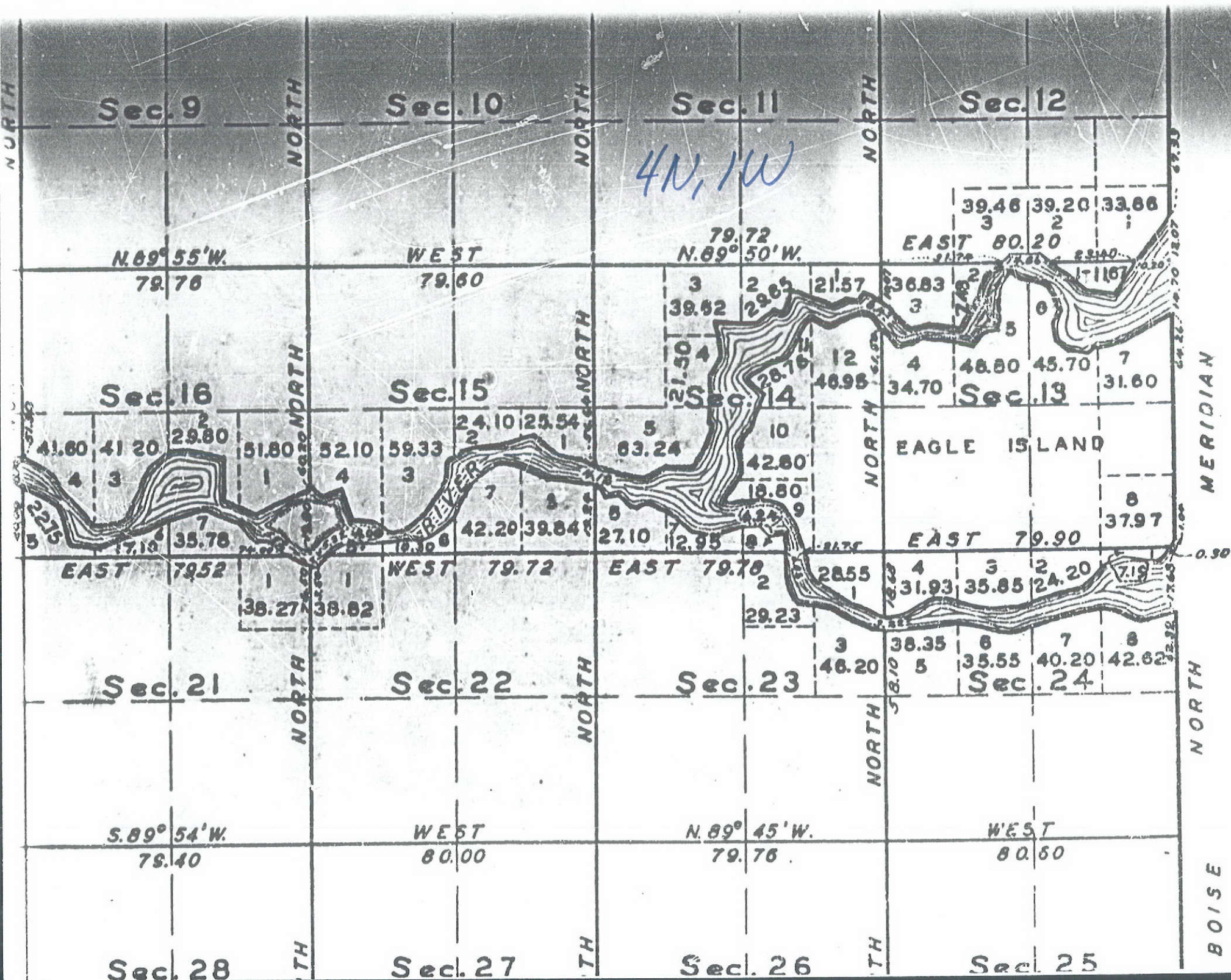
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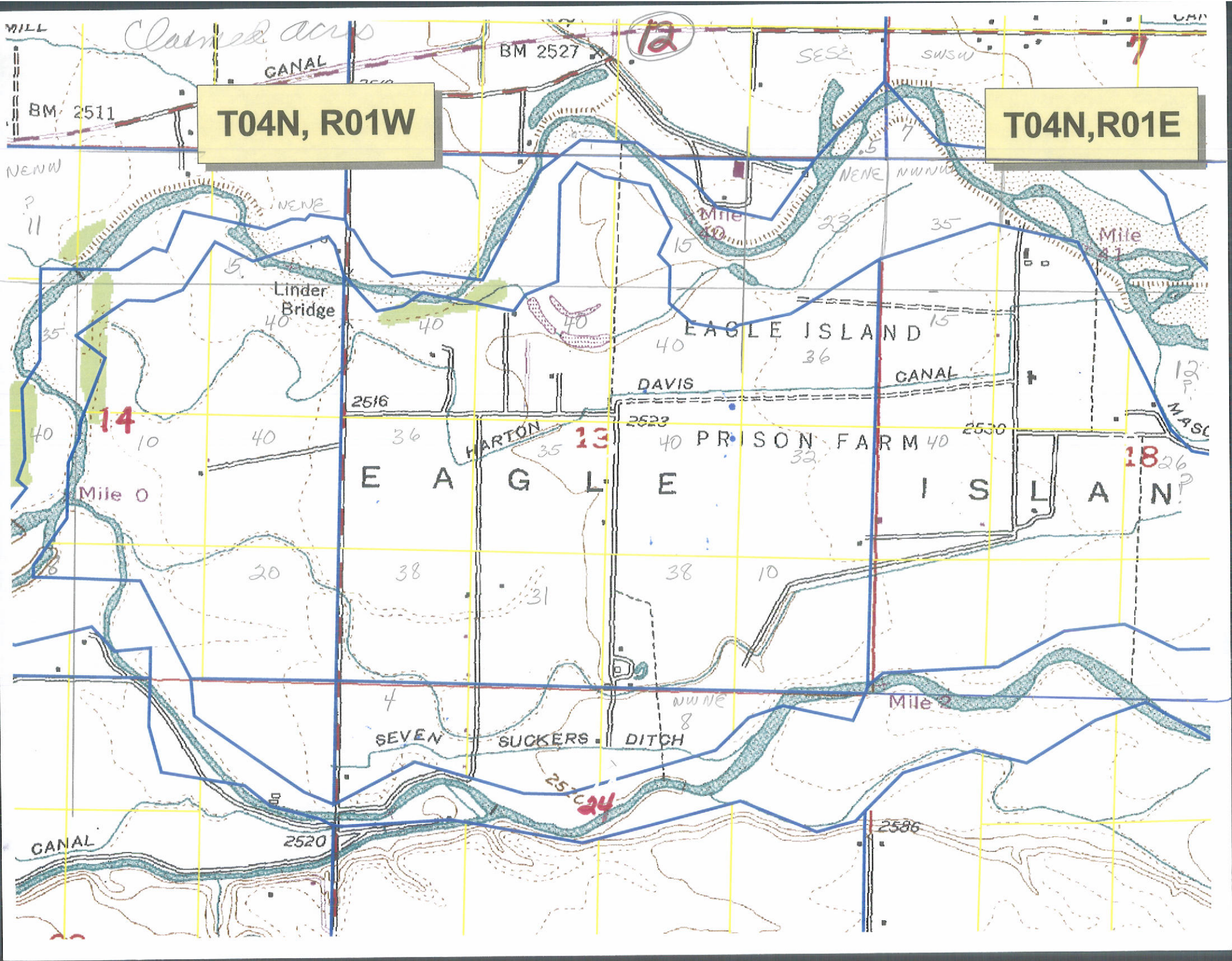
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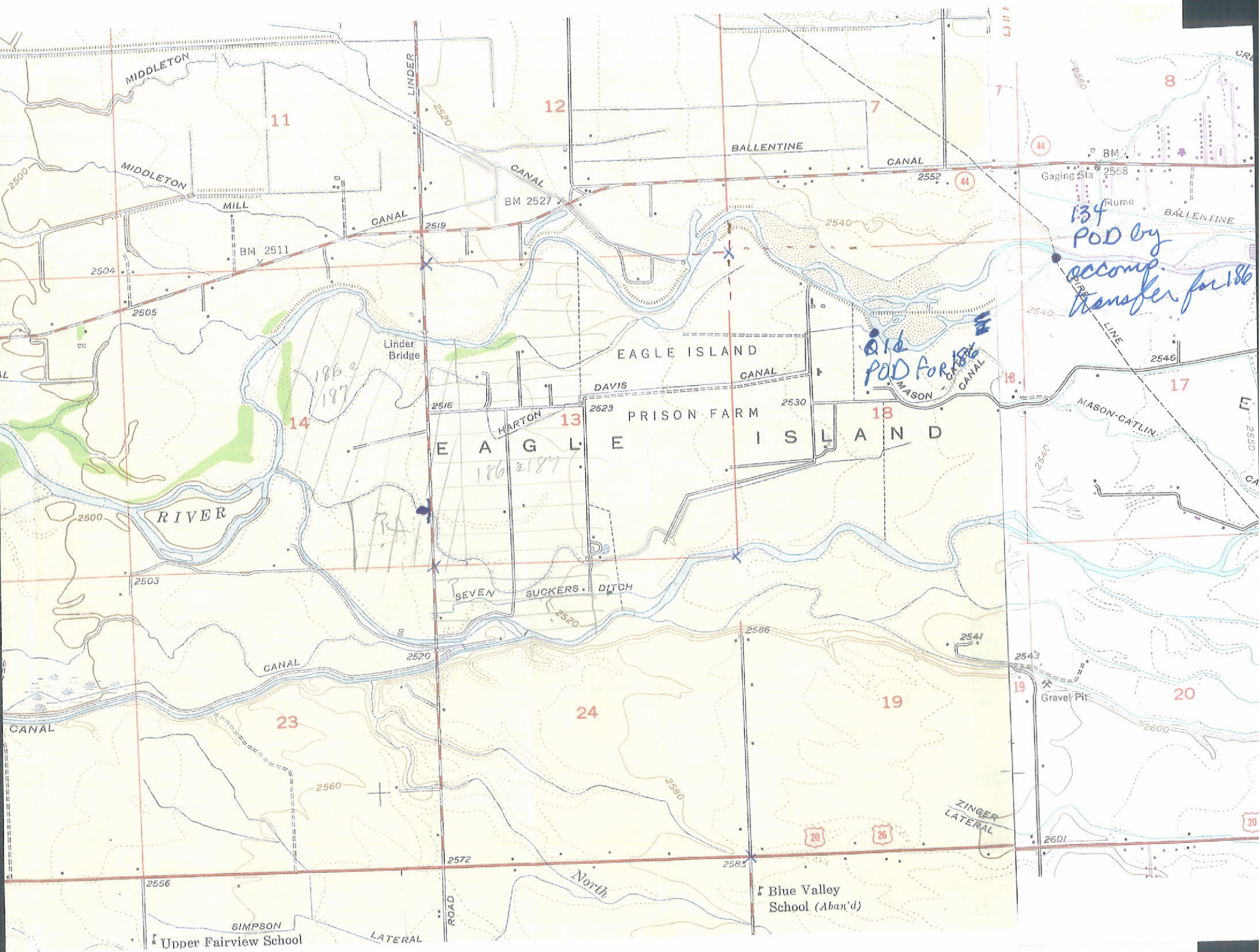
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T04N, R01W

T04N, R01E

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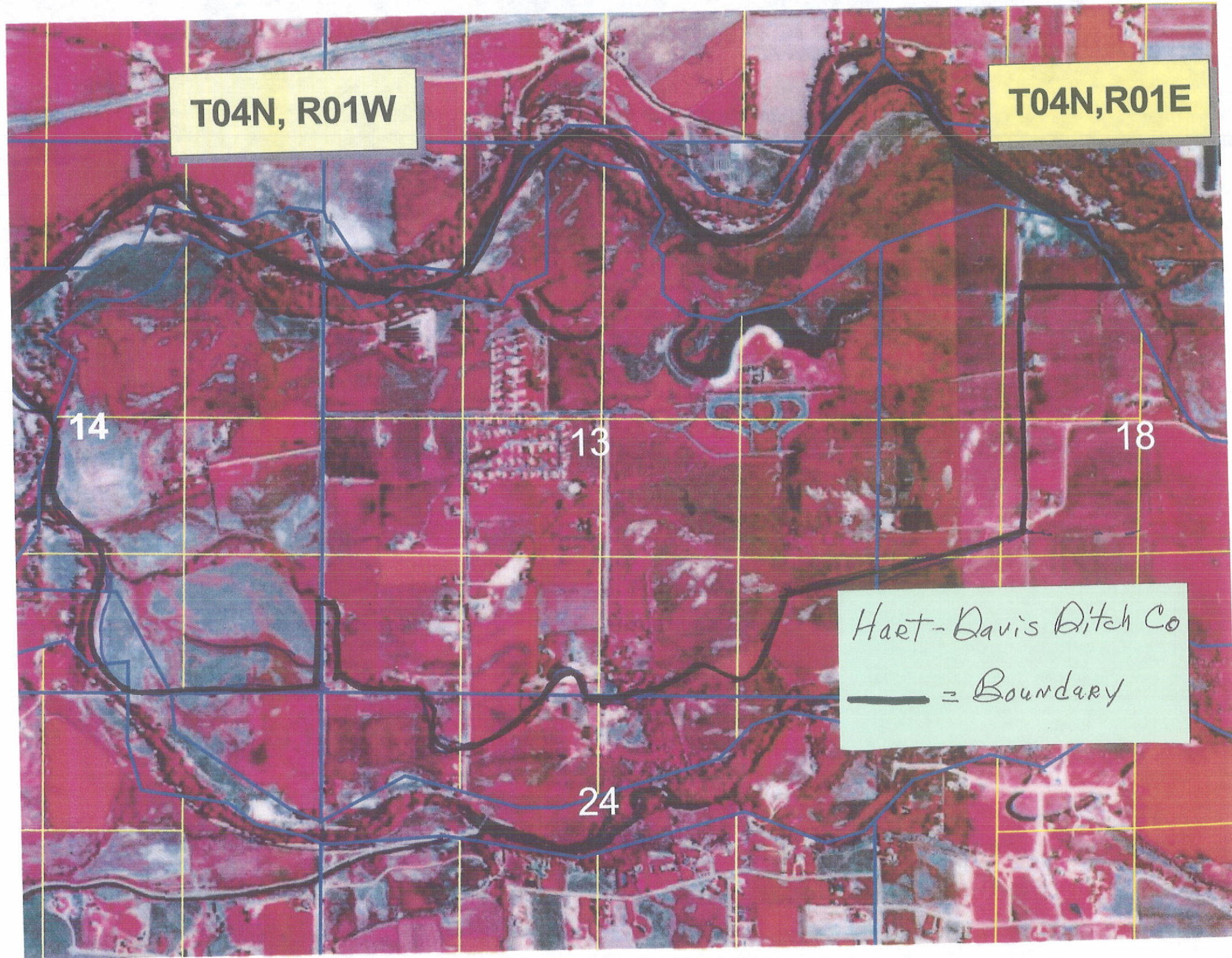
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Hart-Davis Ditch Co

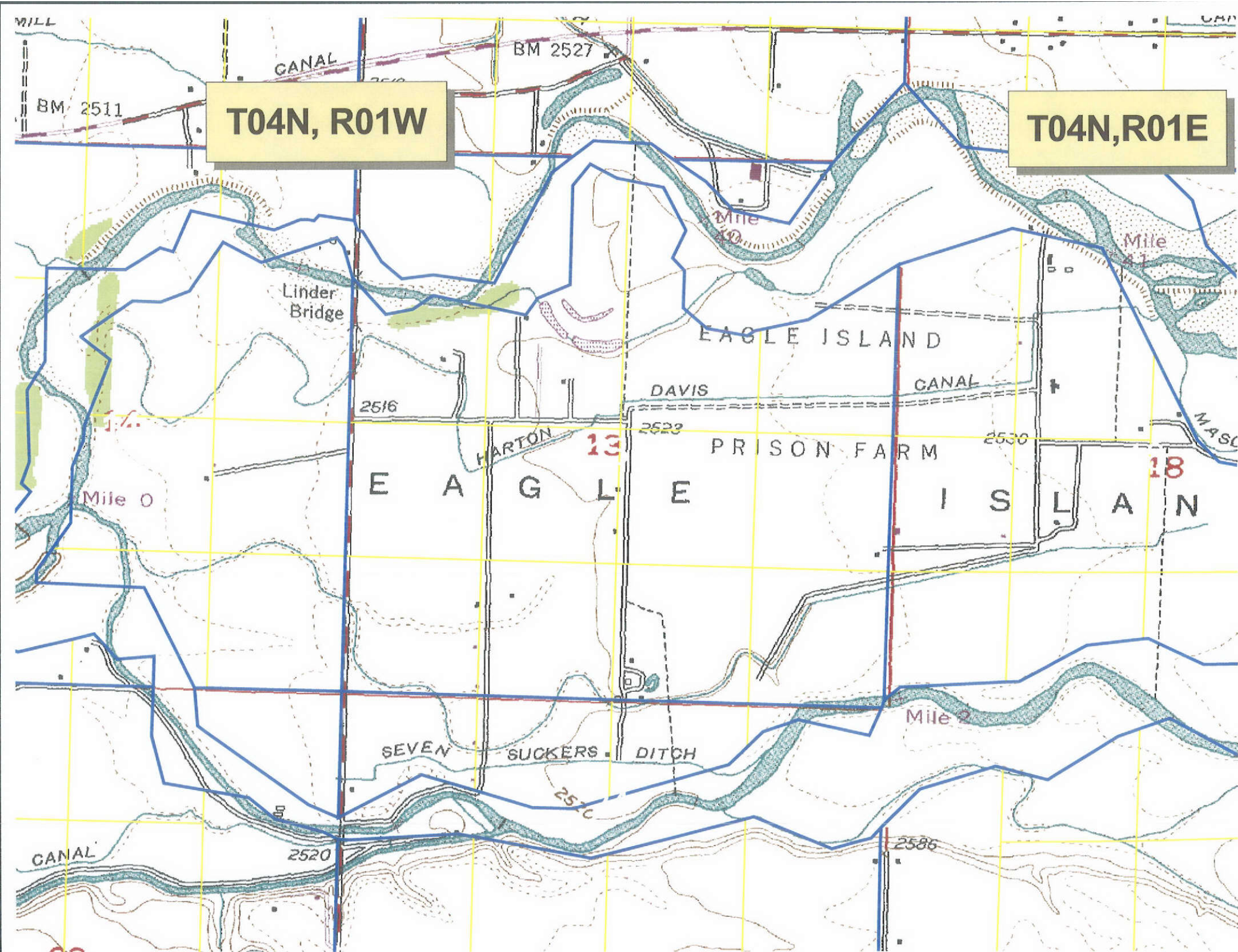
— = Boundary





T04N, R01W

T04N, R01E



T04N, R01W

T04N,R01E

14

13

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24

COPY

Michael C. Creamer (ISB# 4030)
Brad V. Sneed (ISB# 6254)
GIVENS PURSLEY LLP
601 West Bannock Street
Post Office Box 2720
Boise, Idaho 83701-2720
Telephone: (208) 388-1200
Facsimile: (208) 388-1300
S:\Clients\4419\54\Objection 63-134.doc

Attorneys for Objectors

RECEIVED

APR 21 2000

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 63-134

**STANDARD FORM 1
OBJECTION**

Please print or type the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Ron Sali and Ron Sali Properties, Inc. Profit Sharing Plan
Address: 100 North 9th, Suite 200
P.O. Box 488
Boise, Idaho 83701-0488
Daytime Phone: (208) 344-4224

Name & Address of Attorney, if any:

Michael C. Creamer
Brad V. Sneed
Givens Pursley LLP
601 W. Bannock
P.O. Box 2720
Boise, Idaho 83702

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

Name: Hart-Davis Ditch Co., Inc. c/o Jim Breszinsky
Address: 1111 Trout Rd.; Eagle, Idaho 83616

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: Ron Sali / Ron Sali Properties, Inc. Profit Sharing Plan (*)
100 North 9th, Suite 200
P.O. Box 488
Boise, Idaho 83701-0488
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: 2.475 cfs to Claimant; 0.825 cfs to Objectors Ron Sali and
Ron Sali Properties, Inc. Profit Sharing Plan
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: _____
10. **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):** Objectors Ron Sali and Ron Sali Properties, Inc. Profit Sharing Plan beneficially use 0.825 cfs of Water Right No. 63-134 as described in SRBA Claims A63-134A and A63-134B.

(*) = As to that portion of Water Right No. 63-134 described in Claims A63-134A and A63-134B.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Brad V. Sneed, 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 responding 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: 20th day of April 2007

Lisa A. Hughes
Notary Public for Idaho
Residing at: Boise Id
My Commission Expires: 3-22-2007



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 20, 2006, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

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

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

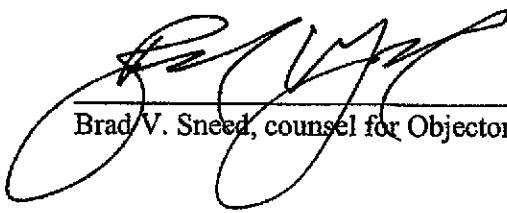
Name: Hart-Davis Ditch Co., Inc. c/o Jim Breszinsky
Address: 1111 Trout Rd.
Eagle, Idaho 83616

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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

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



Brad V. Sneed, counsel for Objector

COPY

RECEIVED
12/21/2006
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)

A. Subcase Number: 63-00134

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: State of Idaho, Department of Parks and Recreation
Address: 5657 Warm Springs Avenue
Boise, Idaho 83716
Daytime Phone: (208) 334-2400

Name and Address of Attorney, if any:

Attorney Name: LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER (ISB # 2597)
Deputy Attorney General
Attorney Address: Office of the Attorney General
700 W. Jefferson, Room 210
P.O. Box 44449
Boise, ID 83711-4449
Attorney Phone No. (208) 334-2400

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

Name: HART-DAVIS DITCH CO INC
Address: c/o Jim Breszinsky
1111 Trout Rd
Eagle, ID 83616

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: State of Idaho, Department of Parks and Recreation
5657 Warm Springs Avenue
Boise, Idaho 83716
2. ☐ Source
Should be: _____
3. ☐ Quantity
Should be: _____
4. ☐ Priority Date
Should be: _____
5. ☐ Points of Diversion
Should be: _____
6. ☐ Instream Flow Description
Should be: Not applicable.
7. ☐ Purpose(s) of Use
Should be: _____
8. ☐ Period of Year
Should be: _____
9. ☒ Place of Use
Should be: The IDP&R lands need to be described as the 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 above.

E. REASONS SUPPORTING OBJECTION(S):

The State of Idaho acquired the real property on Eagle Island for a prison farm in 1929. When the State of Idaho closed the prison farm, the Idaho Department of Parks and Recreation, (hereinafter "IDP&R"), and the Idaho Department of Fish and Game, (hereinafter "IDF&G"), acquired most of the old prison farm.

William E. Welsh, Watermaster for the Boise River, prepared a "Statement of Water Rights for Eagle Island Penitentiary Farm on Boise River," which summarized the water rights acquired by the State of Idaho on Eagle Island. A copy of this Statement is attached. Water Right No. 63-134 was originally designated as right no. 6 in the Stewart Decree. The State of Idaho owned the entire 330 c.f.s. of water right no. 6. The IDP&R has not found any transfer of the water right to the Hart-Davis Ditch Co.

F.

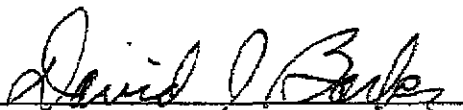
VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

DAVID J. BARBER, Deputy Attorney General, duly sworn, upon oath, deposes and says:

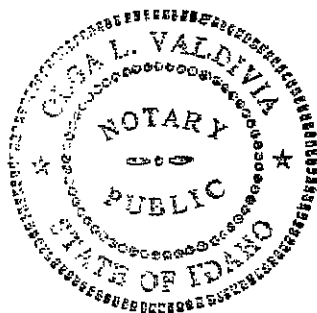
That the State of Idaho, Department of Parks & Recreation, in its proprietary capacity is filing this objection and that I am a Deputy Attorney General authorized to represent the State of Idaho, Department of Parks & Recreation which is a party/claimant in this proceeding, as defined by IC. § 42-1401A(1) and (7), and I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

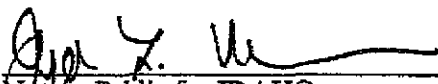
LAWRENCE G. WASDEN
Attorney General
CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
DAVID J. BARBER
Deputy Attorney General


By Attorney signing in representative capacity

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

(Insert Date)




Notary Public for IDAHO
Residing at: BOISE, ID
My commission expires: 2/8/2012

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 20, 2006, I caused the original and the copies of this objection, including all attachments, to be served on the following persons by the method designated:

1. Original to:

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

FEDERAL EXPRESS
OVERNIGHT DELIVERY

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

HART-DAVIS DITCH CO. INC.
c/o Jim Breszinsky
1111 Trout Rd
Eagle, ID 83616

U.S. MAIL

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

STATEHOUSE MAIL

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

U.S. MAIL

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

(not applicable)



Signature of Objector or attorney
Mailing on Objector's behalf

Attachment I

2 A

STATEMENT OF WATER RIGHTS FOR EAGLE ISLAND PENITENTIARY FARM ON BOISE RIVER

By Wm. E. Welsh, Watermaster, Boise River

In the case of the Farmers' Cooperative Ditch Company vs. the Riverside Irrigation District, Ltd., et al, commonly referred to as the Stewart Decree, are found the following awards:

Number	Date	Name	Amount Decreed Second Feet	Inches
5	6-1-64	Catlin & Mace	2.86	143
6	6-1-64	T. C. Catlin	3.30	165
52	6-1-71	Catlin & Mace	7.86	393

Upon examining an agreement now on file in the office of the Secretary of State which was entered into by the various parties of interest in the Catlin & Mace Ditch just immediately prior to the time of the purchase of the Penitentiary Farm by the State of Idaho, I find that rights numbers 5 and 52 were divided among these various users as follows: Also right Number 6.

Name	Inches	Date of Priority	Number
Charles P. Mace and Mary Mace	8.03	June 1, 1864	5
Charles P. Mace and Mary Mace	22.05	June 1, 1871	52
Frank Mace and Josie A. Mace	10.70	June 1, 1864	5
Frank Mace and Josie A. Mace	29.38	June 1, 1871	52
Benjamin Mace and Grace J. Mace	5.33	June 1, 1864	5
Benjamin Mace and Grace J. Mace	22.91	June 1, 1871	52
Wesley Mace and Rosa Mace	11.00	June 1, 1864	5
Wesley Mace and Rosa Mace	30.26	June 1, 1871	52
Grover Mace and Cora B. Mace	8.84	June 1, 1864	5
Grover Mace and Cora B. Mace	24.30	June 1, 1871	52
A. G. Coker and Margaret C. Coker	5.35	June 1, 1864	5
A. G. Coker and Margaret C. Coker	14.65	June 1, 1871	52
Karl Fischer, A Bachelor	90.75	June 1, 1864	5

Name	Inches	Date of Priority	Number
Karl Fischer, A Bachelor	249.45	June 1, 1871	52
Karl Fischer, A Bachelor	165.00	June 1, 1864	6

It is also noted that there is in this same file a stock certificate issued to the State of Idaho by the Hart-Davis Ditch Company for 165 shares which covers the 165 inches of water represented in right number 6. The abstract on file in the office of the Secretary of State shows that the State of Idaho purchased the T. C. Catlin Farm as described in the agreement referred to above from Karl Fischer, together with all water rights appurtenant thereto.

Therefore, the water rights now belonging to the State of Idaho for the Eagle Island Penitentiary Farm are as follows:

Number	Date	Name	Amount Decreed Second Feet	Inches
5	June 1, 1864	Catlin & Mace	1.815	90.75 ✓
6	June 1, 1864	T. C. Catlin	3.30	165.00
52	June 1, 1871	Catlin & Mace	<u>4.99</u>	<u>249.5</u>
		TOTAL	10.105	505.25

05/31/2005

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

RIGHT NUMBER: 63-134

NAME AND ADDRESS: HART-DAVIS DITCH CO INC
C/O JIM BRESZINSKY
1111 TROUT RD
EAGLE ID 83616

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.300 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: 06/01/1864

POINT OF DIVERSION:
T04N R01E S17 NWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	3.300 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:

498 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 498 ACRES WITHIN THE BOUNDARY OF HART-DAVIS DITCH 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

THIS RIGHT IS DESIGNATED AS RIGHT NO. 6 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS.

RIGHT NO. 63-31772 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

WATER IS DELIVERED THROUGH THE HARTON DAVIS CANAL.

63-134

III.

That the defendant THE MIDDLETON MILL DITCH COMPANY, a corporation, be and it is hereby awarded the use of the waters of Boise River, diverted from said river at a point near the farm of Davis & Hart, Sec 13, T. 4 N. R. 1 W. B.M., for use upon the lands lying under its canal system, in the following amounts from the following dates;

- 63 0124 ^{T 300, 301, 347, 349, 350, 391, 393} 1840 inches, from June 1, 1864; and hereby designated as Right No. 3
 3 0125 ^{T 300, 301, 391, 393} 1885 inches, from June 1, 1871; and hereby designated as Right No. 54.
 63 0126 850 inches, from June 1, 1891; and hereby designated as Right No. 120.

And adjudged to pay \$222.25 costs, in addition to the costs incurred by it.

IV.

That the defendant THOMAS ANDREWS be and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in SE $\frac{1}{4}$ of Sec. 25 and in SW $\frac{1}{4}$ of Sec. 30, T. 5 N. R. 5 W. B.M., for use upon the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 23, E. $\frac{1}{2}$ of SE $\frac{1}{4}$, NW $\frac{1}{4}$ of SE $\frac{1}{4}$, NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, E. $\frac{1}{2}$ of NW $\frac{1}{4}$, and lot 2, Sec. 22, all in T. 5 N. R. 5 W. B.M., in the following amounts from the following dates;

- 63 0127 ^{T 300, 301, 391, 393} 185 inches, from June 1, 1864; and hereby designated as Right No. 4.
 63 0128 300 inches, from June 1, 1866; and hereby designated as Right No. 29.
 63 0129 65 inches, from June 1, 1870; and hereby designated as Right No. 31.
 63 0130 45 inches, from June 1, 1889; and hereby designated as Right No. 104.
 63 0131 1175 inches, from June 1, 1891; and hereby designated as Right No. 121.

And adjudged to pay \$52.50 costs, in addition to the costs incurred by him.

V.

That the defendants T. C. CATLIN and POLETTE MACE be and they are hereby awarded the use of the waters of Boise River, diverted from a point on the south bank of said river, on Lot 5, Sec. 17, T. 4 N. R. 1 E. B.M., for use on their lands on Eagle Island, Ada County, Idaho, in the following amounts from the following dates;

- 63 0132 ^{T 300, 301, 391, 393} 143 inches, from June 1, 1864; and hereby designated as Right NO. 5.
 63 0133 383 inches, from June 1, 1871; and hereby designated as Right No. 52.
 And adjudged to pay \$37.52 costs, in addition to the costs incurred by them.

VI.

That the defendant T. C. CATLIN be and he is hereby awarded the use of the waters of Boise River, diverted near the center of the NE $\frac{1}{4}$ of Sec. 18, T. 4 N. R. 1 E. B.M., through what is known as the Davis & Hart ditch, for use upon lands lying under said ditch on Eagle Island, Ada County, Idaho, in the following amount from the following date;

- 63 0134 165 inches, from June 1, 1864.

And adjudged to pay \$11.55 costs, in addition to the costs incurred by him.

JUN 21 1996

IDAHO STATE HISTORICAL SOCIETY

REFERENCE SERIES

EAGLE ISLAND DITCHES

Number 507

1974

1. Mace Catlin Ditch. Begins on south bank of Boise River in Lot 5, Section 17, T4N, R1E, and runs through Sections, 13, 17, 18, 19, and 24 in T4N, R1E, for a distance of 3.5 miles. The ditch was constructed in 1864 by T. C. Catlin, J. E. Wood, J. C. Wilson, G. W. Paul, C. R. Barnes, John Johnson, and M. M. Johnson. As originally built, the ditch measured two-and-one-half feet in width and eighteen inches in depth. In 1864, 150 inches of water was diverted through the ditch. It was enlarged annually until 1872. From 1872 to 1905, the size of the ditch remained at six feet on the bottom, ten feet at the top, and two feet deep. Also during this time, 500 inches of water were appropriated and diverted. Two headgates serve this ditch, one being three feet wide and eighteen inches deep and the other two-and-one-half feet wide and eighteen inches deep. Polette Mace and T. C. Catlin each irrigated about 350 acres from this ditch. In 1864, Catlin first utilized water from this ditch to raise forty acres of hay. In 1906, the ditch received water rights (4 and 51) of 536 inches.

2. Davis and Hart Ditch. Received water from a slough that connected with the Boise River. The headgate for the ditch is located in the NE 1/4 of Section 18, T4N, R1E. The ditch extends westerly through lands originally belonging to E. N. Hart, Mary G. Davis, and T. C. Catlin. These lands were located in the center of the NE 1/4 of Section 18, T4N, R1E, the SW corner of Section 13, T4N, R1W, lots 9, 10, 11, and 12 and the E 1/2, SE 1/4 of Section 14, T4N, R1W.

This ditch was constructed in 1863 by Edward N. Hart. It was enlarged in 1864, and again in 1865. In 1865, it measured six feet at the top and four feet on the bottom. Hart at this time appropriated and diverted twelve cubic feet of water under a four-inch pressure. The ditch irrigated 575 acres. In 1906, the Davis and Hart ditch received water rights (6, 57, and 58) of 165 inches.

3. Thomas Aiken Ditch. The Thomas Aiken Ditch begins in Section 16, T4N, R1E, about sixty rods from the west line of said Section 16 and near its southern line. In 1876, Thomas Aiken filed on 250 acres in section 17, T4N, R1E. The same year he

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: 63-31772 + 63-134

HART-DAVIS DITCH CO INC
C/O JIM BRESZINSKY
1111 TROUT RD
EAGLE ID 83616

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:

*Delete the POD described as 4N, 1E, S18, SWNE
on all recommendations J63*

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

Change the boundary map as described on the map J63

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

DATE: May 26-05 SIGNATURE: *Ronald Rippey*
Please print your name: Ronald Rippey

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-134 V1

WATER RIGHT NUMBER: 63-134 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 BOISE, ID 83707 (208)334-2920
Current Owner	HART-DAVIS DITCH CO INC C/O JIM BRESZINSKY 1111 TROUT RD EAGLE, ID 83616
Original Owner	T C CATLIN

, ZZ

Priority Date: 06/01/1864

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>
IRRIGATION	03/01 to 11/15	3.300 CFS	
	<u>Total Diversion:</u>	3.300 CFS	

Location of Point(s) of Diversion

BOISE RIVER	NW1/4NW1/4	Sec. 17, Twp 04N, Rge 01E, B.M.
ADA County		
BOISE RIVER	L6 (SW1/4NE1/4)	Sec. 18, Twp 04N, Rge 01E, B.M.
ADA County		

← deleted
per Notice
of Error

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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-134 V1

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. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. 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.
5. 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.

Remarks:

1. General THIS RIGHT IS DESIGNATED AS RIGHT NO. 6 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS.
2. Quantity THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE AT THE FIELD HEADGATE.
3. Explanatory WATER IS DELIVERED THROUGH THE HARTON DAVIS CANAL.
4. Explanatory RIGHT NO. 63-31772 IS ALSO DIVERTED THROUGH THE POINTS OF DIVERSION DESCRIBED ABOVE.
5. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 498 ACRES WITHIN THE BOUNDARY OF HART-DAVIS DITCH COMPANY.

Comments:

**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) *NA*
- ☒ 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 *NA*

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-134Owner: Wart-Davis Ditch Co. Phone No. 939-6712 - Ron Ripsey, Pres.Current Address: ~~401 Trout Rd.~~ C/O Breszinski, 1111 Trout Rd, Eagle 83616

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

Accompanied by: Ron Ripsey**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: 6-1-1864 = decreed priority

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

Source: Boise River Tributary to _____

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

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: ^{new} a second POD in S17 was added.
- ☐ If different, when did POD change? 40+ years - ~~two PODs used now~~ MTS

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
			NW	NW	17	4N	1E	Ada	GPS
	6		SW	NE	18	"	"	Ada	" deleted per notes of Enor

Description of diverting works

A diversion dam and headgate structure at ^{the} both PO D ~~water~~ site

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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 # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

498

625 acres within the boundary of Hart-Davis Ditch Co.				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: 63-186 = Hart-Davis Partial overlap
 in 4N, 1E, 18 and 4N, 1W, 13 with Mace-Cullen rights 63-132, 131B & 382B
 Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: The POD in S17 delivers water to a ditch that flows into a backwater slough of the Boise River. The slough also receives excess Mace-Cullen ditch water. A second structure ~~POD in S18~~ diverts water to the Hart-Davis ditch and the place of use.

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

FLOW MEASUREMENTS: None.

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

According to Ron Ripsey the current POD and delivery system has been used for 35-40 years.
 The Mace-Cullen Ditch Co boundary overlaps the East boundary of Hart-Davis boundary because the latter in S18 & S13 receives water from both ditches.
 The digitized POD equals 625 acres.
 The competing claims filed by Ron Lohi should be disallowed. He is a shareholder of Hart-Davis.

Remarks: Limited to .02 cfs/acre when combined
with Mac-Catten rights 615, 132, 133 & 382B, 196
Limited to 1998 acres within the boundary of Hart-Davis
Conf. CO 3 $996 \text{ cfs} \div .02 = 498$
Officers: Ron Ripsey, Pres. & Jim Bleszynski, Sec-Treas.
POU & boundary map reviewed with Ron Ripsey
The 498 acre limitation is based on one acre per inch of
water

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: 9-4-02

FIELD EXAMINER: Mel Schulte

Notice of Error completed 5-26-05 during a
meeting with Ron Ripsey and several board
members at the Ripsey residence

HART-DAVIS DITCH COMPANY
PHOTOGRAPHS DATED 9/4/2002

PHOTO #1



POINT OF DIVERSION
AND HEADGATE IN
T04N, R01E, S17, NWNW.

PHOTO #2



~~POINT OF DIVERSION~~
~~AND HEADGATE IN~~
T04N, R01E, S18, SWNE

BOISE VALLEY CANALS AND ACREAGE

63-134

CHART NO. 12

AIKEN	236 ACRES	ISLAND HIGH LINE	945 ACRES
ANDREWS	1068 "	LEMP DITCH	300 "
BALLENTYNE	763 "	LITTLE PIONEER	1336 "
BAXTER	200 "	LOWER CENTER POINT.....	880 "
BOISE CITY	1828 "	MACE & CATLIN	536 "
BOISE PROJECT BOARD OF CONTROL		MACE & MACE	80 "
BIG BEND IRRIG. DIST.....	1724 "	MAMMON	468 "
BOISE-KUNA IRRIG. DIST.....	48,629 "	MCCONNEL ISLAND	1600 "
NAMPA & MERIDIAN IRRIG. DIST....	40,304 "	MCMANUS & TEATER	168 "
NEW YORK IRRIG. DIST.....	17,728 "	MIDDLETON MILL	4400 "
WILDER IRRIG. DIST.....	56,535 "	MIDDLETON WATER.....	5186 "
TOTAL - BOARD OF CONTROL.....	164,920 "	MISCELLANEOUS	888 "
BOISE VALLEY	2729 "	NEW DRY CREEK	3059 "
BOONE	517 "	NEW UNION	688 "
BOWMAN-SWISHER.....	424 "	PARMA DITCH	602 "
BUBB (SOUTH BOISE MUTUAL).....	1057 "	PENITENTIARY	321 "
*CALDWELL HIGH LINE.....	11,917 "	PIONEER IRRIG. DIST.....	23,974 "
CAMPBELL (CANYON DITCH).....	802 "	PIONEER DIXIE.....	3000 "
CANYON COUNTY	3957 "	RIDENBAUGH	26,877 "
CAPITAL VIEW	600 "	RIVERSIDE IRRIG. DIST.....	10,645 "
CONWAY-HAMMING.....	259 "	ROEDEL	160 "
DAVIS & LITTLE DAVIS	634 "	ROSSI MILL	512 "
EUREKA WATER CO. #1	1300 "	SEBREE.....	15,500 "
EUREKA DITCH CO. #2	2625 "	SEVEN SUCKERS	70 "
FARMERS UNION	8372 "	SETTLERS	12,322 "
GRAHAM-GILBERT	200 "	SIEBENBERG	646 "
HAAS.....	367 "	THURMAN MILL	1719 "
HART-DAVIS	453 "	UPPER CENTER POINT.....	641 "
		WARM SPRINGS DITCH	454 "

TOTAL 324,239 ACRES

DRAINAGE WATER (NOT DIVERTED FROM BOISE RIVER)

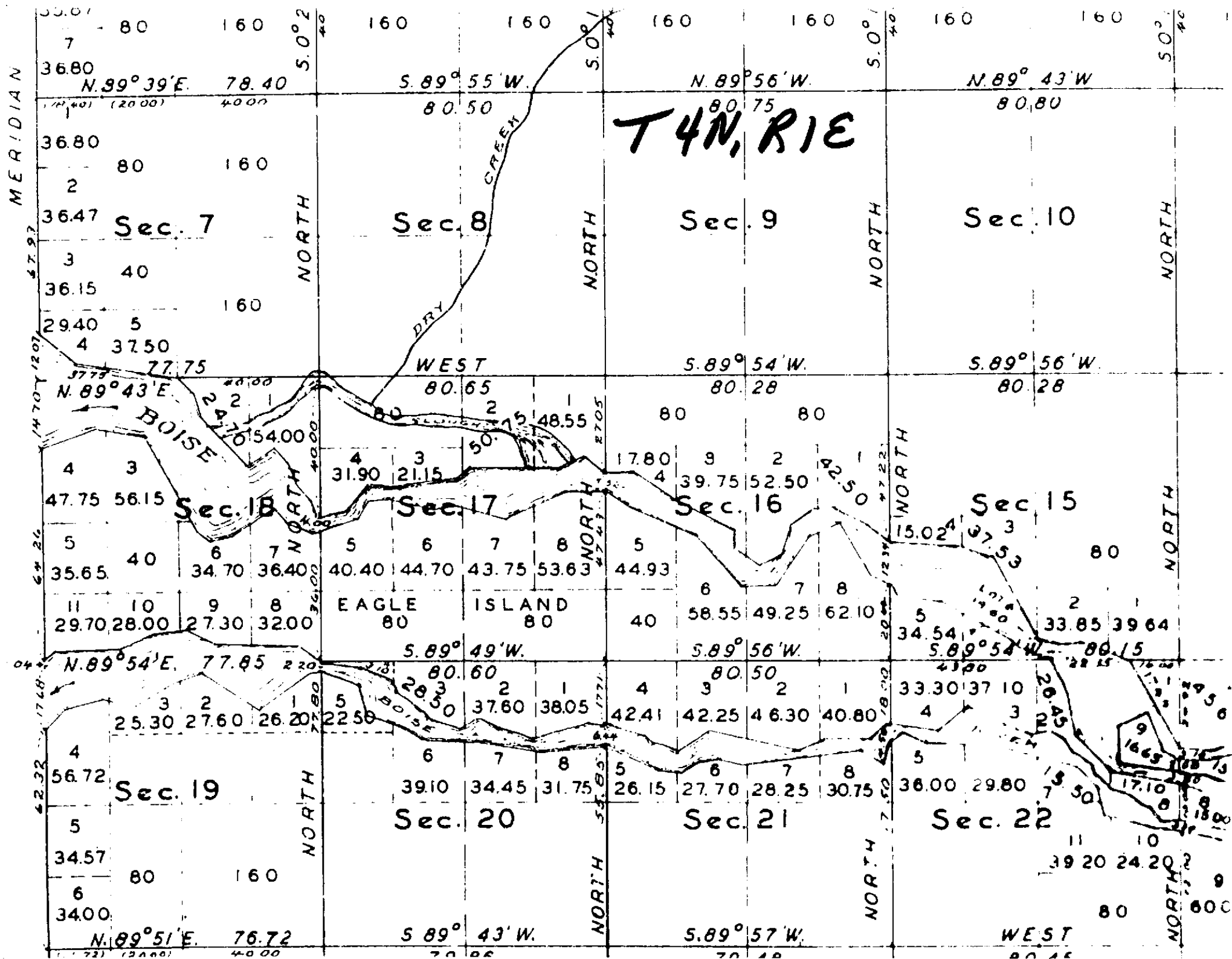
BLACK CANYON IRRIGATION DISTRICT	6,894 ACRES
CALDWELL IRRIGATION DISTRICT	755 "
MORELAND & VIAL (DIXIE DRAIN)	640 "
	8,289 ACRES

GRAND TOTAL 332,528 ACRES

THIS ACREAGE IS BASED, IN SOME INSTANCES, UPON ACTUAL SURVEYS, AND IN OTHER CASES UPON THE ACREAGE AS DETERMINED AT THE TIME OF THE STEWART DECREE, AND IS THE BEST INFORMATION AVAILABLE AT THE PRESENT TIME. IT WAS ORIGINALLY COMPUTED FEBRUARY 14, 1941, BUT HAS BEEN REVISED SEVERAL TIMES, PARTICULARLY TO REDUCE RIVER BOTTOM ACREAGES TO CONFORM TO STEWART DECREE ACREAGES AS DETERMINED BY SPECIAL COMMITTEE, AND TO ACCOMMODATE TRANSFERS FROM ONE CANAL OR USER TO ANOTHER.

RIDENBAUGH REPRESENTS OLD LANDS WITHIN THE NAMPA & MERIDIAN IRRIGATION DISTRICT THAT ARE WATERED BY THE OLD RIDENBAUGH RIGHTS IN THE STEWART DECREE. THE BALANCE OF THE NAMPA & MERIDIAN IRRIGATION DISTRICT LANDS ARE INCLUDED UNDER THE BOARD OF CONTROL.

*3960 ACRES ARE WATERED WITH LIVE WATER. THE BALANCE OF THE WATER COMES FROM SEVERAL DRAINS.



**HART DAVIS DITCH COMPANY
AMENDED BOUNDARY AND PLACE OF USE**

Hart Davis
digitized = 606

**HART DAVIS DITCH COMPANY
AMENDED BOUNDARY AND PLACE OF USE**

7

7

HART DAVIS DITCH COMPANY
POINT OF DIVERSION
T04N, R01E, S17, NWNW

CANAL

2552

44

Gaging Sta 2558

Flume

T04N, R01E

BM 2555

Eagle

CANAL

Flume

POD

PIPE LINE

16

Eagle Bridge

BOISE

EAGLE

18

18

LAND

MASON-CATLIN CANAL

MASON-CATLIN

17

2546

CANAL

2559

2558

BOISE

Golf Course

2620

CANAL

LINE

CREEK

DIPY

2540

540

30

340

BOISE

Mel.

SORRY I WAS SO SLOW
GETTING THIS BACK TO YOU.

I COULDN'T SEE WELL ENOUGH
TO PUT ON FIELDS ALSO, SO
THIS IS PRETTY WELL THE BDRYS
OF HART DAVIS DITCH

Ronald Fegley

RECEIVED

NOV 05 2002

WATER RESOURCES
WESTERN REGION

**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 120G	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 123G	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 124G	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 125B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 125J	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 126B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 126F	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 134	HART-DAVIS DITCH CO INC.	BOISE RIVER	04N01E7																	8
Claim	63 1629B	BALLENTYNE DITCH CO LTD.	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 161L	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 164E	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 165M	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 1746B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 186	HART-DAVIS DITCH CO INC.	BOISE RIVER	04N01E7																	8
Claim	63 195	BALLENTYNE DITCH CO LTD.	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 198AA	BALLENTYNE DITCH CO LTD.	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 198AG	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 205	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 206	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 207	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 234	BALLENTYNE DITCH CO LTD.	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 248	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 258A	BALLENTYNE DITCH CO LTD.	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 268B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 280	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 280B	BALLENTYNE DITCH CO LTD.	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 283	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 284	BALLENTYNE DITCH CO LTD.	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 285	BALLENTYNE DITCH CO LTD.	BOISE RIVER	04N01E7							40		40	40	20	25					165
Claim	63 285B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 289B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 289/7	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01E7	25	36	39	39	39	39	40	40	36			25	38	40	38	39	512
Claim	63 297	FARMERS UNION DITCH CO LTD.	BOISE RIVER	04N01E7	15	30															45
Claim	63 6497	LORICE QUONG, WILLIAM QUONG,	GROUND WATER	04N01E7																	16
Claim	63 21729	FARMERS UNION DITCH CO LTD.	UNNAMED DRAINS	04N01E7	15	30															45
Claim	63 21730	FARMERS UNION DITCH CO LTD.	UNNAMED DRAINS	04N01E7	15	30															45
Claim	63 2406	DRAINAGE DIST NO 2,	WASTE WATER	04N01E7	38	39	39	39	39	36	36	40	40	36	19	25	39	39	30	33	565

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 126B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 126B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 154	HART-DAVIS DITCH CO. INC.	BOISE RIVER	04N01W12																	0.5
Claim	63 1623B	BALLENTYNE DITCH CO. LTD.	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 161L	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 1745B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 186	HART-DAVIS DITCH CO. INC.	BOISE RIVER	04N01W12																	0.5
Claim	63 195	BALLENTYNE DITCH CO. LTD.	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 195AA	BALLENTYNE DITCH CO. LTD.	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 206	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 206	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 207	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 234	BALLENTYNE DITCH CO. LTD.	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 258A	BALLENTYNE DITCH CO. LTD.	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 258B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 259	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 260B	BALLENTYNE DITCH CO. LTD.	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 263	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 264	BALLENTYNE DITCH CO. LTD.	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 264	BALLENTYNE DITCH CO. LTD.	BOISE RIVER	04N01W12	10	10	40	40	10		35	40	40	40	40	35	40	40	40	30	490
Claim	63 285	BALLENTYNE DITCH CO. LTD.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 286	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 288B	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 28977	NEW DRY CREEK DITCH CO.	BOISE RIVER	04N01W12	30	26			30	40											126
Claim	63 2502	SHAH AFSHAR	GROUND WATER	04N01W12															0.5		0.5
Claim	63 26176	DOUGLAS J FITZGERALD	GROUND WATER	04N01W12																	3
Claim	63 30495	TIMOTHY F FEASE, KATHY A ELLEN SOHN	GROUND WATER	04N01W12																	2
Claim	63 31501	SHAH AFSHAR	GROUND WATER	04N01W12																	22
Claim	63 31502	ROSE COTTAGE LLC.	GROUND WATER	04N01W12																	8
Claim	63 4942	CONNIE E MARTEN	GROUND WATER	04N01W12																	1
Claim	63 4886	STATE OF IDAHO	GROUND WATER	04N01W12																	1
Claim	63 8437A	KEITH RICKS	GROUND WATER	04N01W12																	41
Claim	63 8437B	MERIDIAN JOINT SCHOOL DISTRICT # 2	GROUND WATER	04N01W12																	28
Claim	63 2405	DRAINAGE DIST NO. 2	WASTE WATER	04N01W12	38	36	39	40	38	38	39	39	39	39	40	28	40	38	29	20	592

[illegible]

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-134

WATER RIGHT NUMBER: 63-134

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 BOISE, ID 83707 (208)334-2920
Current Owner	HART-DAVIS DITCH CO INC C/O LORNA HIBBARD 1320 LINDER RD EAGLE, ID 83616 (208)939-0284
Original Owner	T C CATLIN

, ZZ

Priority Date: 06/01/1864

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>
IRRIGATION	3/15 to 11/15	3.300 CFS	
	<u>Total Diversion:</u>	3.300 CFS	

Location of Point(s) of Diversion

BOISE RIVER	NE1/4NE1/4	Sec. 18, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R01E S07	SWSW	8.0	T04N R01E S18	NWNE	12.0
T04N R01E S18	NWNW	35.0	T04N R01E S18	SWNW	15.0
T04N R01E S18	NWSW	40.0	T04N R01E S18	NWSE	26.0
T04N R01W S12	SESE	0.5	T04N R01W S13	NENE	23.0
T04N R01W S13	NWNE	33.0	T04N R01W S13	SWNE	40.0
T04N R01W S13	SENE	36.0	T04N R01W S13	NENW	15.0
T04N R01W S13	SWNW	40.0	T04N R01W S13	SENW	40.0
T04N R01W S13	NESW	33.5	T04N R01W S13	NWSW	36.0
T04N R01W S13	SWSW	38.0	T04N R01W S13	SESW	31.0
T04N R01W S13	NESE	32.0	T04N R01W S13	NWSE	40.0
T04N R01W S13	SWSE	38.0	T04N R01W S13	SESE	10.0
T04N R01W S14	NENE	5.0	T04N R01W S14	SENE	40.0
T04N R01W S14	NENW	11.0	T04N R01W S14	SENW	35.0
T04N R01W S14	NESW	40.0	T04N R01W S14	SESW	8.0
T04N R01W S14	NESE	40.0	T04N R01W S14	NWSE	10.0
T04N R01W S14	SESE	20.0	T04N R01W S24	NENE	8.0
T04N R01W S24	NWNW	4.0			

Total Acres: 843

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-134

Conditions of Approval:

Remarks:

1. General LANDS ON EAGLE ISLAND. P/D INCOMPLETE IN DECREE.
THERE MAY BE ADDITIONAL LANDS IRRIGATED.

Comments:

Dates and Other Information:

Claim Received Date: 9/11/1989
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

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-134

WATER RIGHT NUMBER: 63-134

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 BOISE, ID 83707 (208)334-2920
Original Owner	T C CATLIN
	, ZZ
Current Owner	STATE OF IDAHO BOISE, ID (801)261-8006

Priority Date: 06/01/1864

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>
IRRIGATION	/ to /	3.300 CFS	
	<u>Total Diversion:</u>	3.300 CFS	

Location of Point(s) of DiversionBOISE RIVER
ADA County

Sec. 18, Twp 04N, Rge 01E, B.M.

Place of UseConditions of Approval:Remarks:

1. General LANDS ON EAGLE ISLAND. P/D INCOMPLETE IN DECREE.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-134

Dates and Other Information:

Licensed Date:

Decreed Date: 1/18/1906

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

August 30, 1989

A63-00134
A63-00186

Mr. Glen O. Sawyer
Hart-Davis Ditch Company, Inc.
c/o Jerry Hibbard
1320 Linder Road
Eagle, ID 83616

RE: Snake River Basin Adjudication (SRBA)
Ada County

Dear Mr. Sawyer:

In response to our discussion on August 28, 1989, and due to the fact that Hart-Davis Ditch Company, Inc. was not served with a commencement notice, this letter is an extension of time for the filing of Notice of Claims to a Water Right. The original filing deadline for these claims was September 8, 1989. The extension is granted until September 23, 1989. Please keep this extension of time with your other legal documents.

This extension is granted under the authority of §42-1409 (10), Idaho Code.

Signed this 30th day of August, 1989.



David B. Shaw
Adjudication Bureau Chief

DBS;dms

MICROFILMED

AUG 14 1992

5/88

Date Received

RECEIVED

AUG 22 1989

AUG 21 1989

State of Idaho
Department of Water ResourcesREQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources

Department of Water Resources

Western Regional Office

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

HART-DAVIS DITCH CO. INC JO JERRY HIBBARD
Name of Claimant

1320 LINDER ROAD
Post Office Address

EAGLE ID 83616
City, State, Zip Code

AUG 28 1989

Department of Water Resources
Western Regional Office
County(s) where Place of Use is located

ADA
SEP 8 1989
Date Claim Originally Due

HART-DAVIS DITCH
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

DUE TO CONDITIONS BEYOND MY CONTROL I
AM UNABLE TO COLLECT ALL THE PERTINENT DATA
FROM EACH PATRON OF THE DITCH TO COMPLETE THE
ADJUDICATION FILING IN THE ALLOTTED TIME.
Claimant requests an extension to NOV 15, 1989

Glenn O. Sawyer
Signature

President
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby
granted X denied,
and the filing deadline extended to _____, 19__

Signed this 24 day of August, 1989.

Need to show that diligent
effort has been made to meet
deadline in order to obtain extension.
Director or his designated agent
DAVID B. SHAW

See Dave Shaw's letter of 8-30-89 approving this extension.

MICROFILMED

AUG 14 1992

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: A63-00134
Date Received: 9/11/1989
Receipt No: W005863
Received By: EW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HART-DAVIS DITCH CO., INC. 208-939-0284
Address: C/O LORNA HIBBARD
1320 LINDER RD.
EAGLE, ID 83616

2. Date of Priority: JUN 01, 1864

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	18	NE	NE			ADA

5. Description of diverting works:
DIVERSION DAM, SLOUGH TO CULVERT, DITCH, GRAVITY FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.300		

7. Total Quantity Appropriated is:
3.300 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	01E	7	SW	SW		IRR	8.0
Section Acres							8.0

A63-00134

Page 1

Date: 09/11/89

MICROFILMED
AUG 14 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01E	18	NW		NE		IRR	12.0
			NW		NW		IRR	35.0
			SW		NW		IRR	15.0
			NW		SW		IRR	40.0
			NW		SE		IRR	26.0
							Section Acres	128.0
	01W	12	SE		SE		IRR	0.5
							Section Acres	0.5
		13	NE		NE		IRR	23.0
			NW		NE		IRR	33.0
			SW		NE		IRR	40.0
			SE		NE		IRR	36.0
			NE		NW		IRR	15.0
			SW		NW		IRR	40.0
			SE		NW		IRR	40.0
			NE		SW		IRR	33.5
			NW		SW		IRR	36.0
			SW		SW		IRR	38.0
			SE		SW		IRR	31.0
			NE		SE		IRR	32.0
			NW		SE		IRR	40.0
			SW		SE		IRR	38.0
			SE		SE		IRR	10.0
							Section Acres	485.5
		14	NE		NE		IRR	5.0
			SE		NE		IRR	40.0
			NE		NW		IRR	11.0
			SE		NW		IRR	35.0
			NE		SW		IRR	40.0
			SE		SW		IRR	8.0
			NE		SE		IRR	40.0
			NW		SE		IRR	10.0
			SE		SE		IRR	20.0
							Section Acres	209.0
		24	NE		NE		IRR	8.0
			NW		NW		IRR	4.0
							Section Acres	12.0

10. Place of Use: Continued

Total Acres 843.0

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:
A63-00186

14. Remarks:
LANDS ON EAGLE ISLAND. P/D INCOMPLETE IN DECREE.
THERE MAY BE ADDITIONAL LANDS IRRIGATED.

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

FARMERS CO-OP DITCH CO.
Decree Plaintiff

vs

RIVERSIDE IRR. DIST.
Decree Defendant

MICROFILMED

AUG 14 1992

MICROFILMED

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: 1

For Organizations:

I do solemnly swear or affirm that I am Notary of

Shut Davis Metal Co., Inc. that I have signed the foregoing
Organization

document in the space below as Sec of

Shut Davis Metal Co. and that the statements contained in the
Organization
foregoing document are true and correct.

Linda A. Werner
Signature of Authorized Agent

Sec Shut Davis Metal
Title and Organization

9/11/89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 11 day

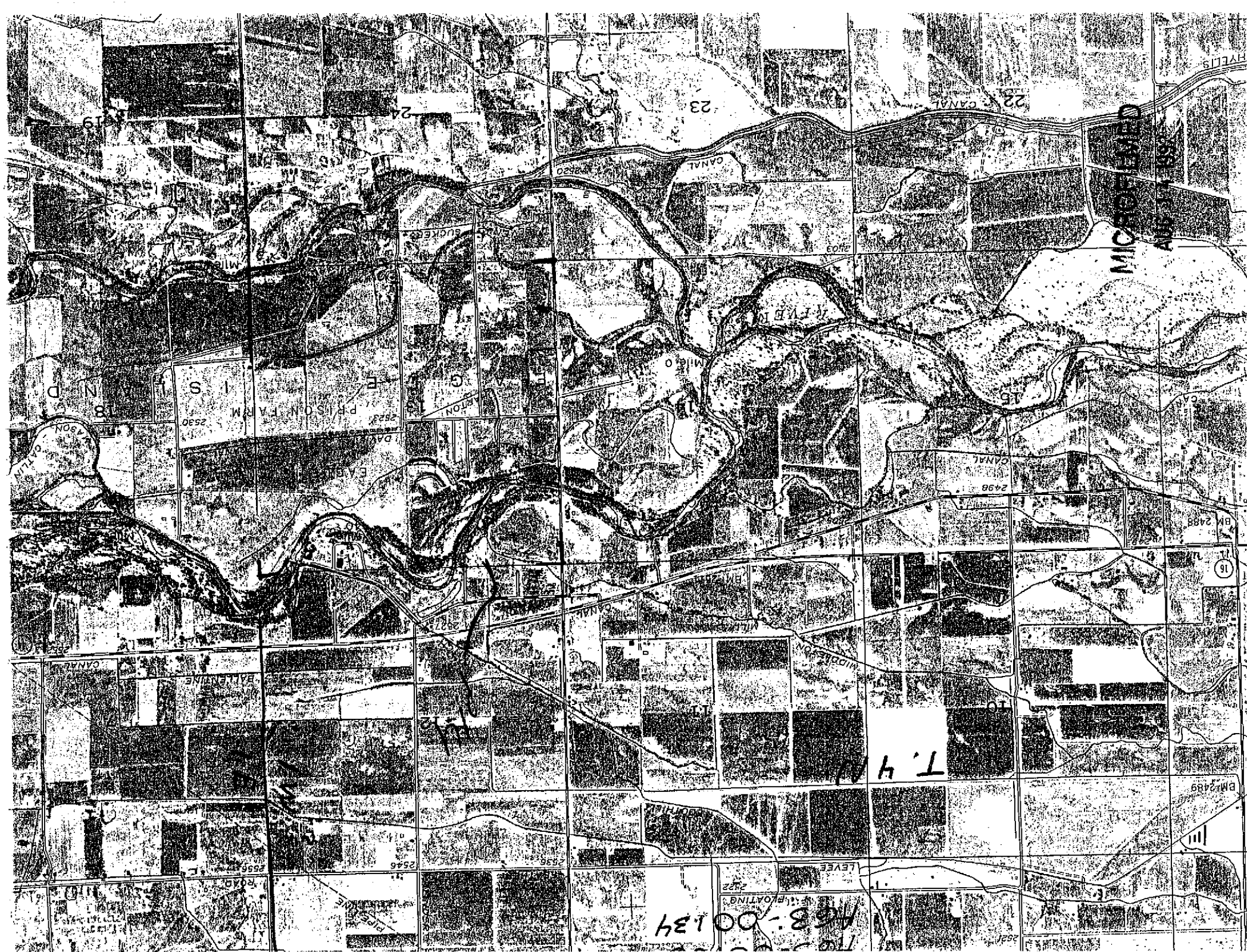
of Sept. 19 89

Linda A. Werner
Notary Public

Seal

Residing at Linda A. Werner
Residing at Boise, Idaho
My Commission Expires December 8, 1994

MICROFILMED
AUG 14 1992



42' 30"

PID
AG 3-00186
AG 3-00134

4839

4838

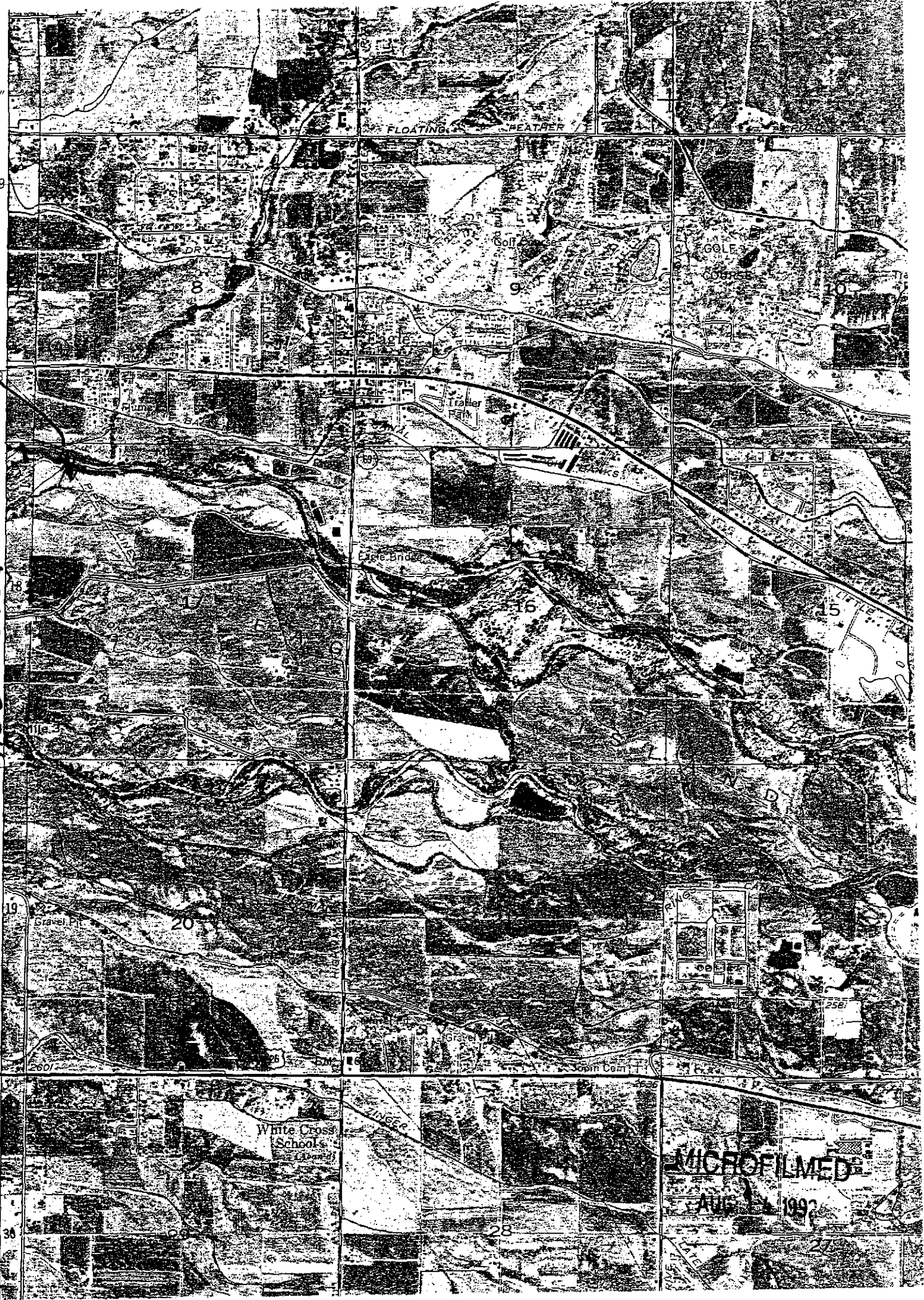
4836

4835

40'

4834

CALDWELL



MICROFILMED
AUG 14 1992

#6

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

09/01/89 16:07:43
Page 1

Water Right Number - 63-00134 Adj. Flag Translation: Standard Water Right Number Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/01/1864 14 D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BOISE RIVER SNAKE RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

04N 01E 18 NE, NE (1) ADA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 3.300

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
3.300

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
LANDS ON EAGLE ISLAND. P/D INCOMPLETE IN DECREE.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
FARMERS CO-OP DITCH CO. RIVERSIDE IRR. DIST. 01/18/1906

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - - +

MICROFILMED

AUG 14 1992

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P

WR0728NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

09/01/89 16:07:43
Page 2

Water right number - 63-00134

Adj. flag translation: Standard Water Right Number

+ - - - - Water Rights Dates and Flags Area - - - - - +

Start Work Date	- 00/00/0000	Verified Date	- 06/18/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 63
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 01/18/1906				

MICROFILMED
AUG 14 1992

7

7

HART DAVIS DITCH COMPANY
POINT OF DIVERSION
T04N, R01E, S17, NWNW

CANAL

2552

44

Gaging Sta 2558

Flume

T04N, R01E

BALLENTINE

BM 2555

Eagle

CANAL

Flume

POD

PIPE LINE

16

Eagle Bridge

BOISE

18

18

MASON-CATLIN CANAL

MASON-CATLIN

17

E

A

G

L

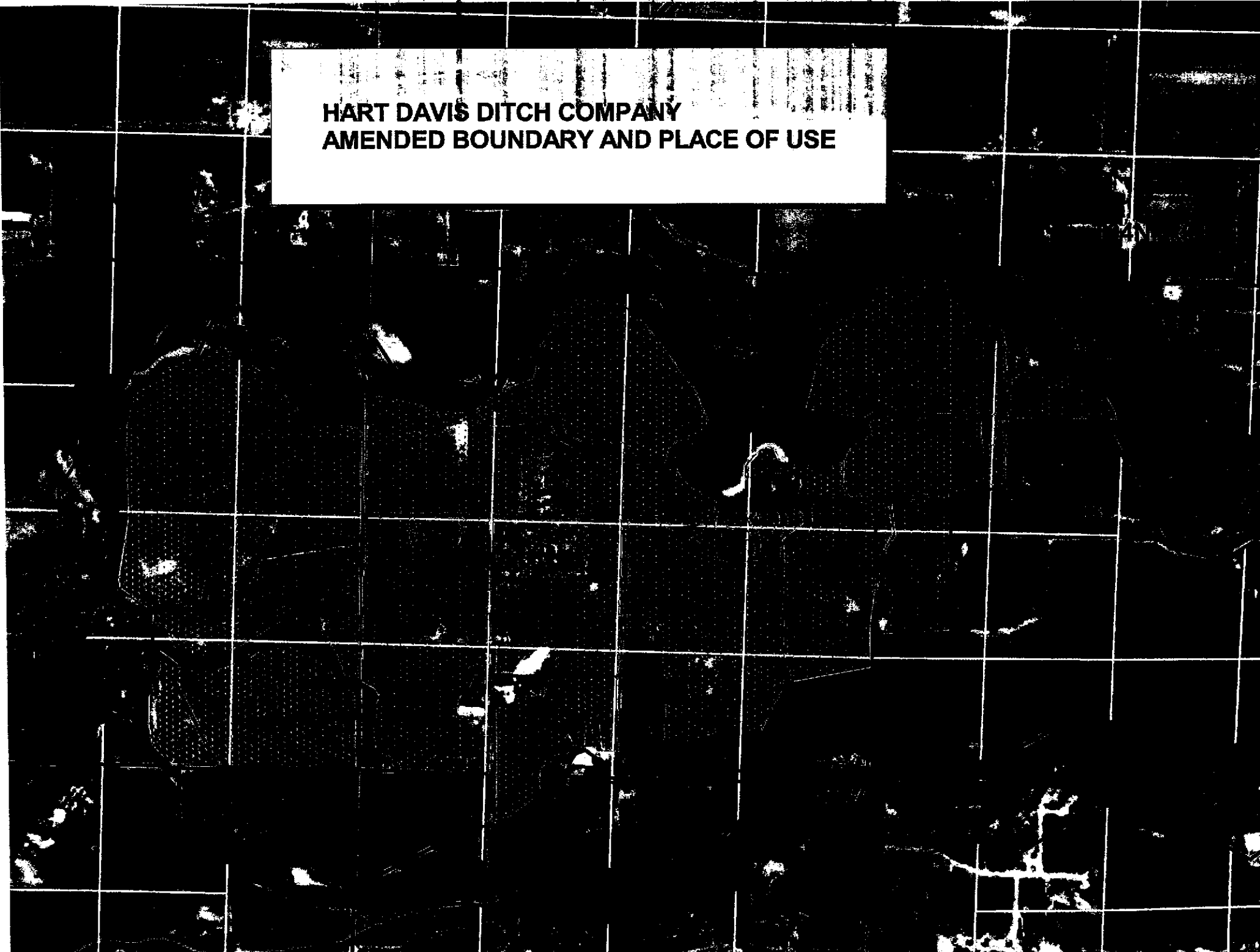
E

CANAL

2558

BOISE

**HART DAVIS DITCH COMPANY
AMENDED BOUNDARY AND PLACE OF USE**



HART – DAVIS DITCH COMPANY

ADDITIONAL INFORMATION

DATE: MAY 31, 2005

BY: MEL SCHULTE

The main contact for Hart-Davis Ditch has been Ron Rippey (939-6712). He assisted in a field review of the POD, delivery system and a review of the boundary/place of use map.

There are no major issues relating to the Hart-Davis claims but there could be some interest outside of the company in our recommendations. First, Ron Sali filed some competing claims to some of Hart-Davis rights. His claims will be disallowed because Mr. Sali is a shareholder of Hart-Davis and his water rights are included in the company's rights.

Another matter that might be of concern to the State of Idaho, Parks Department is an overlap of the boundary between Hart-Davis Ditch and Mace Catlin Ditch along the east side of the Hart-Davis boundary. The Parks Dept. is a shareholder in both ditch companies and they may want to review both boundary maps.

The POD was located using GPS. The company's main POD in section 17 was added many years ago according to Ron Rippey and has been used for at least 40 years. Access to this newest POD is through the property of Mrs. Leonard Mace on Mace Road.

The company claimed 843 acres, the digitized place of use equals 625 acres and the water master's records indicate a place of use of 453 acres. The recommended acre limitation of 498 acres is based on an inch per acre for 9.96 cfs. Because the land is all river bottomland the standard of 1.1 inch could be applied which would limit the number of acres to 453.

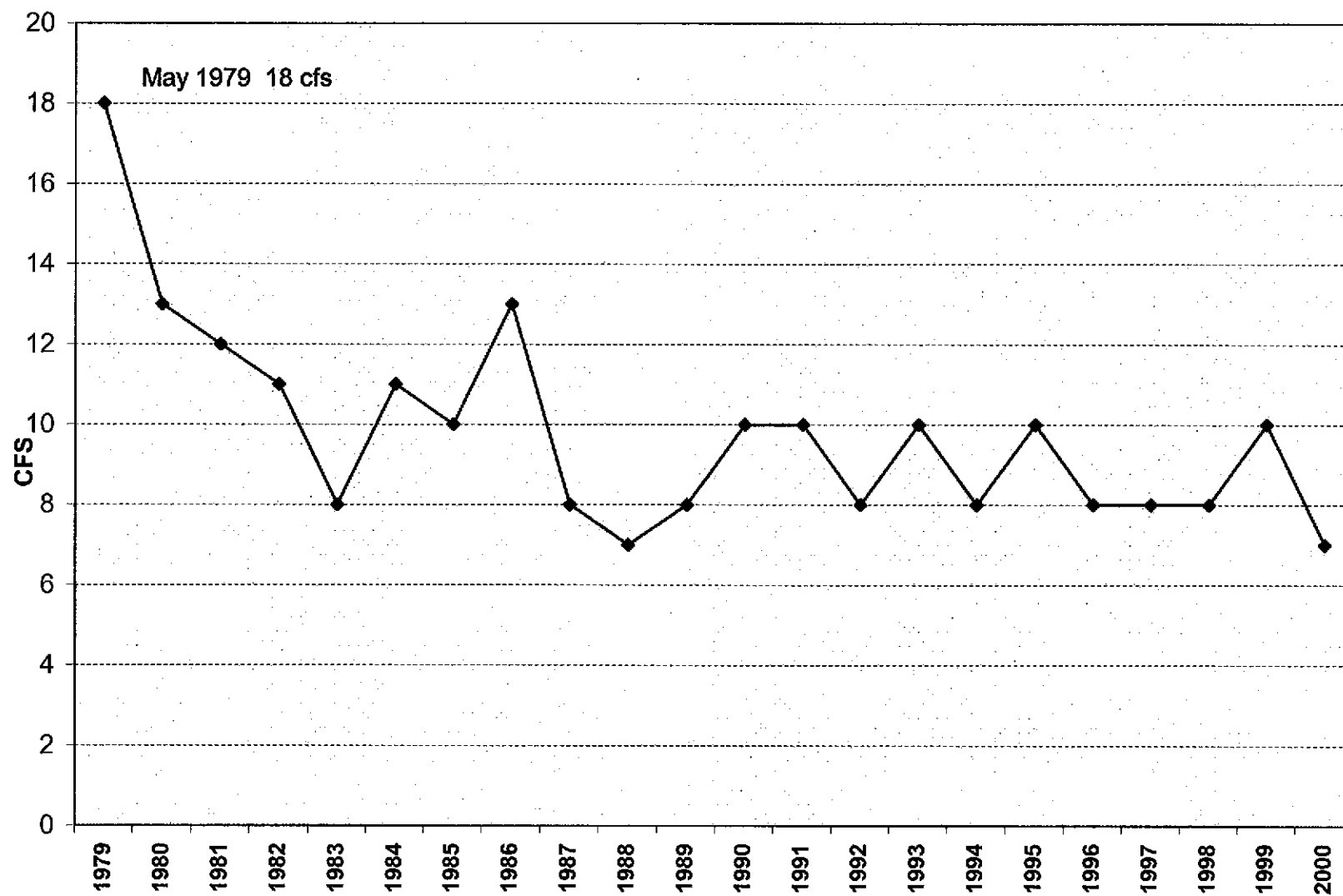
The preliminary recommendation was reviewed on 5/26/2005 at the home of Ron Rippey and several board members. They expressed concern about the 498 acre limitation but decided that number was the most defensible. After discussing the two POD's in our first recommendation it was decided the lower POD was only a regulatory structure because river water was not actually diverted at this site. The board made several changes in the boundary and place of use map that have been incorporated into the final map.

MTS

13208450	HISTORIC DIVERSION OF HART-DAVIS CANAL											(CFS)	
W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1979	2	0	0	0	0	0	0	18	13	8	10	7	58
1980	3	0	0	0	0	0	3	11	10	13	10	10	61
1981	5	0	0	0	0	0	3	11	12	10	10	8	59
1982	2	0	0	0	0	0	0	11	10	8	8	7	46
1983	0	0	0	0	0	0	0	3	8	5	8	7	31
1984	2	0	0	0	0	0	0	11	10	8	10	7	48
1985	0	0	0	0	0	0	3	8	8	10	8	3	41
1986	2	0	0	0	0	0	2	7	13	11	11	7	53
1987	0	0	0	0	0	0	7	8	7	8	8	7	45
1988	0	0	0	0	0	0	3	5	5	7	5	5	30
1989	2	0	0	0	0	0	3	7	8	8	8	5	41
1990	2	0	0	0	0	0	7	10	8	10	8	8	53
1991	3	0	0	0	0	0	5	8	8	10	7	5	46
1992	2	0	0	0	0	0	8	8	7	8	8	8	50
1993	5	0	0	0	0	0	0	8	8	10	8	8	48
1994	7	0	0	0	0	0	7	8	8	8	8	7	53
1995	7	0	0	0	0	0	5	7	8	10	8	7	51
1996	5	0	0	0	0	0	2	7	8	8	8	7	44
1997	5	0	0	0	0	0	3	7	7	8	8	7	44
1998	3	0	0	0	0	0	3	8	8	8	7	7	45
1999	3	0	0	0	0	0	2	7	8	10	8	5	43
2000	2	0	0	0	0	0	5	7	7	7	7	5	38
AVERAGE:													
1979-2000	3	0	0	0	0	0	3	8	9	9	8	7	47

MAXIMUM MONTHLY DIVERSION 1979-2000

13208450 HART-DAVIS CANAL



STEWART AND BRYAN DECREES GROUPED UNDER CANAL HEADINGS

CHART NO. 3

NAME OF CANAL	CHANGE IN P. OF D.	TRANSFER	PRIORITY		AMOUNT DECREED				TOTAL SEC. FT.
			NO.	DATE	STEWART DECREE	INTERVENORS		INCHES	
						STEWART DECREE	BRYAN DECREE		
HAAS DITCH	176		39	6-1-1868	8.54			427	17.34
			70	6-1-1878	8.80			440	
HART & DAVIS	38*) 39*)		6	6-1-1864	3.30			165	9.96
			57	6-1-1872	4.40			220	
			58	6-1-1872	3.30			165	
			57	6-1-1872	.54*			27*	
			58	6-1-1872	.50*			25*	
ISLAND HIGH LINE			71-A	4-1-1879		3.00		150	20.00
			137-A	4-1-1910		7.00		350	
			139	4-1-1915		10.00		500	
LEMP DITCH			8-C	1865		6.00		300	6.00
LITTLE PIONEER	1575		49	6-1-1870	25.72			1286	26.82
			31-C	6-1-1866		1.10		55	
LOWER CENTER POINT			19	6-1-1865	2.83			144	19.60
			20	5-1-1865	6.40			320	
			21	6-1-1865	2.90			145	
			22	6-1-1865	3.20			160	
			38	6-1-1868	3.20			160	
			43	6-1-1869	3.60			180	
			73	6-1-1879	4.00			200	
			50*	19	6-1-1865	2.88*		144*	
			51*	20	6-1-1865	6.40*		320*	
			131	89	11-9-1883	.70		35	
			245	89	11-9-1883	.60		30	
			287	89	11-9-1883	1.40		70	

*SUBTRACT

BOISE VALLEY CANALS AND ACREAGE

CHART NO. 12

AIKEN	236 ACRES	ISLAND HIGH LINE	945 ACRES
ANDREWS	1068 "	LEMP DITCH	300 "
BALLENTYNE	763 "	LITTLE PIONEER	1336 "
BAXTER	200 "	LOWER CENTER POINT.....	880 "
BOISE CITY	1828 "	MACE & CATLIN	536 "
BOISE PROJECT BOARD OF CONTROL		MACE & MACE	80 "
BIG BEND IRRIG. DIST.....	1724 "	MAMMON	468 "
BOISE-KUNA IRRIG. DIST.....	48,629 "	MCCONNEL ISLAND	1600 "
NAMPA & MERIDIAN IRRIG. DIST....	40,304 "	MCMANUS & TEATER	168 "
NEW YORK IRRIG. DIST.....	17,728 "	MIDDLETON MILL	4400 "
WILDER IRRIG. DIST.....	56,535 "	MIDDLETON WATER.....	5180 " } 7580
TOTAL - BOARD OF CONTROL.....	164,920 "	MISCELLANEOUS	838 "
BOISE VALLEY	2729 "	NEW DRY CREEK	3059 "
BOONE	517 "	NEW UNION	688 "
BOWMAN-SWISHER.....	424 "	PARMA DITCH	602 "
BUGG (SOUTH BOISE MUTUAL).....	1057 "	PENITENTIARY	321 "
*CALDWELL HIGH LINE.....	11,917 "	PIONEER IRRIG. DIST.....	23,974 "
CAMPBELL (CANYON DITCH).....	802 "	PIONEER DIXIE.....	3000 "
CANYON COUNTY	3957 "	RIDENBAUGH	26,877 "
CAPITAL VIEW	600 "	RIVERSIDE IRRIG. DIST.....	10,645 "
CONWAY-HAMMING.....	259 "	ROEDEL	160 "
DAVIS & LITTLE DAVIS	634 "	ROSSI MILL	512 "
EUREKA WATER CO. #1	1303 "	SEBREE.....	15,500 "
EUREKA DITCH CO. #2	2625 "	SEVEN SUCKERS	70 "
FARMERS UNION	8372 "	SETTLERS	12,322 "
GRAHAM-GILBERT	200 "	SIEBENBERG	646 "
HAAS.....	367 "	THURMAN MILL	1719 "
HART-DAVIS	453 "	UPPER CENTER POINT.....	641 "
		WARM SPRINGS DITCH	494 "
		TOTAL	324,239 ACRES

DRAINAGE WATER (NOT DIVERTED FROM BOISE RIVER)

BLACK CANYON IRRIGATION DISTRICT	6,894 ACRES
CALDWELL IRRIGATION DISTRICT	755 "
MORELAND & VIAL (DIXIE DRAIN)	640 "
	8,289 ACRES

GRAND TOTAL 332,528 ACRES

THIS ACREAGE IS BASED, IN SOME INSTANCES, UPON ACTUAL SURVEYS, AND IN OTHER CASES UPON THE ACREAGE AS DETERMINED AT THE TIME OF THE STEWART DECREE, AND IS THE BEST INFORMATION AVAILABLE AT THE PRESENT TIME. IT WAS ORIGINALLY COMPUTED FEBRUARY 14, 1941, BUT HAS BEEN REVISED SEVERAL TIMES, PARTICULARLY TO REDUCE RIVER BOTTOM ACREAGES TO CONFORM TO STEWART DECREE ACREAGES AS DETERMINED BY SPECIAL COMMITTEE, AND TO ACCOMMODATE TRANSFERS FROM ONE CANAL OR USER TO ANOTHER.

RIDENBAUGH REPRESENTS OLD LANDS WITHIN THE NAMPA & MERIDIAN IRRIGATION DISTRICT THAT ARE WATERED BY THE OLD RIDENBAUGH RIGHTS IN THE STEWART DECREE. THE BALANCE OF THE NAMPA & MERIDIAN IRRIGATION DISTRICT LANDS ARE INCLUDED UNDER THE BOARD OF CONTROL.

*3960 ACRES ARE WATERED WITH LIVE WATER. THE BALANCE OF THE WATER COMES FROM SEVERAL DRAINS.

Priority	Reference	Suffix	Base	Status	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)
63	134		Decreed	Active	1864-06-01	3.3		BOISE RIVER	IRRIGATION
63	134 A		Decreed	Active	1864-06-01	1.68	378	BOISE RIVER	IRRIGATION
63	31772		Decreed	Active	1872-06-01	6.66		BOISE RIVER	IRRIGATION

9.96 cfs @ .02 = 498 acres.

Ron Ripper, Pres 939-6712
 1401 Trout Rd
 Eagle 83616

Hart-Davis 7-4-02 @ 1:30 at
Eagle Island St. Park.

1. How many users? about 30
2. Officers ⁹³⁹⁻⁶⁷¹² Ron ~~Jeffrey~~ ^{Ripley} Pres. & Jim Breszinsky, Sec-treas
3. Who can review the boundary and POU map?
(gave maps to Ron ~~Jeffrey~~ ^{Ripley} 7-4-02 to outline POU & boundary)
4. Why did Ron Salic claim ~~land~~ separately
(he is only a shareholder)
5. Land south of ~~straight~~ ^{draw ditch} in S14 (Salic claims
probably wasn't irrigated from the Hart-Davis ditch (186 B & 134 B) - Yes it was -
a culvert was used to cross the draw ditch)
6. Land historically irrigated? -
7. Is some water delivered through the
Seven Suckers ditch? No! not used by Hart-Davis

308900 } Hart-Davis POU
290520 }

4N, 1E, 17, NW NW = POU into

$$63-186 = 6.66$$

$$63-134 = 3.30$$

$$9.96 \text{ cfs}$$

XLIX.

That the defendant MARY G. DAVIS be, and she is hereby awarded the use of the waters of Boise River, diverted at a point about the center of the NE $\frac{1}{4}$ of Sec. 18, T. 4 N. R. 1 E. B.M., for use upon lots 3 and 4 and the SW $\frac{1}{4}$ of Sec. 13, and lots 3 and 4 of Sec. 24, all in T. 4 N. R. 1 W. B.M., in the following amount and from the following date;

33 0186 220 inches, from June 1, 1872; and hereby designated as Right No. 57.
 7- P.D. 39
 And be adjudged to pay \$15.40 costs in addition to the costs incurred by her.

L.

That the defendant EDWARD N. HART be, and he is hereby awarded the use of the waters of Boise River, diverted at a point about the center of the NE $\frac{1}{4}$ of Sec. 18, T. 4 N. R. 1 E. B.M., for use upon the following described lands; beginning at SW corner of Sec. 13, T. 4 N. R. 1 W. B.M., and running thence east 517 feet, thence north 3960 feet, thence west 517 feet, thence south to place of beginning; also lots 9, 10, 11 and 12, and E $\frac{1}{2}$ of SE $\frac{1}{4}$, Sec. 14, all in T. 4 N. R. 1 W. B.M. in the following amount and from the following date;

3 0187 165 inches, from June 1, 1872; hereby designated as Right No. 58.
 - P.D. 39
 And be adjudged to pay \$11.55 costs in addition to the costs incurred by him.

LI.

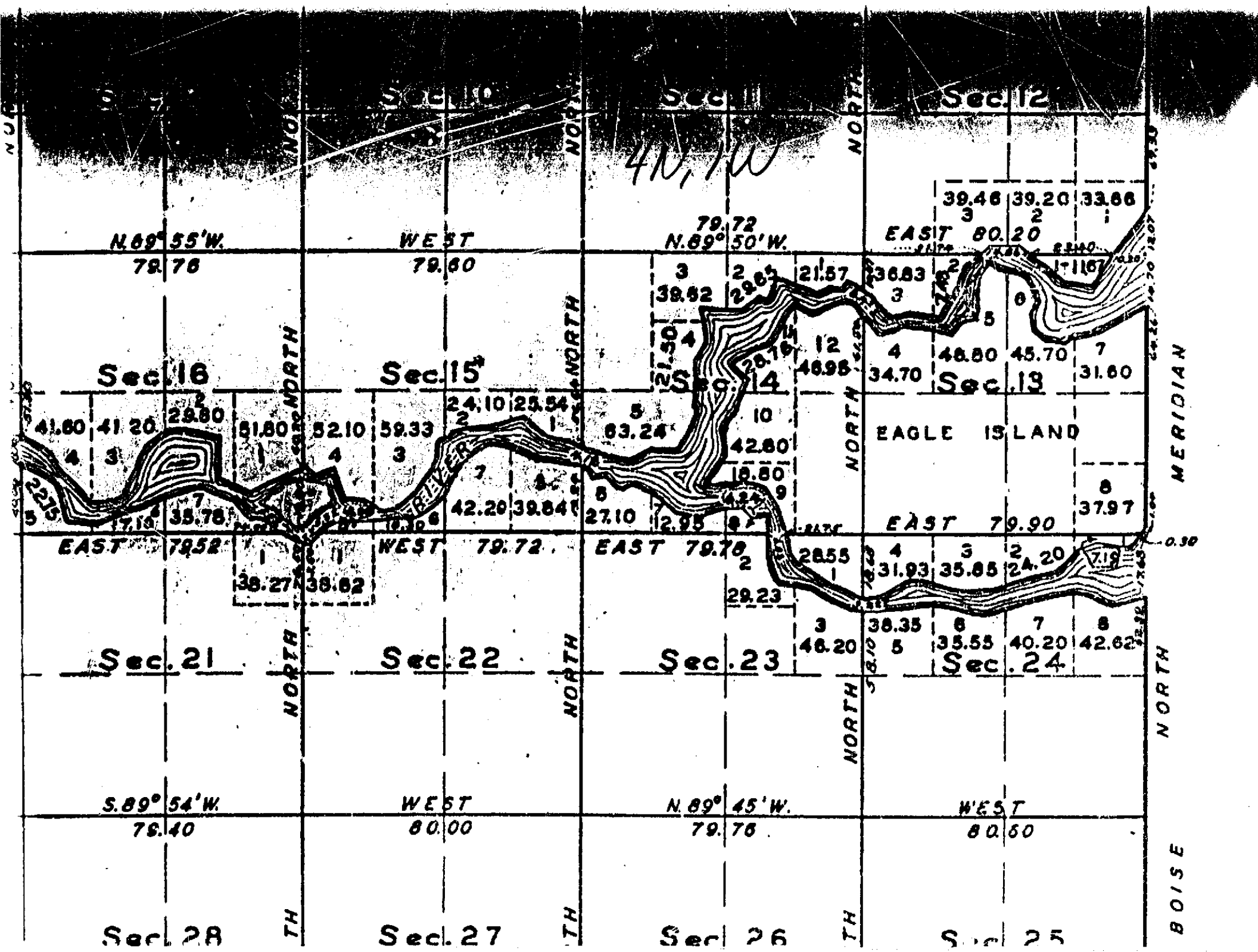
That the plaintiff, the FARMERS' COOPERATIVE DITCH COMPANY, a corporation, be and it is hereby awarded the use of the waters of Boise River, diverted at a point on the north side of said river, near what is known as the Caldwell bridge in Canyon County, Idaho, for use upon the lands lying under its canal system, in the following amounts from the following dates;

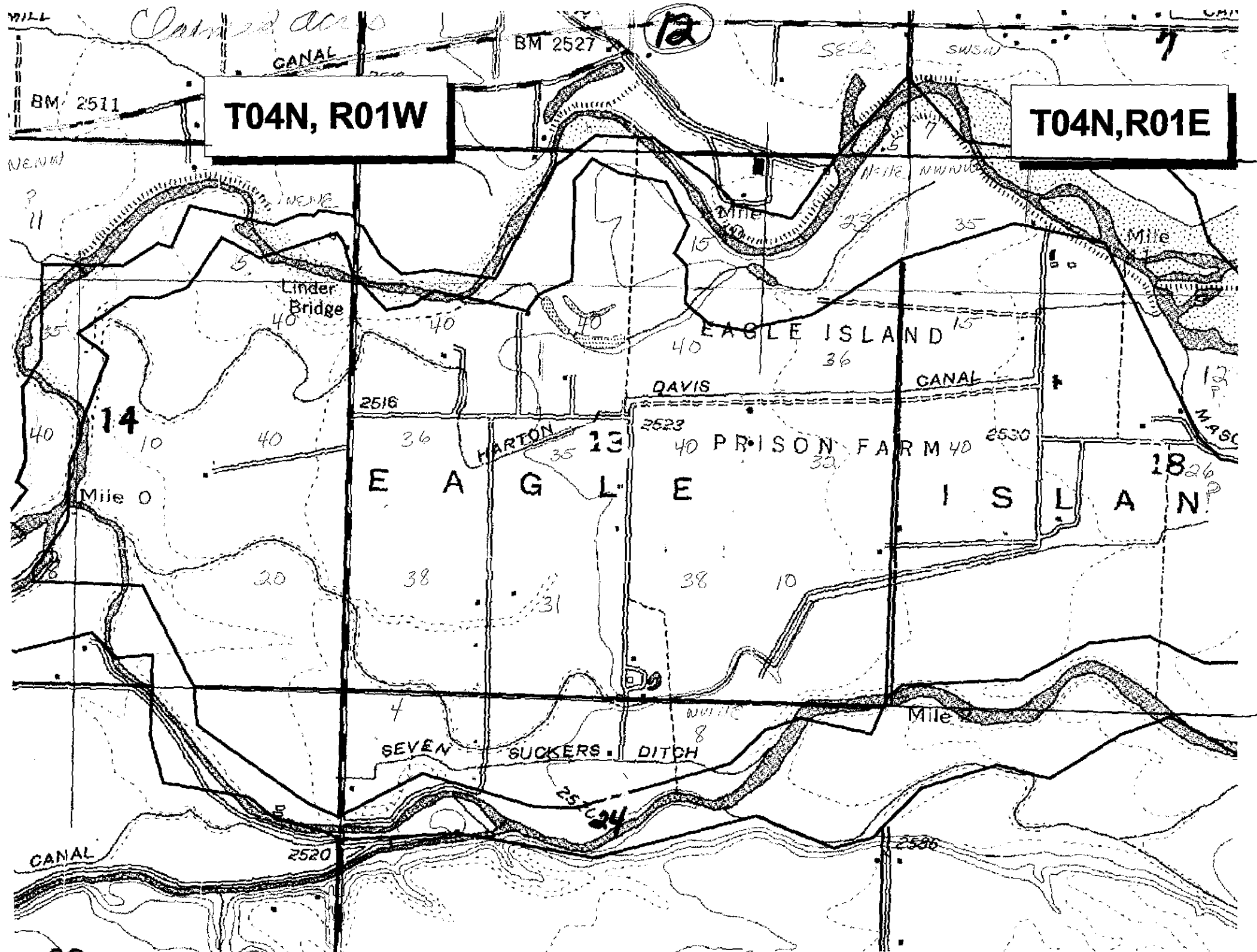
33 0188 500 inches, from June 1, 1875; and hereby designated as Right No. 60.
 3 0189 1000 inches, from June 1, 1883; and hereby designated as Right No. 86.
 3 0190 2500 inches, from July 1, 1888; and hereby designated as Right No. 105.
 3 0191 4175 inches, from July 1, 1896; and hereby designated as Right No. 129.

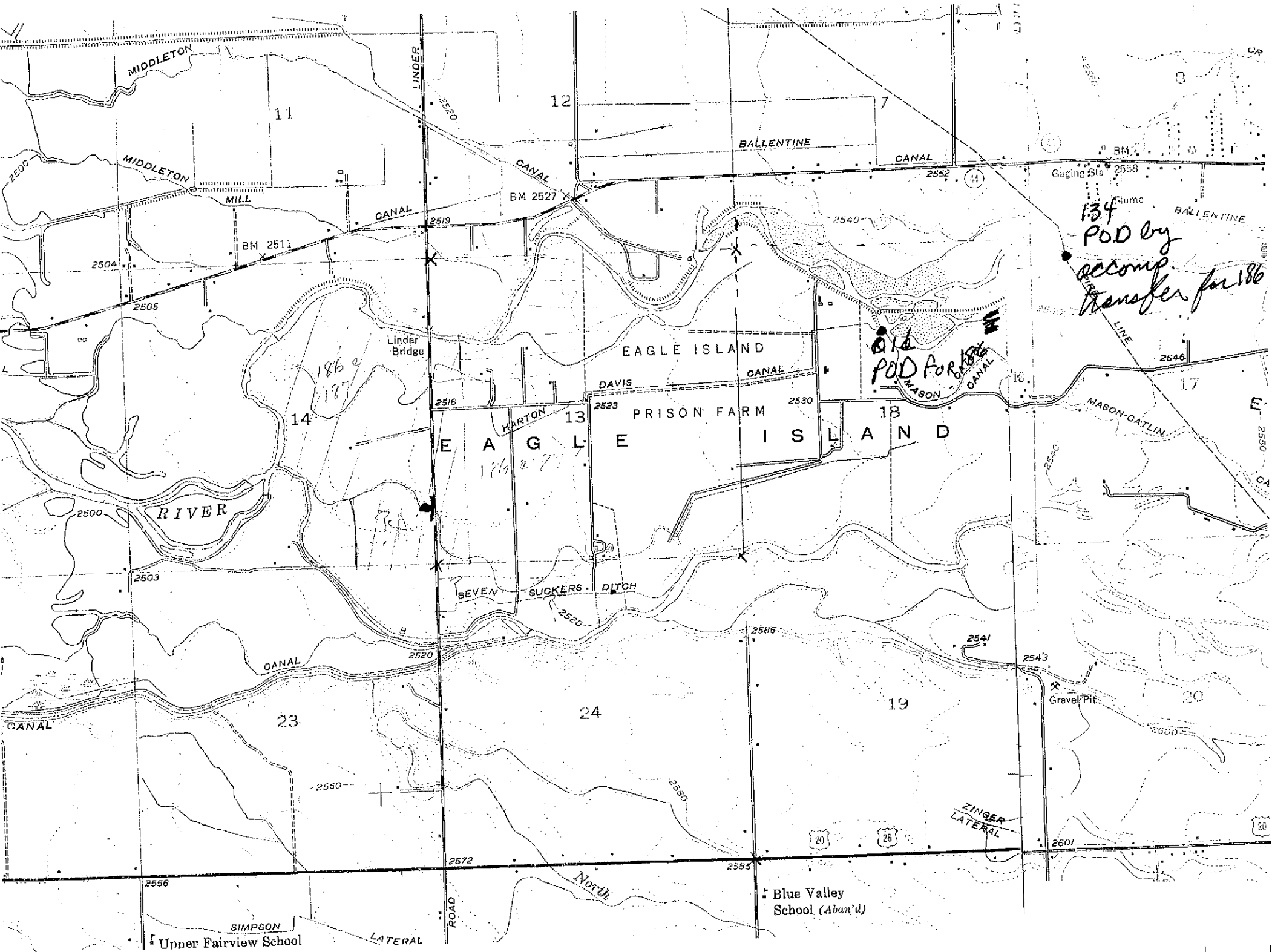
And be adjudged to pay \$572.25 costs in addition to the costs incurred by it.

MICROFILMED

JUN 21 1996







134
POD by
accomp.
transfer for 186

Old
POD for 186

Upper Fairview School

Blue Valley
School (Aban'd)

T04N, R01W

T04N, R01E

14

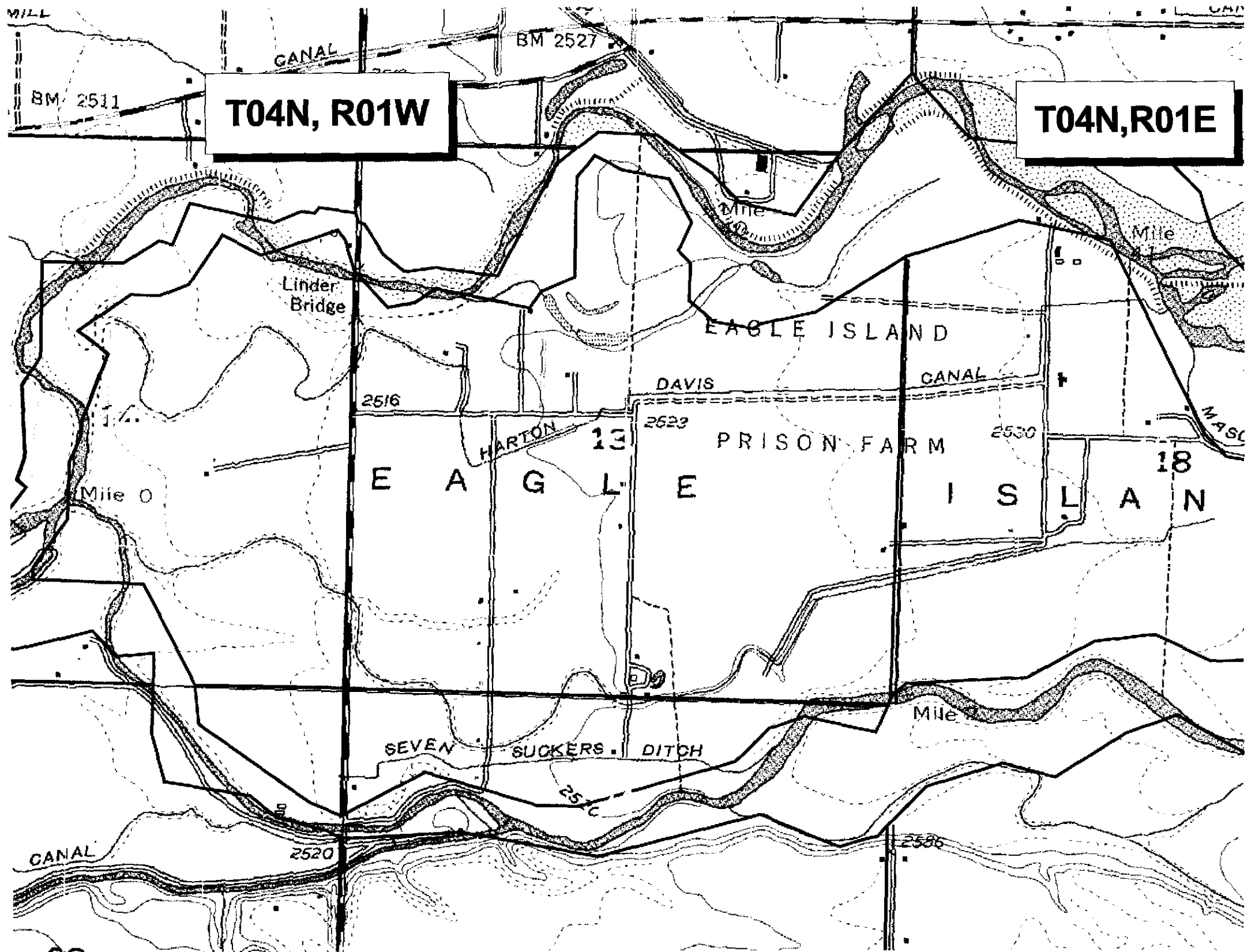
13

18

24

Hart-Davis Ditch Co
—— = Boundary





T04N, R01W

T04N, R01E

14

13

18

24

Hart-Davis Ditch Co
B 63 Large Poy
—— = Boundary
2 @ 20x30

T04N, R01W

T04N, R01E

14

13

18

24

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-11381

WATER RIGHT NUMBER: 63-11381

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RON SALI PROPERTIES INC PROFIT SHARING PLAN 100 N 9TH SUITE 200 BOISE, ID 83702-5700 (208) 344-4224

Priority Date: 02/21/1990

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.020 CFS	230.40 AF
<u>Total Diversion:</u>		1.020 CFS	230.40 AF

Location of Point(s) of Diversion

UNNAMED DRAIN	SE1/4SE1/4	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	14																	
																	18.0	33.2	51.2
																	1.9		

Total Acres: 51.2

Conditions of Approval:

1. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
3. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-134A

WATER RIGHT NUMBER: 63-134A

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 BOISE, ID 83707 (208)334-2920
Current Owner	RON SALI 100 N 9TH ST STE 200 BOISE, ID 83702
Original Owner	T C CATLIN
Original Owner	, ZZ HART-DAVIS DITCH CO INC C/O LORNA HIBBARD 1320 LINDER RD EAGLE, ID 83616 (208)939-0284

Priority Date: 06/01/1864

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>
IRRIGATION	3/15 to 11/15	1.680 CFS	378.00 AF
	<u>Total Diversion:</u>	1.680 CFS	378.00 AF

Location of Point(s) of Diversion

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

Place of UseIRRIGATION Within ADA County

T04N R01W S14 Lot 11 SWNE	45.2	T04N R01W S14 Lot 12 SENE	47.0
T04N R01W S14 NESE	39.0	T04N R01W S14 Lot 10 NWSE	42.8
Total Acres: 174			

Conditions of Approval:Remarks:

1. General THE BALANCE OF THE ACREAGE IRRIGATED HAS BEEN CLAIMED UNDER THE HART-DAVIS DITCH FOR RIGHTS 63-00186 AND 63-00134. THIS LAND IS PART OF THE "POSSIBLE ADDITIONAL ACRES IRRIGATED" DISCUSSED ON THE HART-DAVIS CLAIMS. ADDRESS CHANGED BY LH 5/19/95.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-134A

Comments:

Dates and Other Information:

Claim Received Date: 2/22/1990
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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-134B

WATER RIGHT NUMBER: 63-134B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RON SALI PROPERTIES INC PROFIT SHARING PLAN 100 N 9TH SUITE 200 BOISE, ID 83702-5700 (208) 344-4224

Priority Date: 06/01/1864

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>
IRRIGATION	3/15 to 11/15	0.810 CFS	183.00 AF
	<u>Total Diversion:</u>	0.810 CFS	183.00 AF

Location of Point(s) of Diversion

BOISE RIVER	NE1/4NE1/4	Sec. 18, Twp 04N, Rge 01E, B.M.
ADA County		
BOISE RIVER	NE1/4SE1/4SE1/4	Sec. 14, Twp 04N, Rge 01W, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R01W S14 Lot 9 SWSE 22.6 T04N R01W S14 SESE 38.0

Total Acres: 60.6

Conditions of Approval:Remarks:

1. General THE BALANCE OF THE ACREAGE IRRIGATED HAS BEEN CLAIMED UNDER THE HART-DAVIS DITCH FOR RIGHTS 63-00186 AND 63-00134. THIS LAND IS PART OF THE "POSSIBLE ADDITIONAL ACRES IRRIGATED" DISCUSSED ON THE HART-DAVIS CLAIMS.
2. General Address change per claimant letter. DH 7/15/2002

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-134B

Dates and Other Information:

Claim Received Date: 2/22/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
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

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-186B

WATER RIGHT NUMBER: 63-186B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RON SALI PROPERTIES INC PROFIT SHARING PLAN 100 N 9TH SUITE 200 BOISE, ID 83702-5700 (208) 344-4224

Priority Date: 06/01/1872

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>
IRRIGATION	3/15 to 11/15	0.810 CFS	183.00 AF
	<u>Total Diversion:</u>	0.810 CFS	183.00 AF

Location of Point(s) of Diversion

BOISE RIVER	NE1/4SE1/4SE1/4	Sec. 14, Twp 04N, Rge 01W, B.M.
ADA County		
BOISE RIVER	NE1/4NE1/4	Sec. 18, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R01W S14 Lot 9 SWSE 22.6 T04N R01W S14 SESE 38.0
Total Acres: 60.6

Conditions of Approval:Remarks:

1. General THE BALANCE OF THE ACREAGE IRRIGATED HAS BEEN CLAIMED UNDER THE HART-DAVIS DITCH FOR RIGHTS 63-00186 AND 63-00134. THIS LAND IS PART OF THE "POSSIBLE ADDITIONAL ACRES IRRIGATED" DISCUSSED ON THE HART-DAVIS CLAIMS.
2. General Address change per claimant letter. DH 7/15/2002

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-186B

Dates and Other Information:

Claim Received Date: 2/22/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
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

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-186A

WATER RIGHT NUMBER: 63-186A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RON SALI 100 N 9TH ST STE 200 BOISE, ID 83702

Priority Date: 06/01/1872

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>
IRRIGATION	3/15 to 11/15	1.680 CFS	378.00 AF
	<u>Total Diversion:</u>	1.680 CFS	378.00 AF

Location of Point(s) of Diversion

BOISE RIVER	NE1/4NE1/4	Sec. 18, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R01W S14 Lot 11 SWNE 45.2	T04N R01W S14 Lot 12 SENE 47.0
T04N R01W S14 NESE 39.0	T04N R01W S14 Lot 10 NWSE 42.8
Total Acres: 174	

Conditions of Approval:Remarks:

- General THE BALANCE OF THE ACREAGE IRRIGATED HAS BEEN CLAIMED UNDER THE HART-DAVIS DITCH FOR RIGHTS 63-00186 AND 63-00134. THIS LAND IS PART OF THE "POSSIBLE ADDITIONAL ACRES IRRIGATED" DISCUSSED ON THE HART-DAVIS CLAIMS. ADDRESS CHANGED BY LH 5/19/95.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-186A

Dates and Other Information:

Claim Received Date: 2/22/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
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

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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