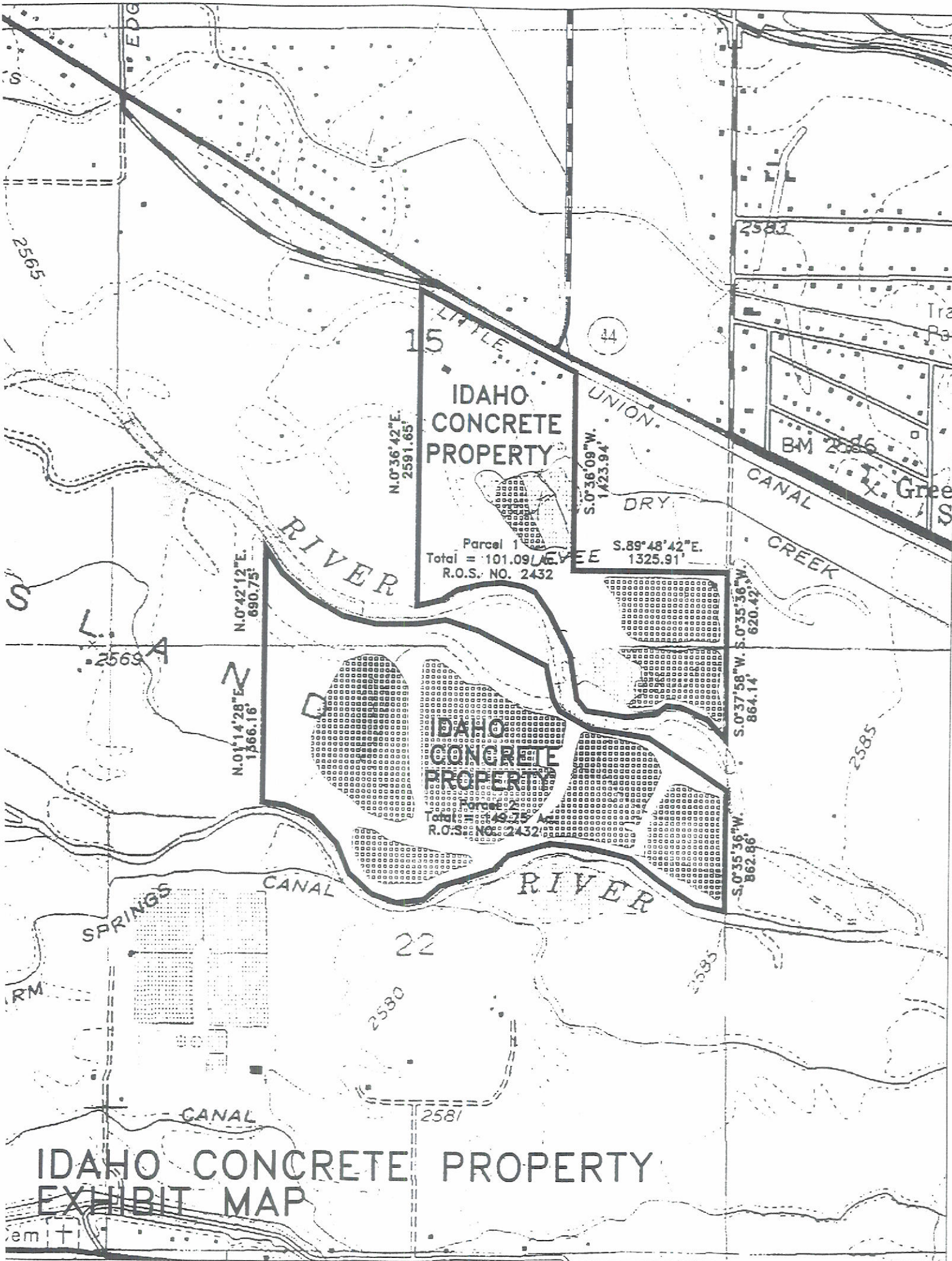




NEW UNION DITCH CO
DIGITIZED ACRES = 664

Pond
areas
described
in "NOE"



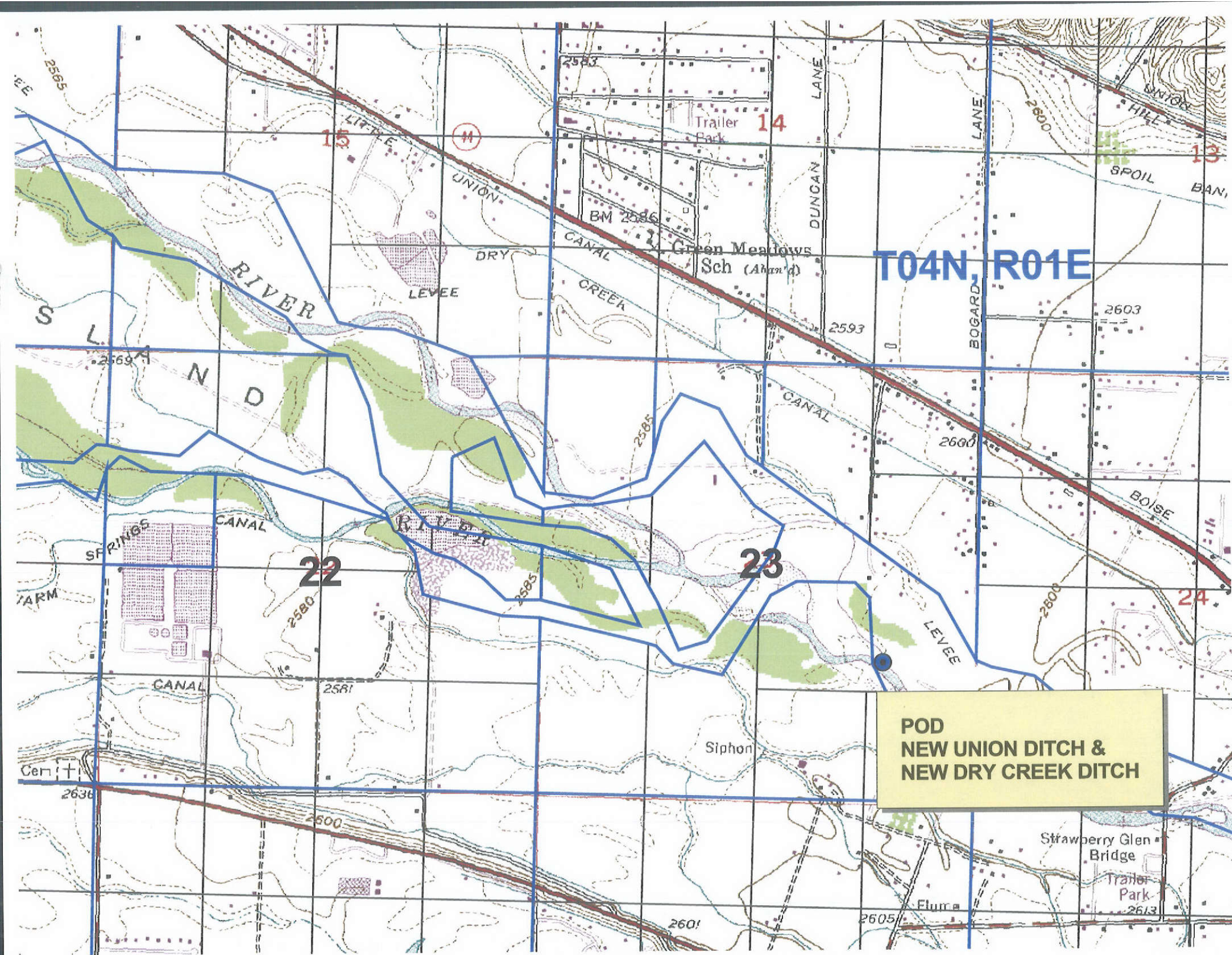
IDAHO
CONCRETE
PROPERTY

Parcel 1
Total = 101.09 AC.
R.O.S. NO. 2432

IDAHO
CONCRETE
PROPERTY

Parcel 2
Total = 149.75 AC.
R.O.S. NO. 2432

IDAHO CONCRETE PROPERTY
EXHIBIT MAP



POD
NEW UNION DITCH &
NEW DRY CREEK DITCH

**NEW UNION DITCH COMPANY
AMENDED BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 696**

T04N, R01E

9

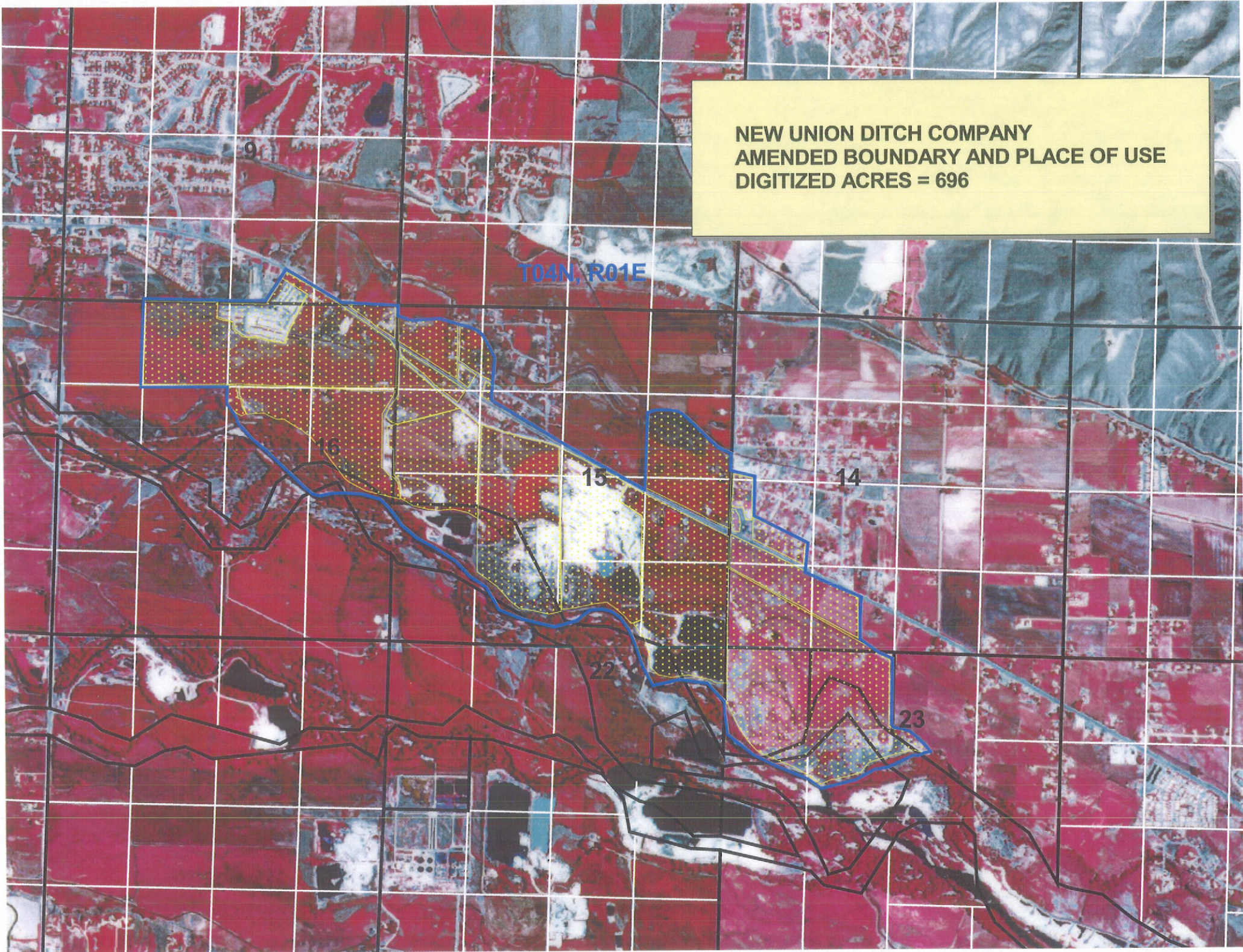
16

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14

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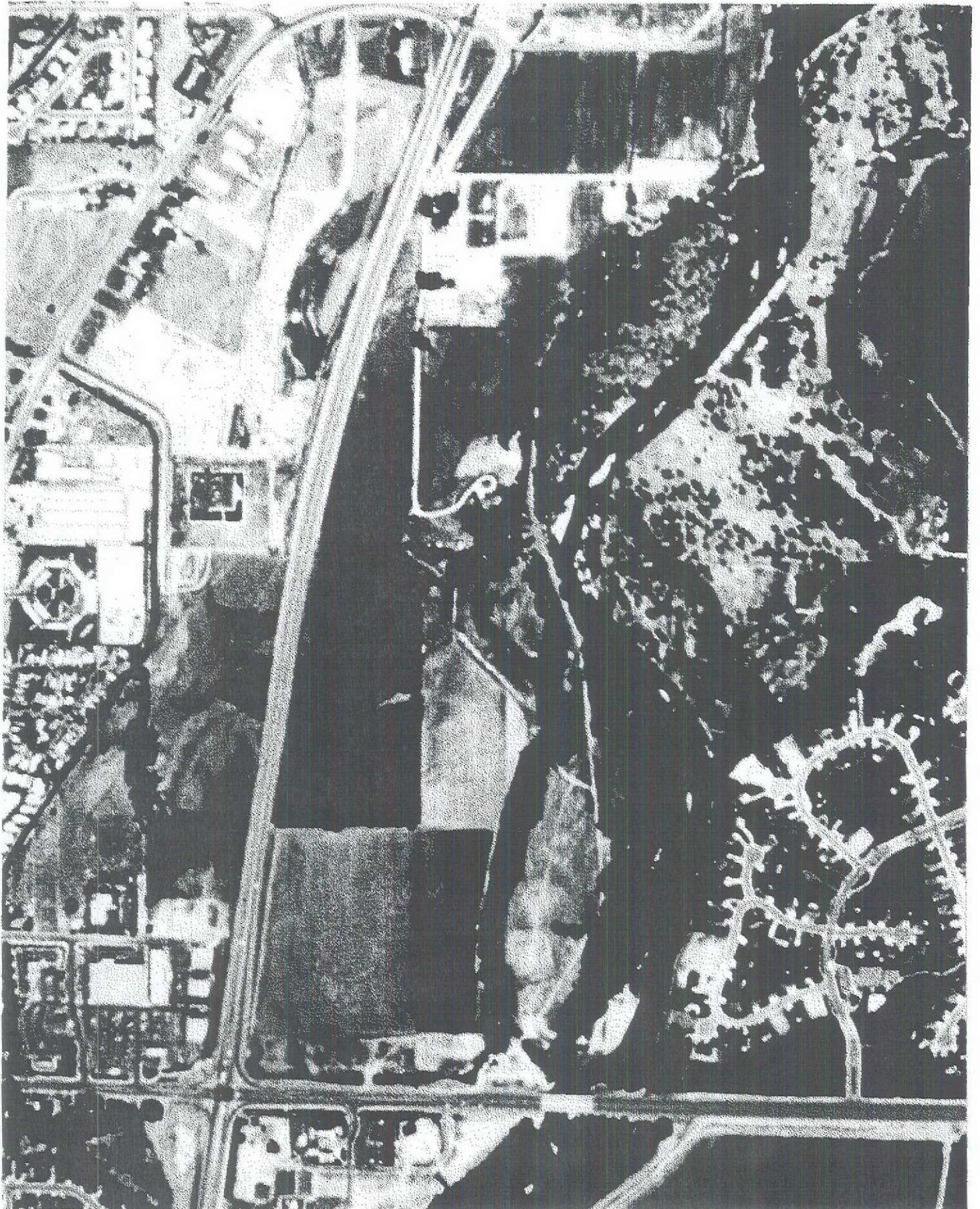
Type	WR #	Owner	Source	TRS	NEN	NWN	SWNE	SEN	NENN	NWNW	SWNW	SENN	NESW	NWSW	SWSW	SESW	NENE	NWSE	SWSE	SESE	Total
Claim	63 120G	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 123C	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 124Q	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 125B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 125J	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 126B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 126F	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 146	NEW UNION DITCH CO LTD,	BOISE RIVER	04N01E15		6	37	30	10	26	39	36	40	34	1		36	39	12	40	386
Claim	63 161L	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 164E	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 165M	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 17468	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 18785	NEW UNION DITCH CO LTD,	BOISE RIVER	04N01E15		6	37	30	10	26	39	36	40	34	1		36	39	12	40	386
Claim	63 198AG	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 205	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 206	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 207	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 248	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 258B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 259	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 263	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 286	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 288B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 28977	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E15		28	24		18	10		2									82
Claim	63 297	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E15	35	12	1	12													60
Claim	63 16655	MERLE W ROUNDY, WAYNE W ROUNDY,	GROUND WATER	04N01E15							1	3									4
Claim	63 17624	BETH M THOMSEN, RONALD M THOMSEN	GROUND WATER	04N01E15	10																10
Claim	63 5349	MARY ANN DALTON, GEORGE E DALTON	GROUND WATER	04N01E15																	
Claim	63 21729	FARMERS UNION DITCH CO LTD,	UNNAMED DRAINS	04N01E15	35	12	1	12													60
Claim	63 21730	FARMERS UNION DITCH CO LTD,	UNNAMED DRAINS	04N01E15	35	12	1	12													60

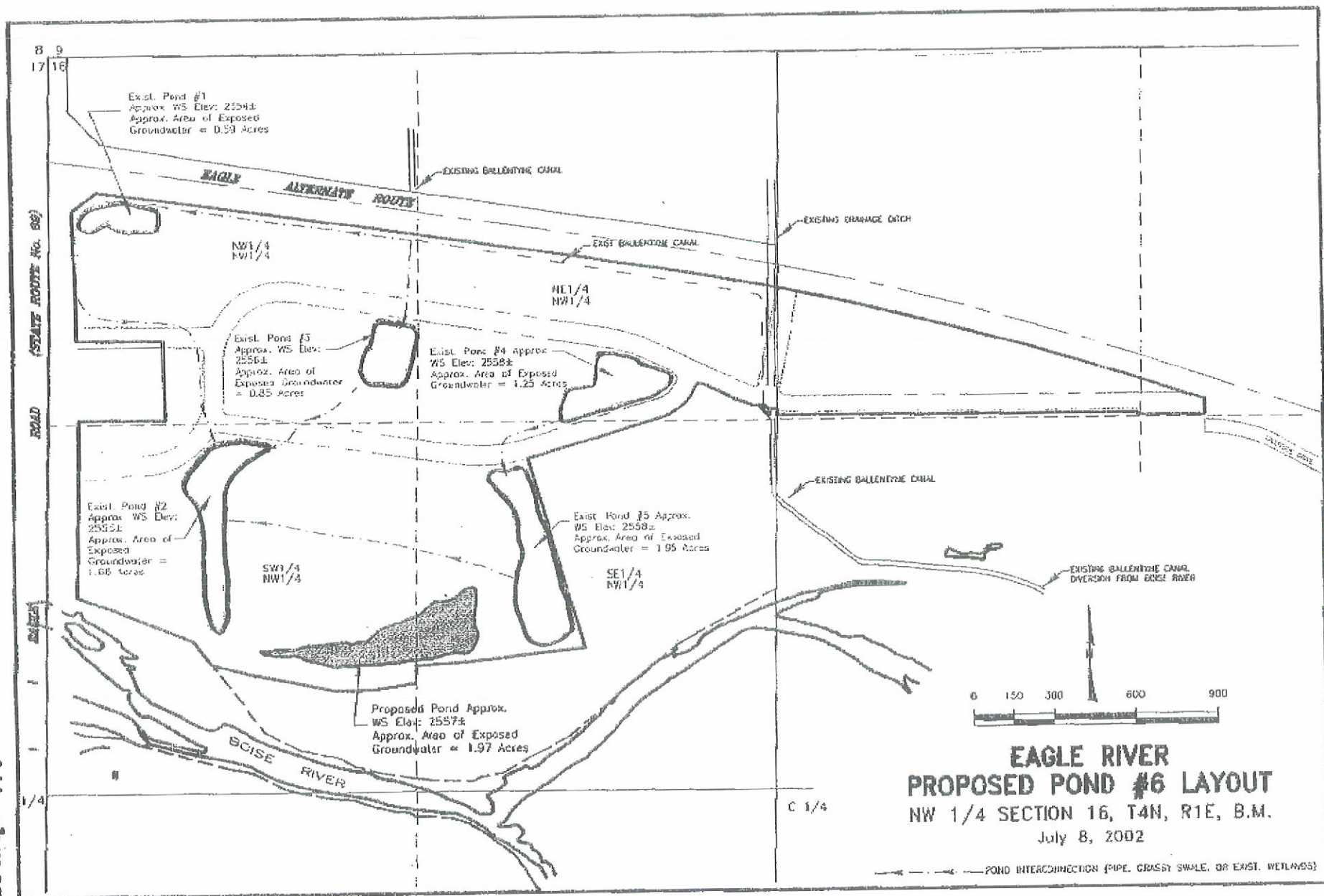
Idaho Dept. of Water Resources
Place of Use Comparison Report

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	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 123C	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 124Q	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 125B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 125J	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 126B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 126F	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 146	NEW UNION DITCH CO LTD,	BOISE RIVER	04N01E9																2	2	
Claim	63 15238	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E9											9.5						9.5	
Claim	63 161L	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 164E	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 165M	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 17468	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 18785	NEW UNION DITCH CO LTD,	BOISE RIVER	04N01E9																2	2	
Claim	63 195	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E9											9.5						9.5	
Claim	63 198AA	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E9											9.5						9.5	
Claim	63 198AG	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 205	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 206	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 207	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 234	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E9											9.5						9.5	
Claim	63 248	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 258A	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E9											9.5						9.5	
Claim	63 258B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 259	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 260B	BALLENTYNE DITCH CO LTD,	BOISE RIVER	04N01E9											9.5						9.5	
Claim	63 263	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
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Claim	63 286	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 288B	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 28977	NEW DRY CREEK DITCH CO,	BOISE RIVER	04N01E9							5				8	6	7	18	25	24	37	130
Claim	63 297	FARMERS UNION DITCH CO LTD,	BOISE RIVER	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 16151	JOSEPH M TOTORA, JOSEPHINE TOTORA, JEANINE L BLAZEK,	GROUND WATER	04N01E9													4				4	
Claim	63 2467	H LA RUE BEVINGTON, BERNICE E BEVINGTON,	GROUND WATER	04N01E9														1	1		2	
Claim	63 7398	VIOLA MOHR,	GROUND WATER	04N01E9										0.5							0.5	
Claim	63 7405	M GERTRUDE WOODS, WILLIS E WOODS,	GROUND WATER	04N01E9										1							1	
Claim	63 21729	FARMERS UNION DITCH CO LTD,	UNNAMED DRAINS	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 21730	FARMERS UNION DITCH CO LTD,	UNNAMED DRAINS	04N01E9	38	12	24	15	35	38							4	8			174	
Claim	63 2406	DRAINAGE DIST NO 2,	WASTE WATER	04N01E9	38	39	40	39	39	38	39	40	40	40	40	37	39	40	37	37	622	

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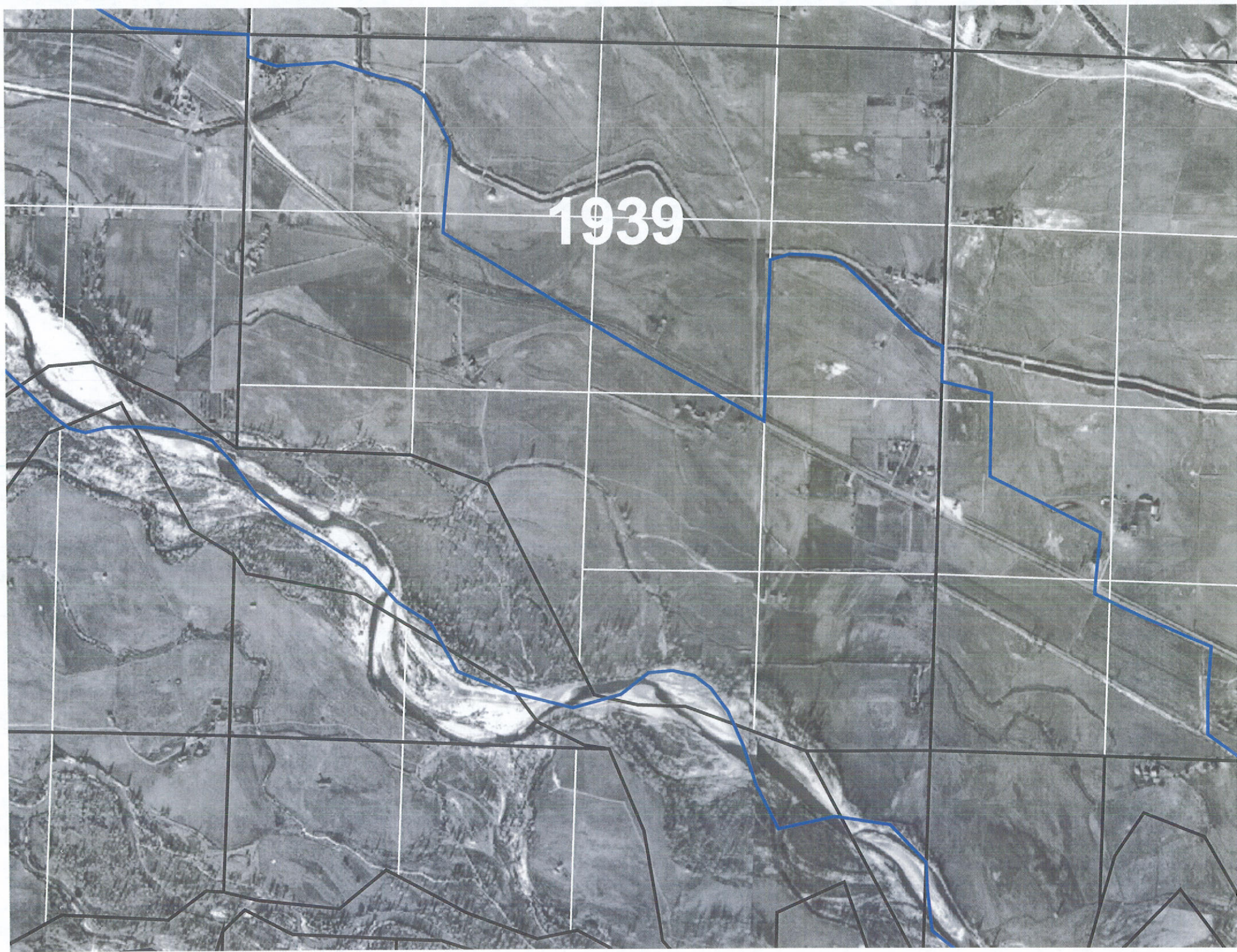
Attachment D







1939



BasinNumber	SequenceNum	SplitSuffix	OrganizationName	Agent
63	✓ 146		NEW UNION DITCH CO	Mel
63	✓ 18785		NEW UNION DITCH CO	Mel

**NEW UNION DITCH COMPANY
AMENDED BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 696**

T04N, R01E

9

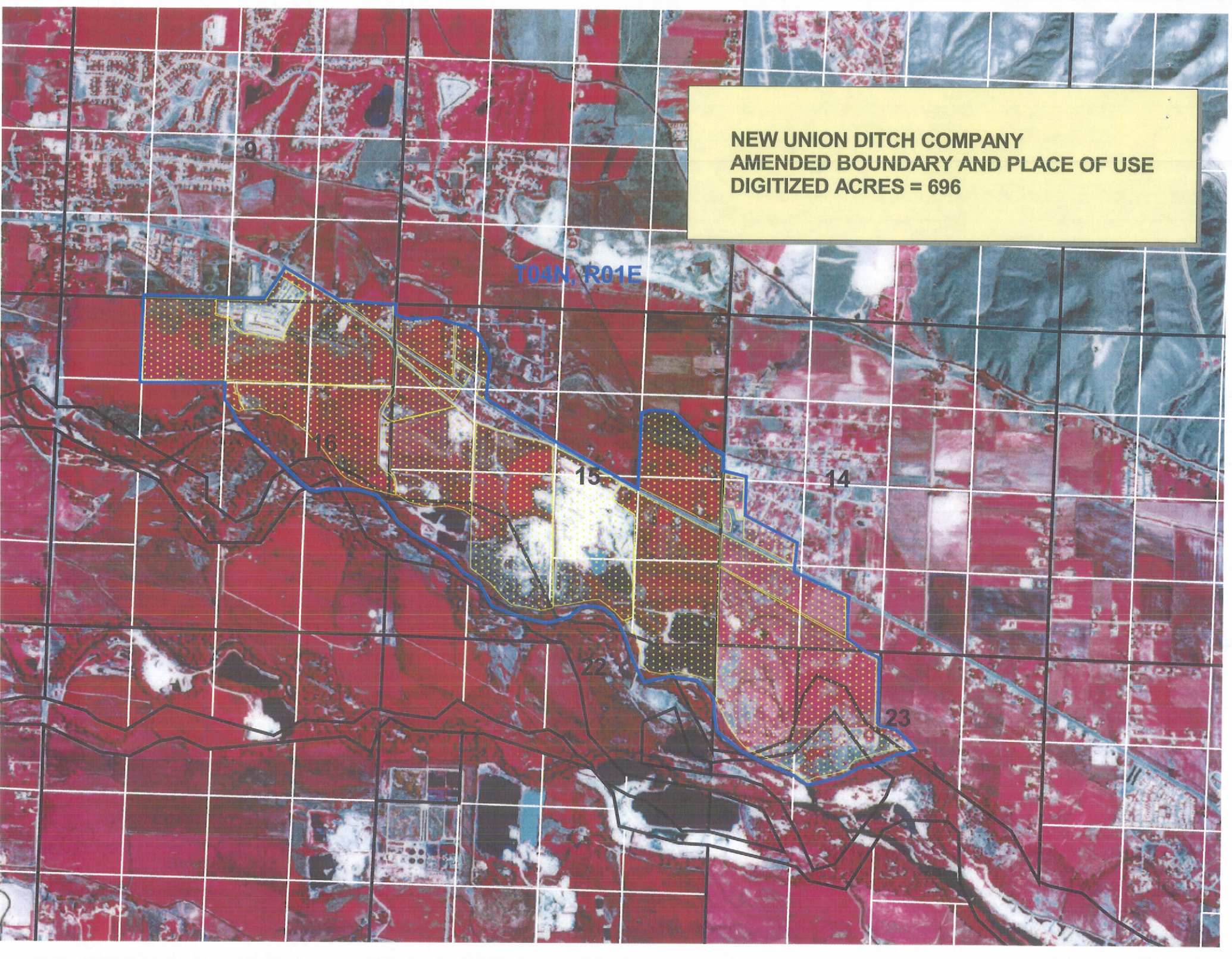
16

15

14

22

23



RECEIVED

APR 25 2003

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 63-146
(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: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234
Daytime Phone: (208) 378-5306 E.Gail McGarry

Name & Address of Attorney, if any:
David W. Gehlert ((303)844-1386)
Trial Attorney, General Litigation Section
Environment and Natural Resource Division
U.S. Department of Justice
1961 Stout Street - 8th Floor
Denver, CO 80294

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS REPORT

Name: New Union Ditch Company
Address: P O Box 31
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:

2. ☐ **Source**
Should be:

3. ☐ **Quantity**
Should be:

4. ☐ **Priority Date**
Should be:

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

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

7. ☐ **Purpose(s) of Use**
Should be:

8. ☒ **Period of Year**

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

9. ☐ **Place of Use**
Should be:

11. **I object because:**

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

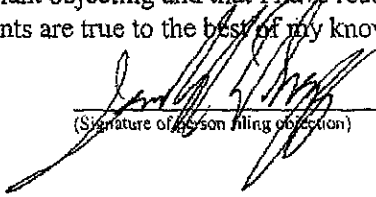
E. **REASONS SUPPORTING EACH OBJECTION(S):** The proposed language is intended to preserve the historical practice of allowing Reclamation's reservoirs to fill until April 1 and after October 31 if necessary.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

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

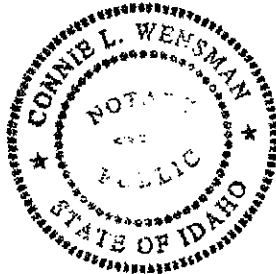
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:





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

INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

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

1. Original to:

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

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

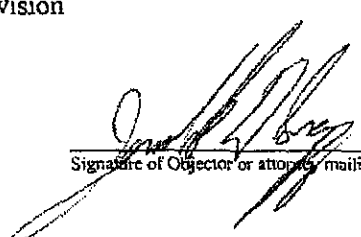
Name: New Union Ditch Company
Address: P O Box 31
Eagle, ID 83616

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf

SF. 1 - Objection
Amended 10/16/97

RECEIVED

12/25/2006

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

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

In Re SRBA)

Case No. 39576)

A. Subcase Number: 63-146
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

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

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

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

Name: New Union Ditch Company
Address: P O Box 31
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:

2. ☐ **Source**

Should be:

3. ☐ **Quantity**

Should be:

4. ☐ **Priority Date**

Should be:

5. ☐ **Point(s) of Diversion**

Should be:

6. ☐ **Instream Flow Description**

Should be:

7. ☐ **Purpose(s) of Use**

Should be:

8. ☒ **Period of Year**

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

9. ☐ **Place of Use**

11. **I object because:**

☐ This water right should not exist.

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

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

F. VERIFICATION (Must be Completed)

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

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

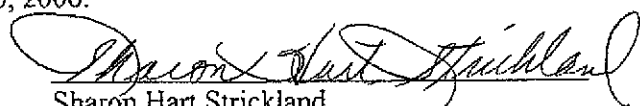
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)


(Attorney signing in representative capacity)

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




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

INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

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

1. Original to:

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

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

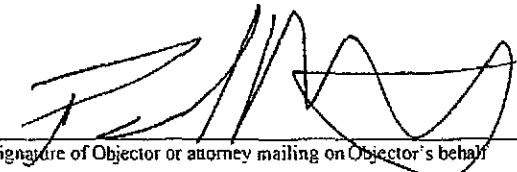
Name: New Union Ditch Company
Address: P.O. Box 31
Eagle, ID 83616

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf

06/24/2005

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

RIGHT NUMBER: 63-146

NAME AND ADDRESS: NEW UNION DITCH CO LTD
PO BOX 31
EAGLE ID 83616

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 13.760 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.

This right authorizes the diversion rate of 0.03 cfs and an annual diversion volume of 4.6 af for ground water recharge as replacement of losses caused by evaporation from one pond associated with Right 63-12598.

PRIORITY DATE: 06/01/1865

POINT OF DIVERSION:
T04N R01E S23 NESE Lot 1 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	13.730 CFS
GROUND WATER RECHARGE	03/01 11/15	0.030 CFS 4.60 AFY

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: GROUND WATER RECHARGE Within ADA County
T04N R01E S16 NENW

686.5 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.

the This right is limited to the irrigation of 686.5 acres within the boundary of New Union Ditch Company Limited in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

This right is also known as Number 14 in the Boise River Water Master Records and the Stewart Decree.

Rights 63-125K, 63-126G, 63-161L, 63-205, 63-206, 63-258B, 63-263, 63-286, 63-288B, 63-31806, 63-31778, 63-28977, 63-31937, are also diverted through the point of diversion described above.

The right holder shall accomplish the change authorized by Transfer 70266 within one (1) year of the date of the approval.

Failure of the right holder to comply with the conditions of approved transfer 70266 is cause for the Director to rescind approval of the transfer.

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

RECEIVED
JUN 24 2005
WATER RESOURCES
WESTERN REGION

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: 63-146

NEW UNION DITCH CO LTD
PO BOX 31
EAGLE ID 83616

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

The acres shown as irrigated within SE $\frac{1}{4}$ Section 15 and NE $\frac{1}{4}$ Section 22, T4N R1E on the map is not inclusive of all acres that should be included, and consequently, the total number of acres recommended for irrigation under this right should be increased.

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

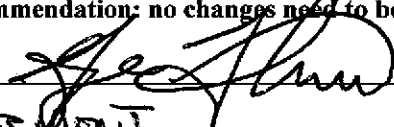
Increase the irrigated area shown within a parcel in the SE $\frac{1}{4}$ Section 15 and the NE $\frac{1}{4}$ Section 22, T4N R1E to the number of shares of New Union Ditch Co. held by the owner of the parcel and increase the total area authorized to be irrigated under this right, accordingly.

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

The shares in New Union Ditch Co. held by the owner of the parcel covering portions of the SE $\frac{1}{4}$ Section 15 and NE $\frac{1}{4}$ Section 22, T4N R1E exceed the irrigated acreage recommended in the parcel by about 16 acres (approximately 62.7 acres recommended versus 78.61 shares held in the ownership (copies of share certificates are attached)). The difference in acreage is evidenced by the surface area covered by ponds constructed on the property as shown in the 1987 aerial photograph (see notations on the attached map). The claimant asks that the area allowed for irrigation include the surface area of the ponds.

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

DATE: 6-22-05

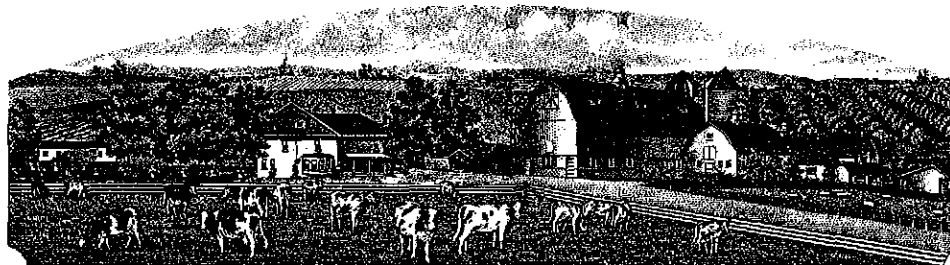
SIGNATURE: 

TITLE: PRESIDENT

Please print your name: GEORGE TRANSTRUM

IDWR Regional Office: 2735 Airport Way, Boise, Idaho 83705, 208-334-2190

ORGANIZED UNDER THE LAWS OF THE STATE OF IDAHO



THE NEW UNION DITCH COMPANY, LIMITED

688 Shares

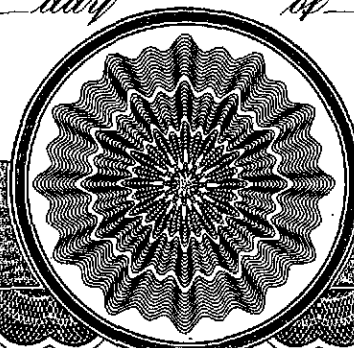
This Certifies that Monroe **is the**
registered holder of 561 **Shares**

THE NEW UNION DITCH COMPANY, LIMITED

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

In Witness Whereof, the said Corporation has caused this Certificate to be signed by its duly authorized officers and its Corporate Seal to be hereunto affixed
this _____ day of _____ A. D. 1998

James E. Jones
NO PAR VALUE SECRETARY



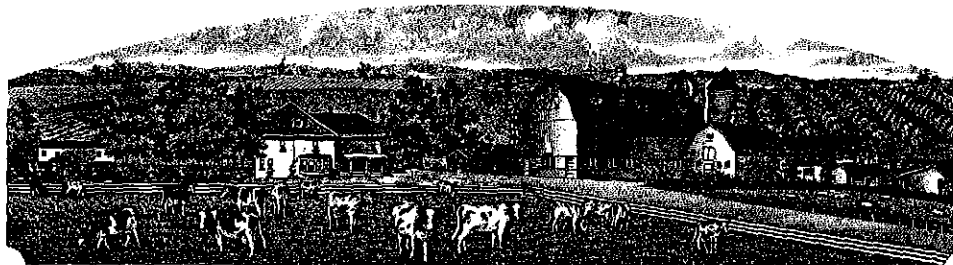
James F. Farnsworth
PRESIDENT



ORGANIZED UNDER THE LAWS OF THE STATE OF IDAHO

NUMBER

34



SHARES

73.00

THE NEW UNION DITCH COMPANY, LIMITED

688 Shares

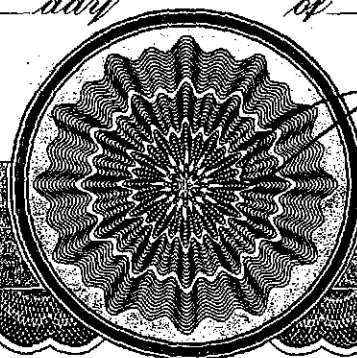
This certifies that Medrol, Inc. is the
registered holder of 73.00 Shares

THE NEW UNION DITCH COMPANY, LIMITED

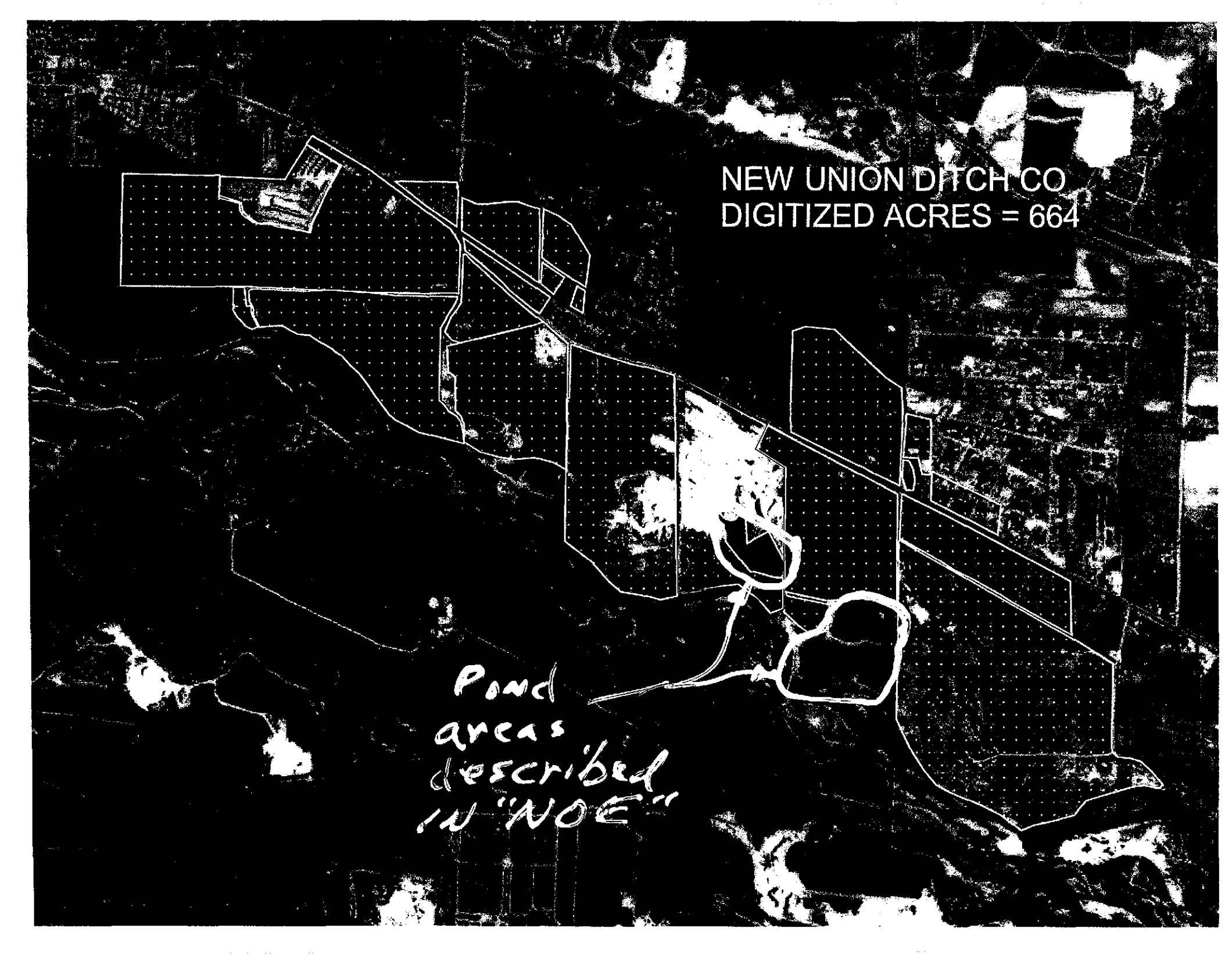
transferable only on the books of the Corporation by the holder hereof in
person or by Attorney upon surrender of this Certificate properly endorsed.

In Witness Whereof, the said Corporation has caused this Certificate to be signed
by its duly authorized officers and its Corporate Seal to be hereunto affixed
this 10 day of Jan A.D. 1926

John E. Lyons
NO PAR VALUE SECRETARY

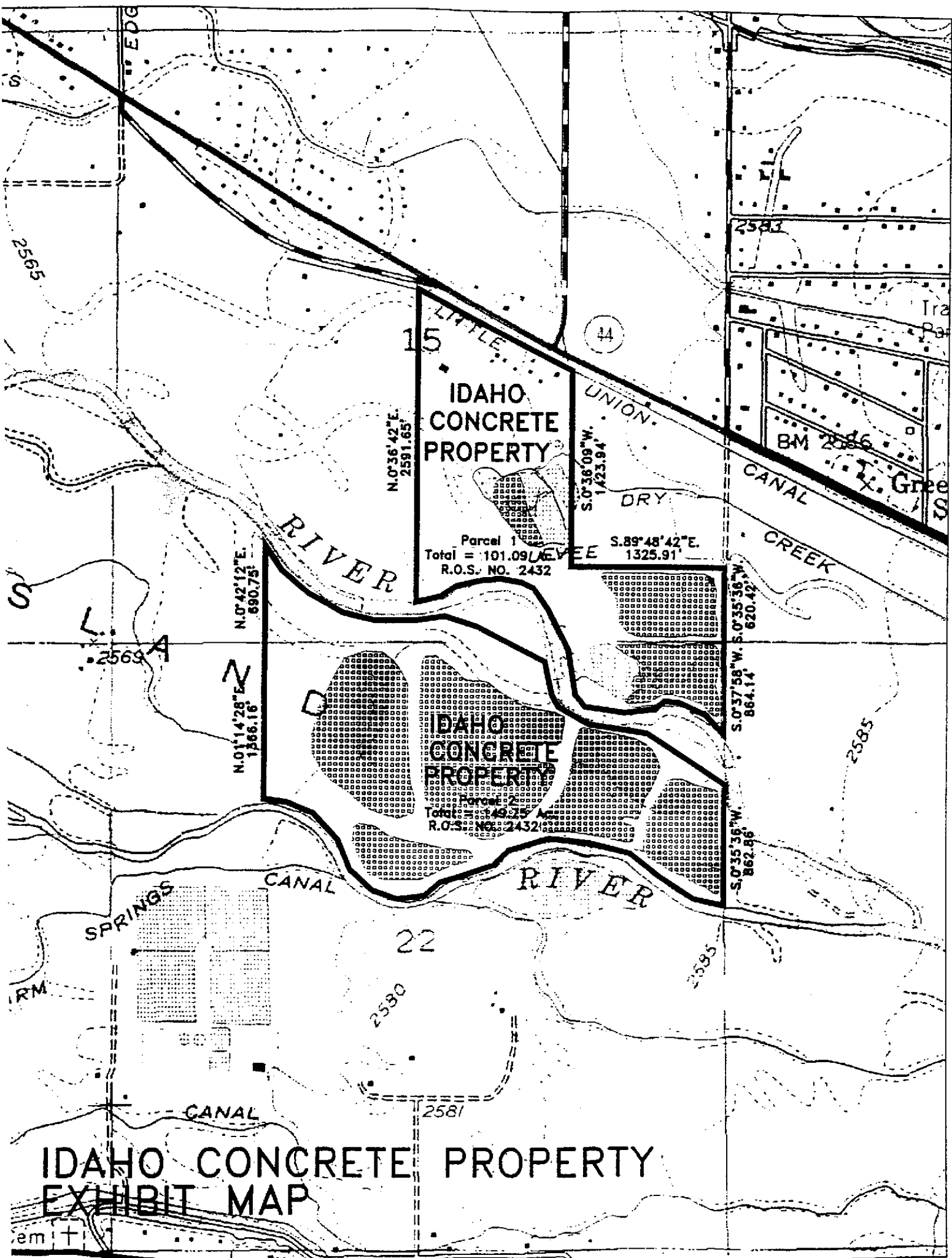


Sam F. Herman
PRESIDENT



NEW UNION DITCH CO
DIGITIZED ACRES = 664

Pond
areas
described
in "NOE"



IDAHO
CONCRETE
PROPERTY

Parcel 1
Total = 101.09 Acre
R.O.S. NO. 2432

IDAHO
CONCRETE
PROPERTY

Parcel 2
Total = 49.25 Acre
R.O.S. NO. 2432

IDAHO CONCRETE PROPERTY
EXHIBIT MAP

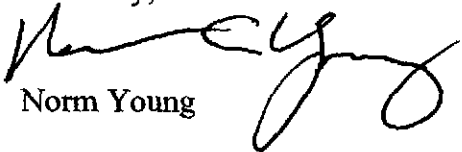
7.
George Transtrum, President
New Union Ditch Company
Eagle, Idaho
Hand Delivered

Dear George:

Attached is a "Notice of Error" reply seeking to have the ponds on Idaho Concrete Company property included within the authorized irrigated area of the Ditch Company. While not presently irrigated, IDWR recognizes that the rights of ditch companies and other irrigation supply organizations are not lost by reason of actions over which the companies have no control. By retaining these acres as eligible for irrigation, the ditch company retains more of the acres allowed to be irrigated under the Stewart Decree and thereby retains a valuable asset. The concrete company also retains the right to use water on acres up to the number of shares held by the company which could be an important asset depending upon future use of their property.

We will need to mark the area of the ponds on the map supplied to you by IDWR and file the notice of error reply and the map with Mel Schulte at IDWR Western Region by June 24, 2005. Please review this matter, as you consider IDWR's preliminary recommendation for the ditch company. I will be happy to answer questions you may have and will alter the reply to match your needs. Once the reply is signed, let me know at 373-7983 so I can pick it up and hand carry it to Mel.

Sincerely,


Norm Young

6/10/05

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 " } 9580
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 "
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	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.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-146 V1

WATER RIGHT NUMBER: 63-146 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NEW UNION DITCH CO LTD PO BOX 31 EAGLE, ID 83616 (208)939-8317

Priority Date: 06/01/1865

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	13.730 CFS	
GROUND WATER RECHARGE	03/01 to 11/15	0.030 CFS	4.60 AF
<u>Total Diversion:</u>		13.760 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L1 (NE1/4SE1/4)	Sec. 23, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use

GROUND WATER RECHARGE Within ADA County

T04N R01E S16 NENW



Conditions of Approval:

1. This right authorizes the diversion rate of 0.03 cfs and an annual diversion volume of 4.6 af for ground water recharge as replacement of losses caused by evaporation from one pond associated with Right 63-12598.
2. This right is also known as Number 14 in the Boise River Water Master Records and the Stewart Decree.
3. 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 63-146 V1

4. 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.
5. 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.
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
7. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
8. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. 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.
10. T07 The right holder shall accomplish the change authorized by transfer 70266 within one (1) year of the date of the transfers approval.
11. T08 Failure of the right holder to comply with the conditions of approved transfer 70266 is cause for the Director to rescind approval of the transfer. 686.5
12. X27 This right is limited to the irrigation of 673.3 acres within the boundary of the New Union Ditch Company Limited in a single irrigation season.
13. X36 Rights 63-125K, 63-126G, 63-161L, 63-205, 63-206, 63-258B, 63-263, 63-286, 63-288B, 63-31806, 63-31778, 63-28977, 63-31937, are also diverted through the point of diversion described above.

Remarks:

Comments:

1. mschulte 8/2/2004 RECOMMENDATION

Comment: THIS RECOMMENDATION IS BASED ON APPROVED TRANSFER 70266

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-146

WATER RIGHT NUMBER: 63-146

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	GIVENS PURSLEY LLP C/O MICHAEL C CREAMER PO BOX 2720 BOISE, ID 83701-2720 (208)388-1200
Current Owner	NEW UNION DITCH CO LTD PO BOX 31 EAGLE, ID 83616 (208)939-8317

Priority Date: 06/01/1865

Basis: Decreed

Status: N/A

<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	13.730 CFS	
GROUND WATER RECHARGE	03/01	to 11/15	0.030 CFS	4.60 AF
<u>Total Diversion:</u>			13.760 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L1 (NE1/4SE1/4)	Sec. 23, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use

Total Acres: 724.7

GROUND WATER RECHARGE Within ADA County

T04N R01E S16 NENW

Conditions of Approval:

1. This right authorizes the diversion rate of 0.03 cfs and an annual diversion volume of 4.6 af for ground water recharge as replacement of losses caused by evaporation from one pond associated with Right 63-12598.
2. This right is also known as Number 14 in the Boise River Water Master Records.
3. Water is delivered through the New Dry Creek/New Union Canal.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.

EXP

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-146

5. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. 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.
8. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. ~~T09~~ Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
11. X27 This right is limited to the irrigation of 673.3 acres within the boundary of the New Union Ditch Company Limited in a single irrigation season.
12. X36 Rights 63-125B, 63-126B, 63-161L, 63-205, 63-206, 63-207, 63-258B, 63-259, 63-263, 63-286, 63-288B, 63-17468, 63-18785, and 63-28977 are also diverted through the point(s) of diversion described above.

Remarks:

Comments:

1. pskaggs 7/13/2004 10:59:56 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 70266

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70266

This is to certify that: NEW UNION DITCH CO LTD
PO BOX 31
EAGLE ID 83616
(208)939-8317

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

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-146	AJC/Decreed	06/01/1865	13.76 cfs	N/A	675.0	N/A	BOISE RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-146	NO	NO	NO	NO	NO	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-146	63-146	13.76 cfs	N/A	673.7	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		13.76 cfs	N/A	673.7	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 12th day of July, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-146
As Modified by Transfer No. 70266

In accordance with the approval of Transfer No. 70266, Water Right No. 63-146 is now described as follows.

Right Holder: NEW UNION DITCH CO LTD
 PO BOX 31
 EAGLE ID 83616

Priority Date: June 01, 1865

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01 to	11/15	13.73 CFS	
GROUND WATER RECHARGE	03/01 to	11/15	0.03 CFS	4.6 AF
			13.76 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER L1 (NESE) Sec. 23 Twp 04N Rge 01E ADA County

PLACE OF USE: GROUND WATER RECHARGE

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01E	16					X												

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 673.3 acres within the boundary of the New Union Ditch Company Limited in a single irrigation season.
2. This right authorizes the diversion rate of 0.03 cfs and an annual diversion volume of 4.6 af for ground water recharge as replacement of losses caused by evaporation from one pond associated with Right 63-12598.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 63-146
As Modified by Transfer No. 70266

CONDITIONS OF APPROVAL

5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. Rights 63-125B, 63-126B, 63-161L, 63-205, 63-206, 63-207, 63-258B, 63-259, 63-263, 63-286, 63-288B, 63-17468, 63-18785, and 63-28977 are also diverted through the point(s) of diversion described above.
8. This right is also known as Number 14 in the Boise River Water Master Records.
9. Water is delivered through the New Dry Creek/New Union Canal.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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

Dated this 12th day of July, 20 04



Chief, Water Allocation Bureau

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

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-146Owner: New Union Ditch Co. Phone No. 939-2808 = George Transum,
President

Current Address: _____

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

Accompanied by: Dana Purdy, New Dry Creek president to locate POD and measure ditches.**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: 6-1-1865 - same as decree.

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

Source: Boise River Tributary to Sage River

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
			NE	SE	23	4N	1E	Ada	USGS map X8

Description of diverting works

A concrete headgate diverts water to a canal that is shared with New Dry Creek Ditch for about one mile. A concrete headgate then diverts water to the New Union Ditch canal.

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-18785 and 13 New Dry Creek rights

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

No - two separate delivery systems

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 NA

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

Types _____ Additional comments: _____

PLACE OF USE:

☐ No Change

☒ Changes shown below:

686.5 acres within NU DC boundary																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: There is a partial overlap of some users in the SWNE, S15, NW, 1E with New Dry Creek shares.
Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
No limited to 1"/acre.

Delivery System Narrative: Individual share holders divert from the main canal and use both gravity and sprinkler systems.

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

The delivery loss in the canal shared by New Union and New Dry Creek is estimated at 18% New Union and 82% New Dry Creek based on the proposed decreed cfs of 13.76 and 22.09 cfs. - Not needed
According to the company Monroc Concrete pay for 80 shares and Roundy's Mobile Home park pay for 11 shares. The land for the 11 shares is not digitized on the map.

The diversion rate is based on 675 acres (664 + 11) @
0.02 cfs = 13.50 cfs plus .26 cfs conveyance loss.

The place of use map was reviewed with George Tramsam
in our office on 10-6-2003.

Notice of Error filing add acres at the Monro site
Diversion rate of 13.13 cfs after the transfer equals
686.5 acres at one acre per inch.

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 3-18-03

FIELD EXAMINER: Mel Schulte

XII.

That the defendants ~~JAMES L. GRAHAM~~, FRANK M. GRAHAM and WILLIAM GILBERT, be, and they are hereby awarded the use of the waters of Boise River, diverted from a point on said river near the SE corner of NW 1/4 of NE 1/4, Sec. 21, T. 4 N. R. 1 E. B.M., for use upon Lots 2 and 3 in NW 1/4 NE 1/4 and NE 1/4 NW 1/4, and lot 1 in NE 1/4 of NE 1/4, Sec. 20, and lots 3 and 4 in N. 1/2 NW 1/4, Sec. 21, all in T. 4 N. R. 1 E. B.M., in the following amount and from the following date;
 63 0144
 220 inches, from June 1, 1865, and hereby designated as Right No. 12. And be adjudged to pay \$15.40 costs, in addition to the costs incurred by them.

XIII.

That the defendant the ~~BOISE WATER COMPANY~~, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south side of said river easterly of what is now the farm of William Simpson in Sec. 23, T. 4 N. R. 1 W. B.M., for use upon the lands lying under its canal system, in the following amount and from the following date;
 63 0145 7-277,277,1064
 1666 inches, from June 1, 1865, and hereby designated as Right No. 13. And be adjudged to pay \$116.62 costs, in addition to the costs incurred by it.

XIV.

That the defendant the ~~THE UNION 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 bank of said river on Lot 2, Sec. 23, T. 4 N. R. 1 E. B. M., for use upon the lands lying under its canal system, in the following amount and from the following date;
 63 0146
 688 inches, from June 1, 1865, and hereby designated as Right No. 14. And be adjudged to pay \$48.16 costs, in addition to the costs incurred by it.

XV.

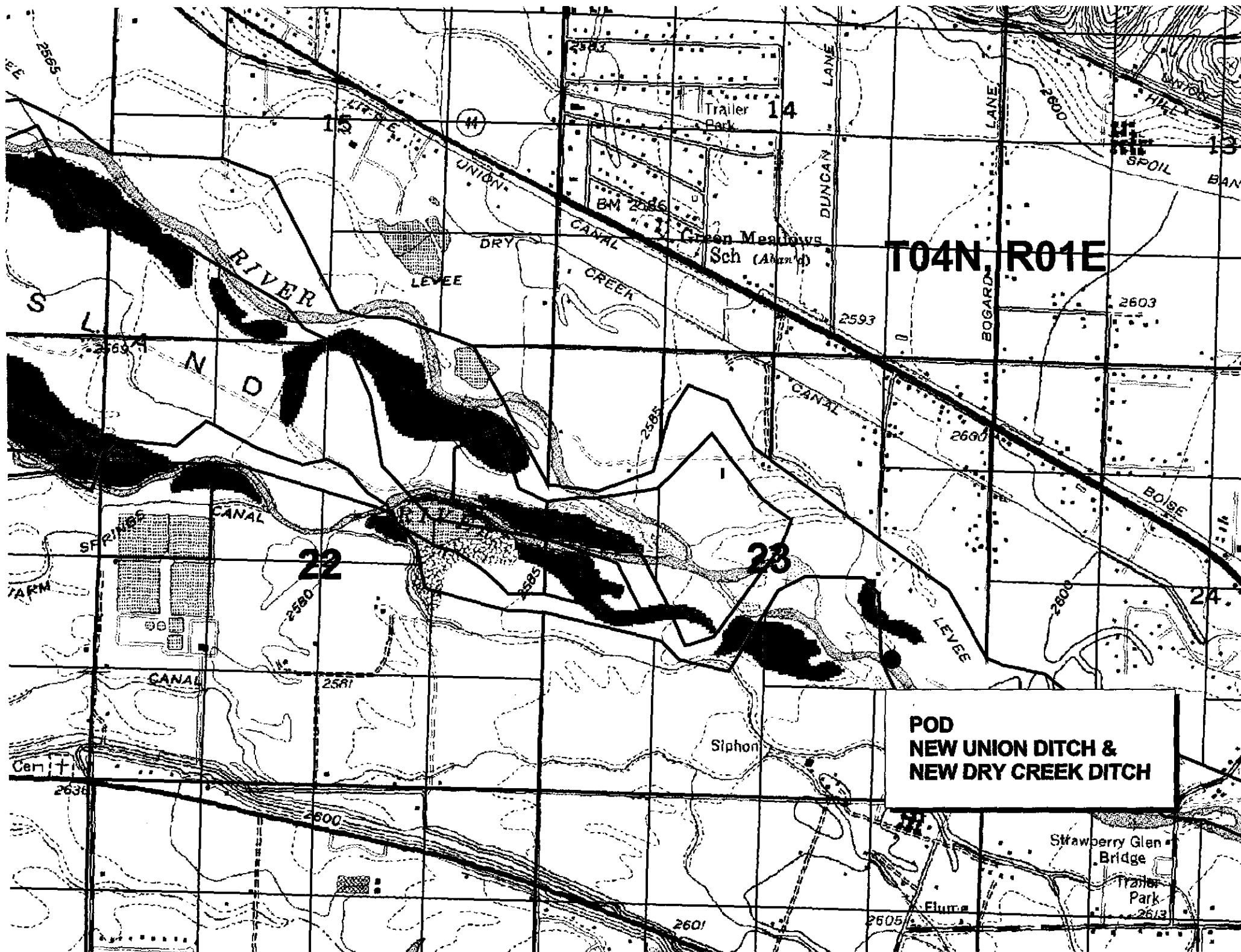
That the defendant the ~~BOISE VALLEY IRRIGATION DITCH COMPANY~~, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted from said river at the head of the canal of defendant the farmers' Union Ditch Company, and taken through said canal to the point of use, for use upon the lands lying under its canal system, in the following amount and from the following date;
 2729 inches, from June 1, 1865; and hereby designated as Right No. 15. And be adjudged to pay \$191.03 costs, in addition to the costs incurred by it.

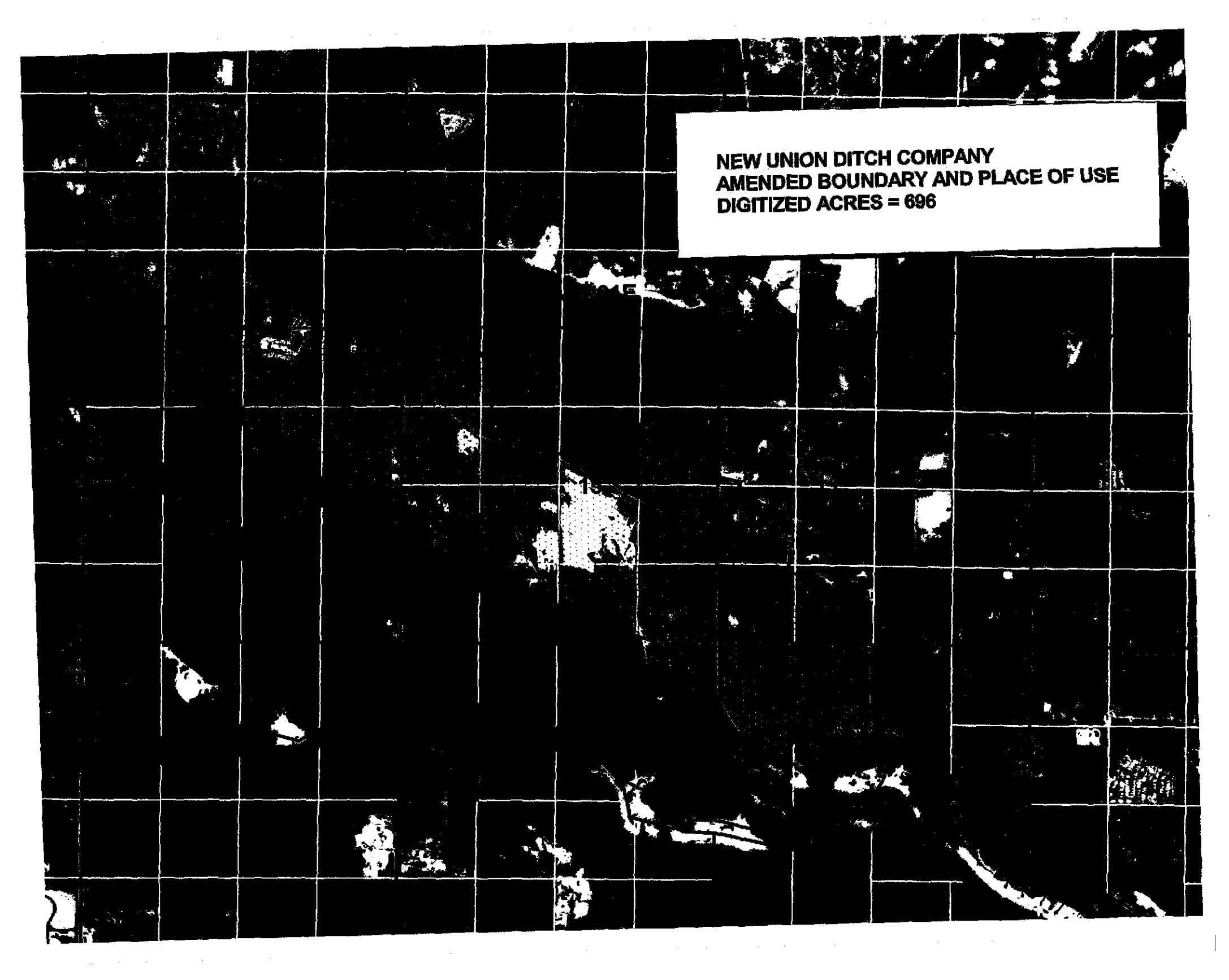
63-146.

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			
NEW DRY CREEK			72	6-1-1879	31.32				1566	
			93	6-1-1886	15.22				761	
			97	6-1-1888	7.86				393	
			129-A	4-1-1897		.54			27	
			73-A	4-1-1880		.54			27	
			74-A	6-1-1880		1.816			90.8	
			85-C	5-1-1883		.2232			11.16	
			85-E	5-1-1883		.385			19.25	
			124-A	5-1-1893		.825			41.25	
		300	3)	6-1-1864						
		300	54)	6-1-1871	.35				17.5	
		300	120)	6-1-1891						
		301	3)	6-1-1864						
		301	54)	6-1-1871	1.54				77	
		301	120)	6-1-1891						
	64		102	6-1-1888	.20				10	
	140		85-D	5-1-1883		.07			3.5	
	151*		124-A	5-1-1893		.135*			6.75*	
	161		103	6-1-1888	.65				32.5	
	174		103	6-1-1888	.24				12	
		713	30	5-1-1866	.54				27	
	1009*		73-A	4-1-1880			.10*		5*	62.0842
NEW UNION			14	6-1-1865	13.76			688	13.76	





**NEW UNION DITCH COMPANY
AMENDED BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 696**

This is a high-contrast, black and white aerial photograph of a rural landscape. A white grid is superimposed over the entire image, dividing it into small, uniform squares. The terrain appears to be a mix of dark, possibly wooded or undeveloped land, and lighter, possibly agricultural or cleared areas. A prominent, winding light-colored feature, likely a ditch or road, runs diagonally across the lower right portion of the grid. The text box in the upper right corner provides context for the map, indicating it is related to the New Union Ditch Company and a specific land area of 696 digitized acres.

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER:

MS

FIELD EXAM DATE:

3-18-03

FOR CLAIM(S)

New Dry Creek + New Union Ditch
From POB to New Union Ditch diversion

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

Where: S = Loss in CFS per Mile

W = The top width of the high water mark in feet

i = The loss rate in feet per day (see table)

0.0667 is a factor used to convert to CFS per mile

TABLE:

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1.0
Somewhat pervious soils.....	1.5 to 2.0
Gravel.....	2.5 to 5.0 = 4.5 (rock & gravel)

WORK SHEET

W = (22' FT) i = (4.5 FT/DAY)(0.0667)

S = 6.60 CFS/MILE

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

CONVEYANCE LOSS = (6.60 CFS/MILE)(.94 MILE)

CONVEYANCE LOSS =

6.21

TOP OF DITCH = W

Section 1 = 23'

Section 2 = 21'

Section 3 = _____

Total... = 44'

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

Data/forms/Conv.loss.doc

MAP MEASUREMENT

Length in Inches = _____ = A

Map Scale: _____ In. = 1 Mile = B

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

4954' / 5280 = .94 miles

23' above N.U.
21' at Headgate

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NEN	NWN	SWN	SEN	NEN	NWN	SWN	SEN	NEN	NWN	SWN	SEN	NEN	NWN	SWN	SEN	NEN	NWN	SWN	SEN	NEN	NWN	SWN	SEN	NEN	NWN	SWN	SEN	Total
Channel	000001	FARMER UNION TRICORP	FOUR RIVER	000001																													
Channel	000002	FARMER UNION TRICORP	FOUR RIVER	000002																													
Channel	000003	FARMER UNION TRICORP	FOUR RIVER	000003																													
Channel	000004	FARMER UNION TRICORP	FOUR RIVER	000004																													
Channel	000005	FARMER UNION TRICORP	FOUR RIVER	000005																													
Channel	000006	FARMER UNION TRICORP	FOUR RIVER	000006																													
Channel	000007	FARMER UNION TRICORP	FOUR RIVER	000007																													
Channel	000008	FARMER UNION TRICORP	FOUR RIVER	000008																													
Channel	000009	FARMER UNION TRICORP	FOUR RIVER	000009																													
Channel	000010	FARMER UNION TRICORP	FOUR RIVER	000010																													
Channel	000011	FARMER UNION TRICORP	FOUR RIVER	000011																													
Channel	000012	FARMER UNION TRICORP	FOUR RIVER	000012																													
Channel	000013	FARMER UNION TRICORP	FOUR RIVER	000013																													
Channel	000014	FARMER UNION TRICORP	FOUR RIVER	000014																													
Channel	000015	FARMER UNION TRICORP	FOUR RIVER	000015																													
Channel	000016	FARMER UNION TRICORP	FOUR RIVER	000016																													
Channel	000017	FARMER UNION TRICORP	FOUR RIVER	000017																													
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Channel	000070	FARMER UNION TRICORP	FOUR RIVER	000070																													
Channel	000071	FARMER UNION TRICORP	FOUR RIVER	000071																													
Channel	000072	FARMER UNION TRICORP	FOUR RIVER	000072																													
Channel	000073	FARMER UNION TRICORP	FOUR RIVER	000073																													

Type	WFR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SSSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	11-100-001	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-002	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-003	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-004	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-005	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-006	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-007	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-008	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-009	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-010	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-011	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-012	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-013	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-014	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-015	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-016	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-017	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-018	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-019	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-020	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-021	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-022	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-023	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-024	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-025	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-026	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-027	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-028	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-029	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-030	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-031	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-032	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-033	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-034	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-035	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-036	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-037	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-038	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-039	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-040	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-041	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-042	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-043	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-044	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-045	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-046	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-047	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-048	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-049	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-050	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-051	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-052	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-053	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-054	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-055	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-056	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-057	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-058	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-059	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-060	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-061	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-062	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-063	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-064	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-065	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-066	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-067	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-068	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-069	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-070	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-071	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-072	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-073	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-074	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-075	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-076	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-077	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-078	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-079	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-080	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-081	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-082	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-083	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									
Claim	11-100-084	PAWNEE UNION OF CHIEFS	COBLESKIP	041001-14				36	36	36	36	70									

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-146

WATER RIGHT NUMBER: 63-146

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NEW UNION DITCH CO
	, ZZ

Priority Date: 06/01/1865

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 /	13.760 CFS	
	<u>Total Diversion:</u>	13.760 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L2 SW1/4NE1/4	Sec. 23, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseConditions of Approval:Remarks:

1. General LANDS UNDER SYSTEM.
TRANS. 1064.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-146

WATER RIGHT NUMBER: 63-146

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NEW UNION DITCH CO PO BOX 31 EAGLE, ID 83616 (208)939-8317

Priority Date: 06/01/1865

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	13.760 CFS	
	<u>Total Diversion:</u>		13.760 CFS	

Location of Point(s) of Diversion

BOISE RIVER	NE1/4SE1/4	Sec. 23, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R01E S09	SESE	2.0	T04N R01E S14	SWSW	40.0
T04N R01E S14	SESW	10.0	T04N R01E S15	NWNE	6.0
T04N R01E S15	SWNE	37.0	T04N R01E S15	SENE	30.0
T04N R01E S15	NENW	10.0	T04N R01E S15	NWNW	26.0
T04N R01E S15	SWNW	39.0	T04N R01E S15	SENW	36.0
T04N R01E S15	NESW	40.0	T04N R01E S15	NWSW	34.0
T04N R01E S15	SWSW	1.0	T04N R01E S15	NESE	36.0
T04N R01E S15	NWSE	39.0	T04N R01E S15	SWSE	12.0
T04N R01E S15	SESE	40.0	T04N R01E S16	NENE	37.0
T04N R01E S16	NWNE	31.0	T04N R01E S16	SWNE	16.0
T04N R01E S16	SENE	35.0	T04N R01E S16	NENW	38.0
T04N R01E S22	NENE	7.0	T04N R01E S23	NENW	40.0
T04N R01E S23	NWNW	40.0	T04N R01E S23	SWNW	10.0
T04N R01E S23	SENW	34.0			

Total Acres: 726

Conditions of Approval:Remarks:

- General ADDRESS CHANGED PER REQUEST 6/24/96. LH

Comments:

Page 1 of 6
RECEIVED

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

Transfer No. 70266

AUG 29 2002

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

WATER RESOURCES
 WESTERN REGION

Name of applicant New Union Ditch Company, Limited Phone 208-
 Post Office address P.O. Box 31, Eagle, ID 83616 with copy to Michael C. Creamer, P.O. Box 2720, Boise, ID 83701

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion
 ☐ Add diversion point(s)
 ☐ Change place of use
☒ Change nature of use
 ☐ Change period of use
 ☐ Other _____
- Describe the reason for the proposed changes Portion of water right associated with 1.3 shares of New Union stock to be used to offset evaporation from excavated ponds intercepting shallow groundwater. The transfer affects only 0.03 cfs of water right 63-146.

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

1.	Right Number	Priority	Amount (cfs / ac-ft)	Nature of Use	Period of Use
	63-146	06/01/1865	13.73	Irrigation	3-15 to 11-15
			0.03	Ground Water Recharge	3-15 to 11-15
					to
					to

2. Total amount of water being transferred 13.76 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	23	4N	1E	Ada	New Union Ditch - Boise River Diversion

5. Lands irrigated or place of use: See Attachment A.

Twp.	Rge.	Sec.	NE ¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SE¼	SW¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1E	16					E												1.3

Total acres _____

PART 1

6. General Information:

- a. Description of diversion system Boise River headgate to New Union Main Canal and associated laterals. No change proposed in point of diversion or means of delivery to place of use.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. See Remarks.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

- d. Remarks:
Appurtenant water rights will not be transferred from the lands by this transfer. Purpose of transfer is to continue beneficial use of rights on same acres. See Attachment C (narrative).

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this day of _____, 20_____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 70266APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

Right evidenced by:

- a. Decree No. 63-146 Decreed to _____
in case of Farmers Coop. Ditch Company vs. Riverside Irrigation District
dated 1/18/06 in Boise, ID county of Ada
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice
 ☒ Warranty Deed
 ☐ Other _____
3. Source of water Boise River tributary to Snake River4. Date or priority 6-1-1865

5. Water is used for the following purpose:

amount 13.76 cfs for Irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 13.76 cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	23	4N	1E	Ada	New Union Ditch - Boise River Diversion

8. Lands irrigated or place of use: See Attachment B.

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	

Total acres 7269. Describe any other water rights used for the same purpose as described above 63-18785

PART 2

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

No If yes, describe See Attachment D.**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED** This does not involve split of right.

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

1. amount 0.03 cfs for Irrigation purposes from 3-15 to 11-15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	23	4N	1E	Ada	New Union Ditch - Boise River Diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
							1.5												1.5

Total acres 1.5**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** (omit if there is no change)

1. amount _____ for Balance of Water Right purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

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

See Attachment E.

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

1.	New Nature of Use	Amount (cfs / ac-ft)	Hours/days/year	Period of Use	
	Ground Water Recharge	0.03		3-15	to 11-15
					to

2. Quantity and quality of return flows and location of discharge:

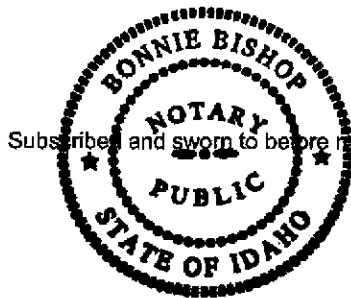
See narrative description attached.

3. Describe effects on other water uses resulting from the proposed change:

See narrative description attached.

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

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



Subscribed and sworn to before me this

27 day ofAugust2002

(Signature of Applicant)

(Notary Public)

My commission expires 2-16-06**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by Kb Date 8/29/02 Protest filed by _____Prelim. check by ly Fee 100.00Receipted by Kb Date 8/29/02 W029652

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

EXHIBIT A

TWNSHP	RGE	SEC	LOT	TRACT	ACRES	LOT	TRACT	ACRES	LOT	TRACT	ACRES	LOT	TRACT	ACRES
04N	01E	9		SESE	2									
		14		SWSW	40		SESW	10						
		15		NWNE	6		SWNE	37		SENE	30			
				NENW	10		NWNW	26		SWNW	39		SENE	36
				NESW	40		NWSW	34		SWSW	1			
				NESE	36		NWSE	39		SWSE	12		SESE	40
		16		NENE	37		NWNE	31		SWNE	16		SENE	35
				NENW	36.7/1.3									
		22		NENE	7									
		23		NENW	40		NWNW	40		SWNW	10		SENE	34

TOTAL IRRIGATED ACRES: 724.7

TOTAL GROUND WATER RECHARGE AS MITIGATION ACRES: 1.3

EXHIBIT B

TWNSHP	RGE	SEC	LOT	TRACT	ACRES	LOT	TRACT	ACRES	LOT	TRACT	ACRES	LOT	TRACT	ACRES
04N	01E	9		SESE	2									
		14		SWSW	40		SESW	10						
		15		NWNE	6		SWNE	37		SENE	30			
				NENW	10		NWNW	26		SWNW	39		SENE	36
				NESW	40		NWSW	34		SWSW	1			
				NESE	36		NWSE	39		SWSE	12		SESE	40
		16		NENE	37		NWNE	31		SWNE	16		SENE	35
				NENW	38									
		22		NENE	7									
		23		NENW	40		NWNW	40		SWNW	10		SENE	34

TOTAL ACRES: 726

**Application for Transfer
In the Name of
New Union Ditch Company, Limited
(Narrative Description)**

The Application proposes to change the nature of use of a portion of water right 63-146 represented by 1.3 shares of New Union Ditch Company, Limited ("New Union") stock owned by New Union shareholder, Eagle River LLC ("Eagle River"). Each New Union share represents the right to delivery of 0.02 cfs, or one miners inch per acre, as and when water is available during the irrigation season, subject to pro rata reductions among New Union shareholders in times of shortage. The current authorized use of right 63-146 is for irrigation of lands within the New Union service area.

On September 21, 2001, Eagle River applied to the Department for a permit to appropriate for storage 107 acre-feet of ground water tributary to the Boise River, that would accrue to shallow excavated ponds. Accrued ground water will not be diverted from storage. A Permit conditionally authorizing the appropriation was issued to Eagle River on January 9, 2001. The ponds will have a total surface area of approximately 8.4 acres, 1.3 acres of which are within the New Union service area and historically have been irrigated with water delivered by New Union. This Application is intended to mitigate effects of that portion of the permitted appropriation within the New Union service area, by changing the use of the water rights historically used to irrigate the 1.3 acres of land within the New Union service area that are to be converted from irrigated agriculture to excavated ponds.¹

New Union's filing of this Application and its consent to the use of a portion of Water Right 63-145 as Eagle River proposes are conditioned upon approval of the Application on terms and conditions that are satisfactory to New Union and Eagle River.

Consumptive use of ground water due to evaporative loss from the ponds is estimated to be 3.5 acre-feet per acre per year, and all but a de minimus amount thereof is deemed to occur between March 15 and November 15th of each year. Historical consumptive use of the New Union water right during the irrigation season due to evapotranspiration also is estimated to be 3.5 acre-feet per acre per year. The transfer would maintain the place of use of the water right by delivering water into one or more of the ponds during the irrigation season to recharge the ground water source and directly offset evaporation of exposed ground water from the ponds on a one-to-one basis, and without any change in the historical consumptive use of the transferred portion of the water right. Maintaining the historical diversion of the water into the New Union system, and delivery to the existing appurtenant acres, ensures that there will be no potential for enlargement of the transferred portion of the water right due to delivery to different lands, and maintains the timing and location of historical return flows from the canal. Because

¹ Expected evaporative loss from 7.1 acres of ponds excavated within the Ballentyne Ditch Company service area is proposed by Eagle River to be addressed by a separate transfer using a portion of Eagle River's water right shares in that company.

there will be no net affect on the shallow ground water source, there also will be no net affect on the timing, extent, location or quality of historical return flows or discharges of shallow ground water to the Boise River.

The lands to which the Water Right is appurtenant have been continuously irrigated through the 1999 irrigation season. *See Attachment D (1999 ASCS aerial photo).* Extensive grading, excavation and other construction activities began on the Eagle River property in 2001, precluding subsequent irrigation until landscaping is completed.

Based on the above discussion and assumptions, this transfer will not result in an enlargement of the water right or cause injury to other water rights because the number of acres to which the water right will be applied, and the consumptive use of water, will not increase.

The transfer proposes to apply all water under Water Right 63-146 to recognized beneficial uses, and will continue beneficial use of the water right within the New Union's service area for its shareholders. The transfer also will facilitate the use of ground water without depleting the resource. For these reasons, the transfer is in the public interest.

Attachment D



EAGLE RIVER
PROPOSED POND #6 LAYOUT
NW 1/4 SECTION 16, T4N, R1E, B.M.
July 8, 2002

**Warranty Deeds
Eagle River, LLC**

When recorded, return to:
M. Virginia Perry
3101 North Central Avenue, Suite 1390
Phoenix, Arizona 85012

RECORDED
PIONEER TITLE
94 DEC 20 PM 12:59
FEE 6.00
RECORDED BY TITLE REQUESTOR

1821000614

SPECIAL WARRANTY DEED

For Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, CHARING CROSS ASSOCIATES, an Arizona limited partnership ("Grantor"), hereby grants, sells and conveys to EAGLE RIVER L.L.C., an Arizona limited liability company ("Grantee"), located at 3101 North Central Avenue, Suite 1390, Phoenix, Arizona 85012, that real property located in the City of Eagle, in ADA County, Idaho, and legally described on Exhibit "A" attached hereto and incorporated herein by this reference, together with all water, air and mineral rights (including any grandfathered ground water or other groundwater or surface water rights), interests, privileges and easements appurtenant thereto and any and all improvements thereon (the "Property"), SUBJECT TO those matters of record as of this date or observable by inspection or survey.

Notwithstanding any warranty which may otherwise be implied from the use of any word, phrase or clause herein, Grantor warrants title to the Property, subject to the matters referred to above, only against its own acts, but not the acts of any others.

DATED as of this 1st day of May, 1994.

CHARING CROSS ASSOCIATES, an Arizona
limited partnership.

By

Its General Partner

STATE OF ARIZONA
County of Maricopa

ss.

The foregoing instrument was acknowledged before me this 15th day of December, 1994, by Charles Carlise, the General Partner of CHARING CROSS ASSOCIATES, an Arizona limited partnership, on behalf of said Partnership.

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

Notary Public

Residing at

My commission expires:

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

2000 NO -9 PM 12:39

RECORDED - REQUEST OF

FEE 9.00 DEPUTY *Mark*

100090439

TITLEONE

WARRANTY DEED

For Value Received, Eagle Grevel, Inc., an Idaho corporation, GRANTOR, does hereby grant, bargain, sell and convey unto Eagle River L.L.C., whose present address is c/o Charles Carlise, 1002 Harrison Boulevard, Boise, Idaho 83702, the GRANTEE, the following described premises in Ada County, Idaho, to-wit:

See legal description attached hereto as Exhibit A

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises; that said premises are free from all encumbrances except easements and rights of way recorded or apparent upon visual examination of The Property, exceptions and reservations contained in the United States Patents or State of Idaho deed, restrictions and obligations imposed by governmental regulation, boundary encroachments, the Reciprocal Easement and Development Agreement between Eagle River, LLC, and State of Idaho, Idaho Transportation Board for the Division of Highways recorded April 4, 1997, as Instrument No. 97025980, and that it will warrant and defend the same from all lawful claims whatsoever.

Parcel 6

#350

Dated this 8th day of November, 2000.

EAGLE GRAVEL, INC.

By *Clark Magstadt*
Clark Magstadt
Vice-President

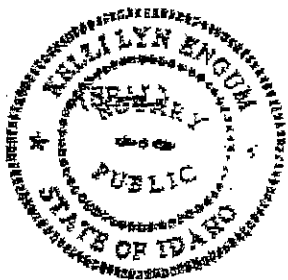
STATE OF IDAHO)

: ss

County of Ada)

On this 8th day of November, 2000, before me, the undersigned, a Notary Public in and for said state, personally appeared Clark Magstadt, known or identified to me to be the Vice-President of Eagle Gravel, Inc., the person who executed the foregoing instrument on behalf of said corporation, and acknowledged to me that Eagle Gravel, Inc. executed the same.

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



Kelli Lynn Engum
Notary Public for Idaho
Residing at Caldwell, Idaho
My Commission Expires: 10/8/2004

EXHIBIT A

Parcel 1

A parcel of land located in the Northwest Quarter of the Northwest Quarter of Section 16, Township 4 North, Range 1 East, Boise Meridian, City of Eagle, Ada County, Idaho, lying Southerly of the Southerly right of way for Eagle Altamere, being described as follows:

Commencing at a brass cap monument in the Eagle Road (State Highway No. 55) marking the Northwest corner of said Section 16, said corner being located North 00 degrees 55' 47" East, 2640.79 feet from an aluminum cap monument marking the West Quarter corner of said Section 16; thence South 00 degrees 55' 47" West, 1320.36 feet along the Westary line of said Section 16 to the North 1/4 corner common to Sections 16 and 17; thence South 89 degrees 52' 14" East, 110.00 feet along the Southerly line of said Northwest Quarter of the Northwest Quarter of said Section to the Easterly right of way line of Eagle Road; thence North 01 degrees 18' 37" West, 15.91 feet along said Easterly right of way line to the POINT OF BEGINNING; thence South 89 degrees 35' 10" East, 300.00 feet; thence North 01 degrees 18' 37" West, 290.54 feet along a line parallel with said Easterly right of way line; thence North 89 degrees 55' 10" West, 300.00 feet to said Easterly right of way line; thence along said right of way line South 01 degrees 18' 37" East 290.54 feet to the POINT OF BEGINNING.

*33'

FOR VALUE RECEIVED

The State of Idaho, by and through the Idaho Transportation Board for the Division of Highways, whose address is 3311 W. State Street, Boise, Idaho 83707-1129, the GRANTOR, does hereby GRANT, CONVEY AND WARRANT unto Eagle River L.L.C., an Arizona limited liability company, GRANTEE, whose address is 118 S. 5th Street, Boise, Idaho 83702, the real property in Ada County, Idaho, described on the attached Exhibit A (the "Property") which exhibit is made a part hereof, together with all other easements, appurtenances and hereditaments benefiting the Property.

This conveyance hereby made is subject to the lien for real property taxes for the year 1997 and each year thereafter and also the following matters described on the attached Exhibit B, which exhibit is made a part hereto.

TO HAVE AND TO HOLD said Property, unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor, for itself, its heirs and assigns, does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said Property; that the Property is free from all encumbrances, except for the matters referenced herein and as described on Exhibit B, that Grantee, its heirs and assigns shall be entitled to the quiet and peaceable possession of said Property; and that Grantor will warrant and defend, including attorneys' fees, the same forever from all other lawful claims whatsoever.

DATED: March 3, 1997.

April

GRANTOR:

STATE OF IDAHO, IDAHO TRANSPORTATION
BOARD FOR THE DIVISION OF HIGHWAYS

By:

Dwight M. Bower
Dwight Bower, Director

97025978
ADA CO. RECORDER
J. DAVID NAVARRO
BOISE, ID

ALLIANCE TITLE

'97 APR 4 AM 10 42
FEE 15.00 DLF *J. Hooper*
RECORDED AT THE REQUEST OF

REVIEWED AND APPROVED AS TO FORM:

By:

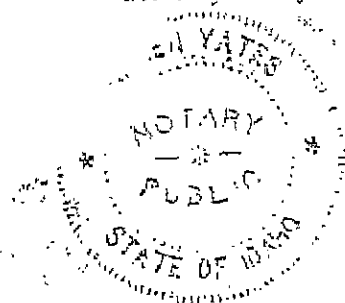
Stephen M. Parry
Stephen M. Parry, Chief Legal Counsel,
State of Idaho, Idaho Department of
Transportation

County of Ada

) ss.

On this 7th day of March, in the year 1997, before me, a Notary Public in and for the State of Idaho, personally appeared DWIGHT BOWER, known or identified to me to be the Director of the State of Idaho, Idaho Transportation Board for the Division of Highways, that executed the said instrument, and acknowledged to me that the Idaho Transportation Board for the Division of Highways executed the same.

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



James L. Yates

Notary Public for Idaho

Residing at: Dallas

My commission expires: 11-21-99

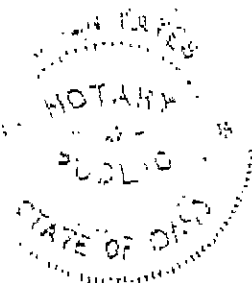
STATE OF IDAHO)

) ss.

County of Ada)

On this 7th day of March, in the year 1997, before me, a Notary Public in and for the State of Idaho, personally appeared STEVEN M. PARRY, known or identified to me to be the Chief Legal Counsel, State of Idaho, Idaho Transportation Department, that executed the said instrument, and acknowledged to me that the Idaho Transportation Department executed the same.

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



James L. Yates

Notary Public for Idaho

Residing at: Dallas

My commission expires: 11-21-99

Legal Description

A parcel of land located in the Northwest Quarter of the Northwest Quarter of Section 16, Township 4 North, Range 1 East, Boise Meridian, City of Eagle, Ada County, Idaho, lying southerly of the southerly Right-of-Way for Eagle Alternate, being described as follows:

COMMENCING at a brass cap monument in Eagle Road (State Highway No. 55) marking the northwesterly corner of said Section 16 as shown on Record of Survey No. 3021 recorded in Ada County as Instrument No. 9498747, said corner being located

North 00 degrees 55'47" East, 2640.78 feet from an aluminum cap monument marking the West Quarter corner of said Section 16; thence

South 89 degrees 52'48" East, 1325.71 feet along the northerly line of said Section 16 to a brass cap monument marking the West 1/16 corner common to said Sections 16 and 9; thence

South 00 degrees 51'29" West, 643.90 feet along the easterly line of said Northwest Quarter of the Northwest Quarter to the southerly right-of-way line of Eagle Alternate Route as shown on Right-of-Way Plans for Eagle Alternate Route, FAP No. STP-F-3271(033), Kay

(Continued on Next Page)

...ment, said point being 80.00
feet right of Station 935+12.80 and being the POINT
OF BEGINNING; thence continuing
South 00 degrees 51'29" West, 676.68 feet along said easterly
line to the southeasterly corner of said Northwest
Quarter of the Northwest Quarter; thence
North 89 degrees 52'14" West, 1217.34 feet along the
southerly line of said Northwest Quarter of the
Northwest Quarter to a 5/8 inch rebar marking the
point of intersection with the easterly right-of-way
line of Eagle Road as shown on said Eagle Alternate
Route Plans, located 0.72 feet westerly of a found
Right-of-Way Monument; thence
North 01 degrees 18'37" West, 767.55 feet along said easterly
right-of-way to the point of intersection with the
southerly right-of-way line of said Eagle Alternate
Route, said point being 168.30 feet right of Station
922+67.39; thence
North 50 degrees 42'37" East, 105.96 feet along said
southerly right-of-way line to a point located 90.00
feet right of Station 923+38.79; thence
South 82 degrees 18'56" East, 861.26 feet along said
southerly right-of-way line to a point located 80.00
feet right of Station 931+99.99; thence
South 81 degrees 39'01" East, 312.61 feet along said
southerly right-of-way line to the POINT OF BEGINNING.

EXCEPTING THEREFROM the following described 2.00 acre parcel:

COMMENCING at a brass cap monument in Eagle Road (State Highway
No. 55) marking the Northwest corner of said Section 16, said
corner being located

North 00 degrees 55'47" East, 2640.78 feet from an aluminum
cap monument marking the West Quarter corner of said
Section 16; thence
South 00 degrees 55'47" West, 1320.38 feet along the westerly
line of said Section 16 to the North 1/16 corner
common to Sections 15 and 17; thence
South 89 degrees 52'14" East, 110.00 feet along the southerly
line of said Northwest Quarter of the Northwest
Quarter of said section to the easterly right-of-way
line of Eagle Road; thence
North 01 degrees 18'37" West, 15.61 feet along said easterly
right-of-way line to the POINT OF BEGINNING; thence
South 89 degrees 35'10" East, 300.00 feet; thence
North 01 degrees 18'37" West, 290.54 feet along a line
parallel with said easterly right-of-way line; thence

North 89 degrees 35'10" West, 300.00 feet to said easterly
right-of-way line; thence along said right-of-way
line
South 01 degrees 18'37" East, 290.54 feet to the POINT OF
BEGINNING.

Permitted Exceptions

Right-of-way for BALLANTYNE CANAL and the Rights of Access thereto for Maintenance of said canal, as said canal is referenced on Record of Survey No. 3021 recorded in Ada County as Instrument No. 9498747.

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 63-146
Date Received: 9/8/1989
Receipt No: W005769
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

NEW UNION DITCH CO LTD Phone: (208)939-8317

PO BOX 31
EAGLE ID USA 83616

2. Date of Priority: 06/01/1865

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	Type
04N	01E	23	NE SE 1	ADA	

5. Description of diverting works:

DEL. THRU NEW DRY CREEK CANAL THEN THRU HEADGATES & DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	13.73	
GROUND WATER RECHARGE			03/01 11/15	0.03
4.6				

7. Total Quantity Appropriated is:
13.76 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
04N	01E	16	NE NW	GROUND WATER RECHARGE	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

This right is limited to the irrigation of 673.3 acres within the boundary of the New Union Ditch Company Limited in a single irrigation season.

This right authorizes the diversion rate of 0.03 cfs and an annual diversion volume of 4.6 af for ground water recharge as replacement of losses caused by evaporation from one pond associated with Right 63-12598.

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

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

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.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Rights 63-125B, 63-126B, 63-161L, 63-205, 63-206, 63-207, 63-258B, 63-259, 63-263, 63-286, 63-288B, 63-17468, 63-18785, and 63-28977 are also diverted through the point(s) of diversion described above.

This right is also known as Number 14 in the Boise River Water Master Records.

Water is delivered through the New Dry Creek/New Union Canal.

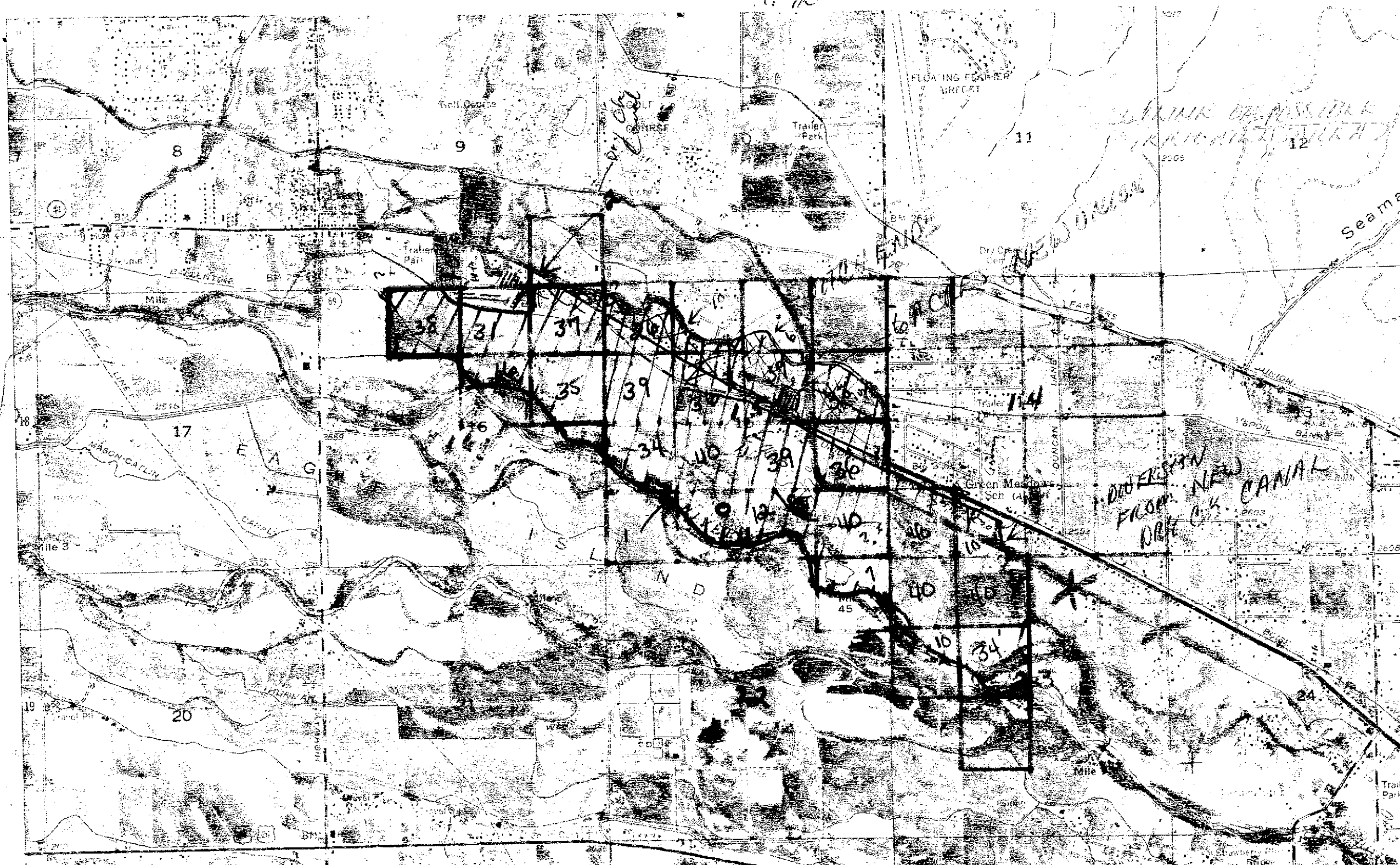
The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

R. K.

THN



DIVERSION FROM NEW CANAL
DRAIN C. 4. CANAL

LINK OF POSSIBLE
KIAO HILL WITH H

DRY CR...

FLOAING FEATHER
AIRPORT

11

12

NEW UNION

Seaside

1.4

Green Meadow
Sch (A)

Trail
Park

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: **A63-00146**
Date Received: 9/ 8/1989
Receipt No: W005769
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NEW UNION DITCH CO 208-939-8317
Address: PO BOX 31
EAGLE ID 83616

2. Date of Priority: JUN 1, 1865

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	01E	23		NE	SE		ADA

5. Description of diverting works:
DEL. THRU NEW DRY CREEK CANAL THEN THRU HEADGATES & DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	13.760		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	01E	9	SE	SE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	2.0
		14	SW	SW		IRR	40.0
			SE	SW		IRR	10.0
						Section Acres	50.0
		15	NW	NE		IRR	6.0
			SW	NE		IRR	37.0
			SE	NE		IRR	30.0
			NE	NW		IRR	10.0
			NW	NW		IRR	26.0
			SW	NW		IRR	39.0
			SE	NW		IRR	36.0
			NE	SW		IRR	40.0
			NW	SW		IRR	34.0
			SW	SW		IRR	1.0
			NE	SE		IRR	36.0
			NW	SE		IRR	39.0
			SW	SE		IRR	12.0
			SE	SE		IRR	40.0
						Section Acres	386.0
		16	NE	NE		IRR	37.0
			NW	NE		IRR	31.0
			SW	NE		IRR	16.0
			SE	NE		IRR	35.0
			NE	NW		IRR	38.0
						Section Acres	157.0
		22	NE	NE		IRR	7.0
						Section Acres	7.0
		23	NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	10.0
			SE	NW		IRR	34.0
						Section Acres	124.0
						Total Acres	726.0

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:

CLAIM NO. A63-18785 - DRAINAGE DIST. #2 WATER.

14. Remarks:

ADDRESS CHANGED PER REQUEST 6/24/96. LH

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.

Decree Plaintiff

RIVERSIDE IRR. DIST.

vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

[Handwritten signature]

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-00146
Date Received: 9/ 8/1989
Receipt No: W005769 9/29/94
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NEW UNION DITCH CO. 208-939-8317
Address: C/O STEVE DOBSON
3357 OSPREY ROAD
EAGLE ID 83616

2. Date of Priority: JUN 1, 1865

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	23	NE	SE			ADA

5. Description of diverting works:
DEL. THRU NEW DRY CREEK CANAL THEN THRU HEADGATES & DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	13.760		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	9	SE	SE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
		14	SW	SW	IRR	40.0
			SE	SW	IRR	10.0
					Section Acres	50.0
		15	NW	NE	IRR	6.0
			SW	NE	IRR	37.0
			SE	NE	IRR	30.0
			NE	NW	IRR	10.0
			NW	NW	IRR	26.0
			SW	NW	IRR	39.0
			SE	NW	IRR	36.0
			NE	SW	IRR	40.0
			NW	SW	IRR	34.0
			SW	SW	IRR	1.0
			NE	SE	IRR	36.0
			NW	SE	IRR	39.0
			SW	SE	IRR	12.0
			SE	SE	IRR	40.0
					Section Acres	386.0
		16	NE	NE	IRR	37.0
			NW	NE	IRR	31.0
			SW	NE	IRR	16.0
			SE	NE	IRR	35.0
			NE	NW	IRR	38.0
					Section Acres	157.0
		22	NE	NE	IRR	7.0
					Section Acres	7.0
		23	NE	NW	IRR	40.0
			NW	NW	IRR	40.0
			SW	NW	IRR	10.0
			SE	NW	IRR	34.0
					Section Acres	124.0
					Total Acres	726.0

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:

CLAIM NO. A63-18785 - DRAINAGE DIST. #2 WATER.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.

Decree Plaintiff

RIVERSIDE IRR. DIST.

vs

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

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

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-00146

Date Received: 9/07/1989.

Receipt No: W005769 & W00592

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NEW UNION DITCH CO. 208-939-8317
Address: C/O STEVE DOBSON
3357 OSPREY ROAD
EAGLE, ID 83616

2. Date of Priority: JUN 01, 1865

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	23	NE	SE			ADA

5. Description of diverting works:
DEL. THRU NEW DRY CREEK CANAL THEN THRU HEADGATES & DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	13.760		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
----------	-------	---------	--------	-----	-----	-----	-------

11. Place of use in counties:

A63-00146

Page 1

Date: 09/08/89

RECORDED
SEP 27 1989

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

13. Other Water Rights Used:

CLAIM NO. A63-18785 - DRAINAGE DIST. #2 WATER.

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

FARMERS CO-OP DITCH CO.

Decree Plaintiff

vs

RIVERSIDE IRR. DIST.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): [Signature] Date: 9-8-89

Date: _____

State of Idaho)

County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 8th day

of September 19 89

[Signature]
Notary Public

Seal

Residing at Meridian ID

My Commission Expires 9-14-94

CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED

JUN 17 1996

[] Water Right Number (s): A63-00146

Department of Water Resources

A63-18785

RECEIVED

JUN 21 1996

[] Old Mailing Address: 3357 Osprey Road

WATER RESOURCES
WESTERN REGION

Eagle ID 83616

[] New Mailing Address: NEW UNION DITCH CO. Limited

P.O. Box 31

Eagle Id. 83616

New Telephone Number: (708) 939-4249 Sec/Tres

[] Signature of Claimant: Maur E Lyons Sec/Tres

Date: June 14, 1996

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6-24-96 By: KA

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 6-24-96 By: KA

RECEIVED

JUN 20 1996

WATER RESOURCES
WESTERN REGION

NEW UNION DITCH COMPANY

ADDITIONAL INFORMATION

DATE: AUGUST 17, 2004

BY: MEL SCHULTE

The main contact for New Union Ditch Company is their president, George Transum (939-2808). He assisted in review of the boundary map and was helpful in obtaining information needed in the review of their claim. Norm Young with ERO Resources is acting as a consultant for the company.

There are no major issues or concerns with New Union's claim or recommendation. The components of their primary right 63-146 were established in approved transfer 70266. They share a POD and canal with New Dry Creek Ditch, which might motivate New Dry Creek to have an interest in the recommendation for New Union.

The POD site and legal was determined with the assistance of Dana Purdy the New Dry Creek Ditch president using USGS topo map Eagle, Idaho.

The acre limitation of 686.5 acres is based on one acre per inch of water for 13.73 cfs the diversion rate for irrigation after the changes made in transfer 70266. The digitized acres in the boundary map total 696 acres and the water master's records indicate 688 acres. The number is supported by the fact that prior to transfer 70266 they had 688 paid active shares outstanding according to George Transum. An acre per inch of water would equal 688 acres and the water master's records indicate a place of use of 688 acres.

The number of digitized acres was increased slightly after the notice of error filing by adding in several ponds at the Monroc site. The number of acres at the site are supported by shares held by the company.

MTS

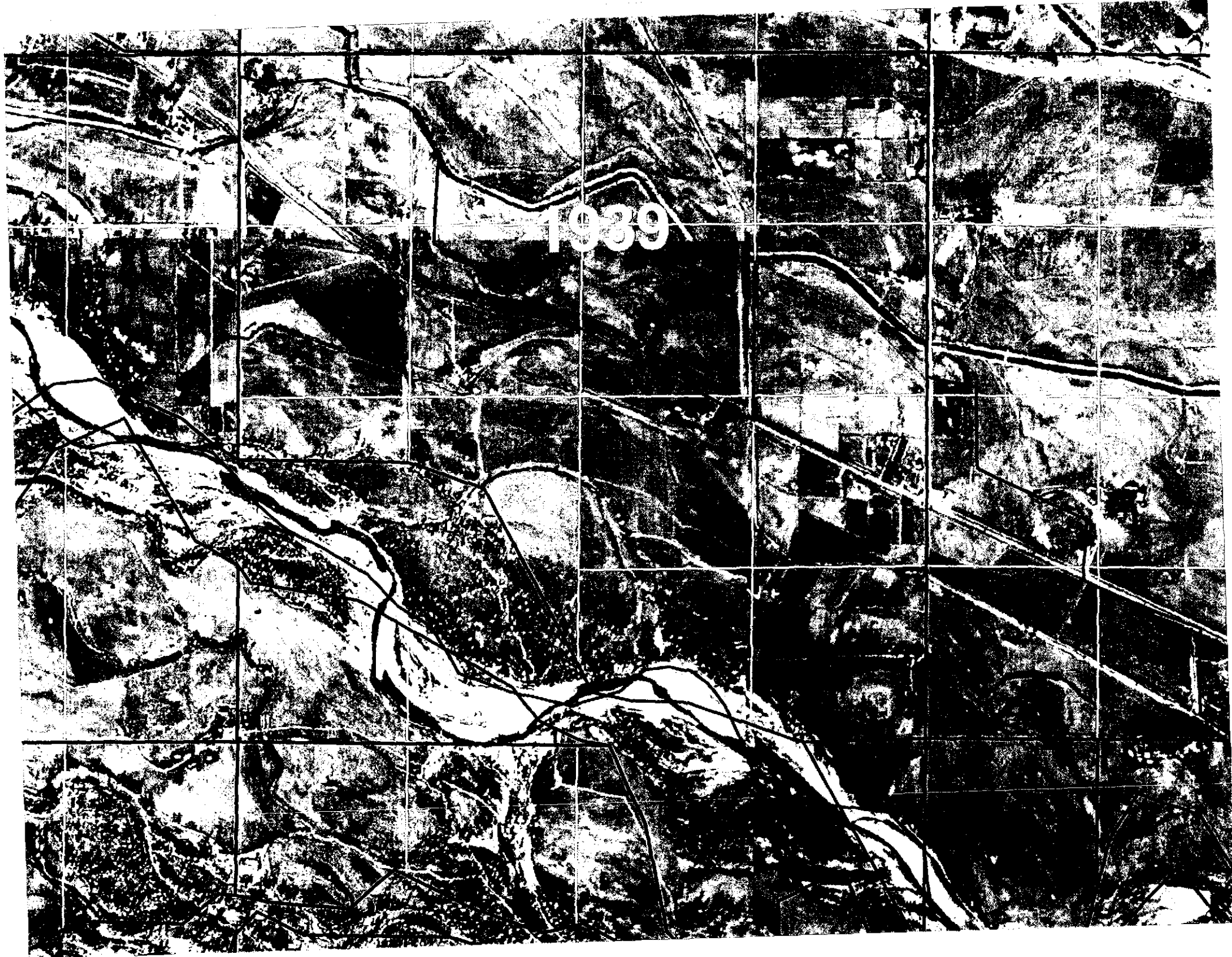
11-22-04

Norm Thomas is consultant for
Staked-Pioneers (Thomas Concrete)
a shareholder of New Union
Ditch. He may request
that New Union amend their
claim 03-146 to reflect
industrial uses that existed
at the Thomas site prior
to 1987.

1981

Eagle







State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 30, 2003

COPY

NEW UNION DITCH CO.
PO BOX 31
EAGLE, ID 83616

Re: Transfer 70266

In my recent letter I requested you complete the review of the place of use and boundary map for your organization. One of the purposes of the map is to determine the total number of acres irrigated within your organization's boundary. The water allocation section needs the total number of irrigated acres prior to the final approval of your transfer application #70266. The adjudication section needs the same information prior to completing the review of the claims you filed in the Snake River Basin Adjudication.

If you have questions or need assistance in completing the review of your map please call me at the number below. If you have questions about the withholding of your transfer application please call Pam Skaggs at 327-7943.

Cordially,

A handwritten signature in cursive script that reads 'Mel Schulte'.

Mel Schulte
Senior Water Rights Agent
208-334-2190

CC: Mike Creamer

George Trammell

10-15-03

Monroe = 80 shares

Tracy Paul = 11 shares

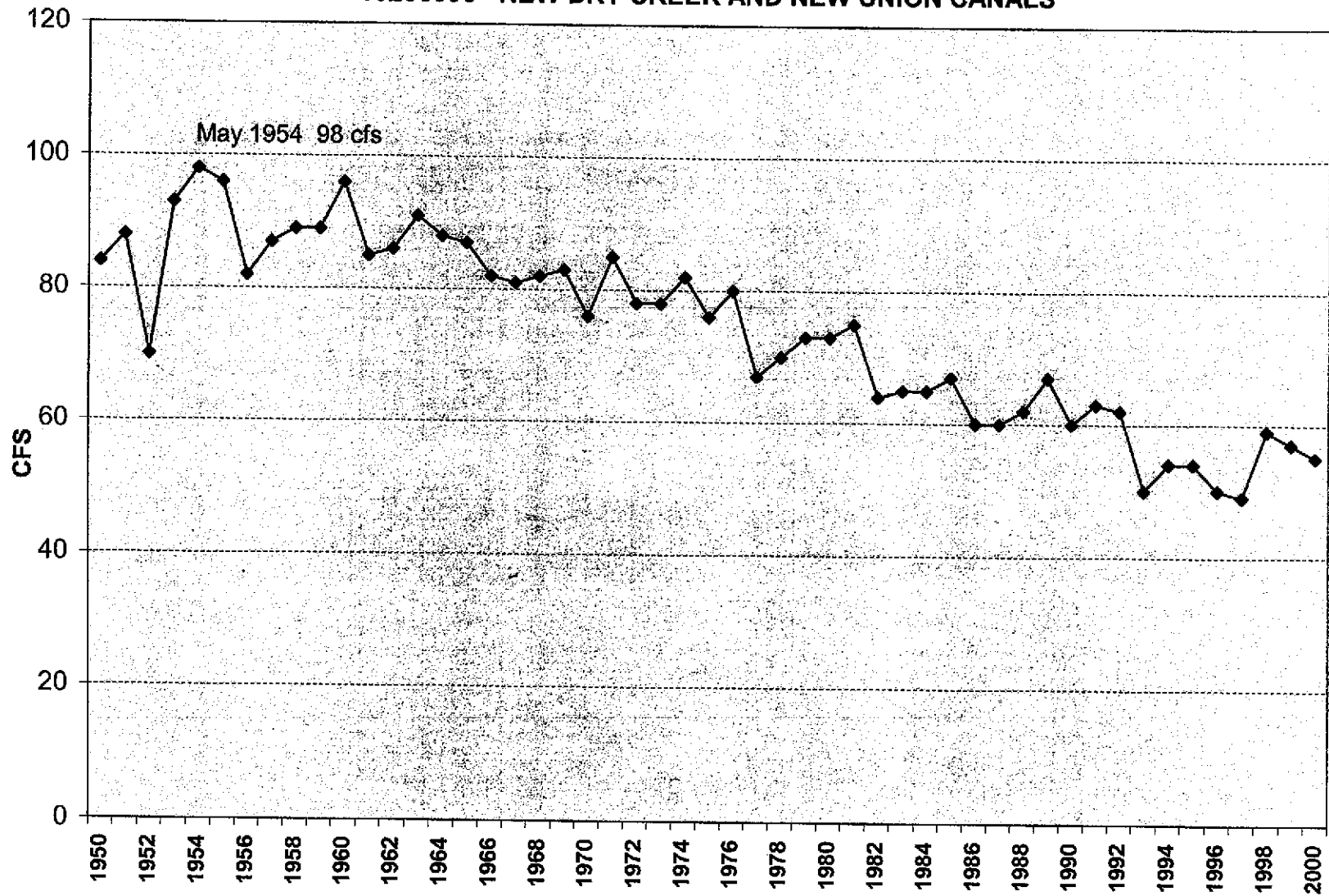
10-6-03 Per George Hancher

1. Boundary - Yes-change = River on both
2. Overlap with New Dry Creek? Yes, possible but not in SE 40 S15.
3. Monroe = still paid for shares? Yes will get us the number = 80
4. How many shares? paid? (688)
5. Round's MHPaid? share? he will call back with #. = 11

63	✓ 146		NEW UNION DITCH CO	Mel
63	✓ 18785		NEW UNION DITCH CO	Mel

MAXIMUM MONTHLY DIVERSION 1950-2000

13206090 NEW DRY CREEK AND NEW UNION CANALS



New Dry Creek = 62.09 cfs
 New Union = 13.76 cfs
 Total = 75.85 cfs

13206090 HISTORIC DIVERSION OF NEW DRY CREEK AND NEW UNION CANALS											(CFS)		
W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1950	10	0	0	0	0	0	20	81	84	80	65	54	394
1951	18	0	0	0	0	0	44	72	86	88	70	55	432
1952	18	0	0	0	0	0	20	70	67	70	68	50	364
1953	16	0	0	0	0	0	37	75	67	93	72	50	410
1954	16	0	0	0	0	0	39	98	77	83	78	57	448
1955	20	0	0	0	0	0	3	55	96	88	73	55	390
1956	15	0	0	0	0	0	37	68	82	78	80	69	429
1957	21	0	0	0	0	0	7	60	87	86	78	57	397
1958	18	0	0	0	0	0	20	67	67	89	67	49	377
1959	16	0	0	0	0	0	52	81	89	81	88	40	448
1960	8	0	0	0	0	0	24	91	96	91	73	62	445
1961	20	0	0	0	0	0	29	85	69	55	62	47	366
1962	8	0	0	0	0	0	34	72	69	86	75	59	402
1963	13	0	0	0	0	0	89	73	91	80	67	52	464
1964	8	0	0	0	0	0	27	73	74	88	72	54	395
1965	23	0	0	0	0	0	24	86	87	85	72	62	438
1966	29	0	0	0	0	0	54	81	82	70	57	55	429
1967	23	0	0	0	0	0	15	81	69	81	76	55	401
1968	21	0	0	0	0	0	35	81	82	73	60	50	404
1969	34	0	0	0	0	0	27	83	81	78	75	57	435
1970	23	0	0	0	0	0	24	76	76	73	70	44	385
1971	16	0	0	0	0	0	10	83	69	78	85	52	393
1972	21	0	0	0	0	0	20	78	59	78	73	35	365
1973	11	0	0	0	0	0	35	78	76	72	70	30	372
1974	5	0	0	0	0	0	18	76	82	73	76	47	379
1975	21	0	0	0	0	0	0	57	76	72	62	55	343
1976	20	0	0	0	0	0	10	78	62	80	59	44	352
1977	28	0	0	0	0	0	52	57	59	67	63	45	371
1978	0	0	0	0	0	0	7	70	66	65	63	35	306
1979	16	0	0	0	0	0	12	73	72	73	52	39	337
1980	8	0	0	0	0	0	22	60	66	73	65	44	338
1981	13	0	0	0	0	0	13	62	49	75	67	44	322
1982	11	0	0	0	0	0	5	59	64	49	55	37	280
1983	2	0	0	0	0	0	12	50	57	65	59	45	290
1984	11	0	0	0	0	0	8	54	57	65	63	40	299
1985	15	0	0	0	0	0	20	62	60	67	57	32	313
1986	13	0	0	0	0	0	12	54	60	59	46	17	260
1987	2	0	0	0	0	0	32	60	59	54	50	40	297
1988	13	0	0	0	0	0	12	54	62	59	46	32	277
1989	13	0	0	0	0	0	3	65	67	63	55	37	304
1990	11	0	0	0	0	0	32	50	52	60	50	37	293
1991	8	0	0	0	0	0	17	52	57	63	52	30	280
1992	15	0	0	0	0	0	35	62	52	47	42	30	284
1993	13	0	0	0	0	0	5	42	50	50	47	37	245
1994	16	0	0	0	0	0	27	44	49	54	42	37	269
1995	28	0	0	0	0	0	8	39	54	52	44	32	257
1996	18	0	0	0	0	0	5	33	50	47	47	30	230
1997	16	0	0	0	0	0	17	39	47	49	42	34	244
1998	15	0	0	0	0	0	15	29	59	44	42	42	246
1999	13	0	0	0	0	0	20	46	54	57	47	37	274
2000	31	0	0	0	0	0	27	44	49	55	52	34	291
AVERAGE: 1950-2000	16	0	0	0	0	0	23	65	68	70	62	44	348

NEW UNION DITCH COMPANY
AMENDED BOUNDARY AND PLACE OF USE
DIGITIZED ACRES = 696