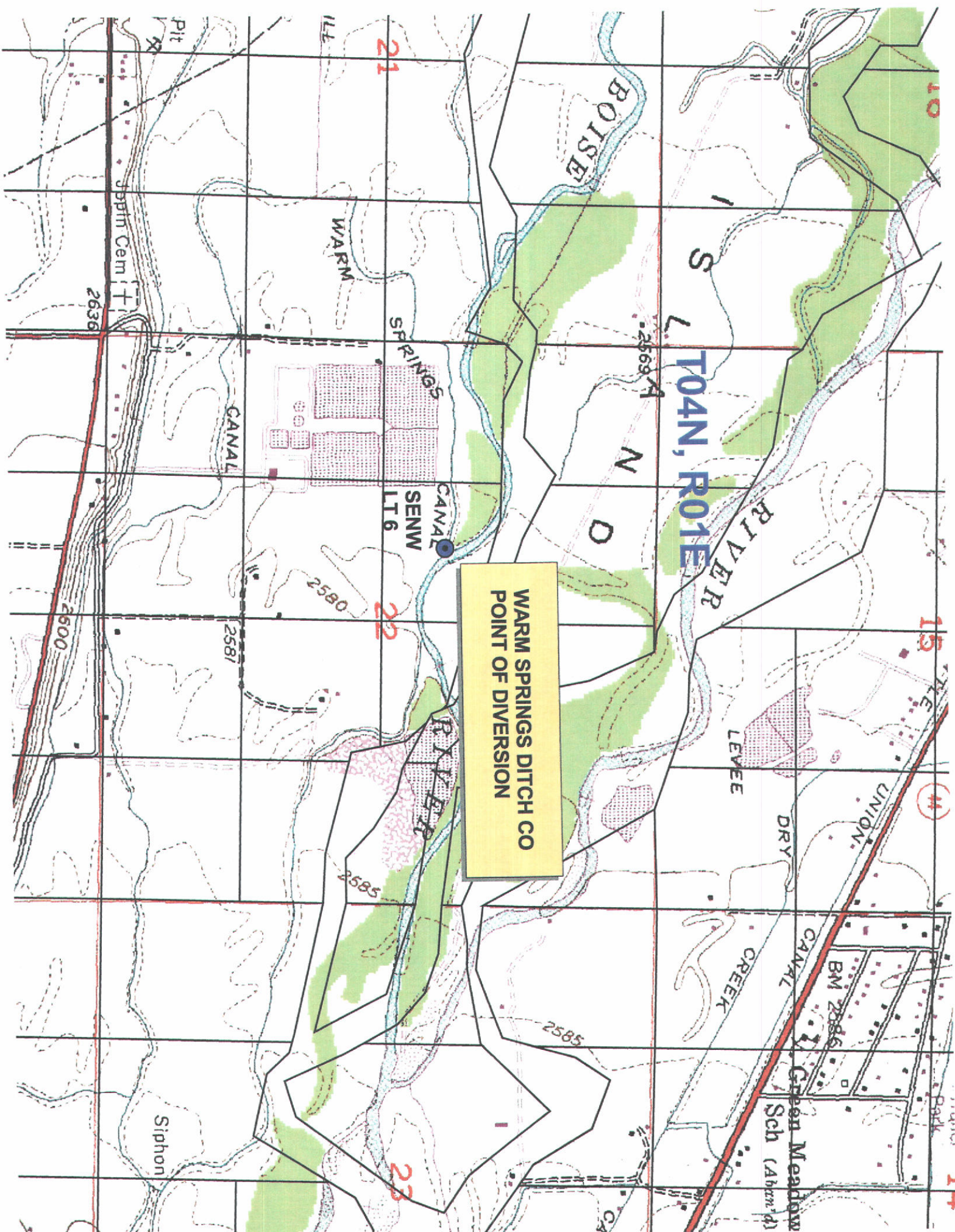
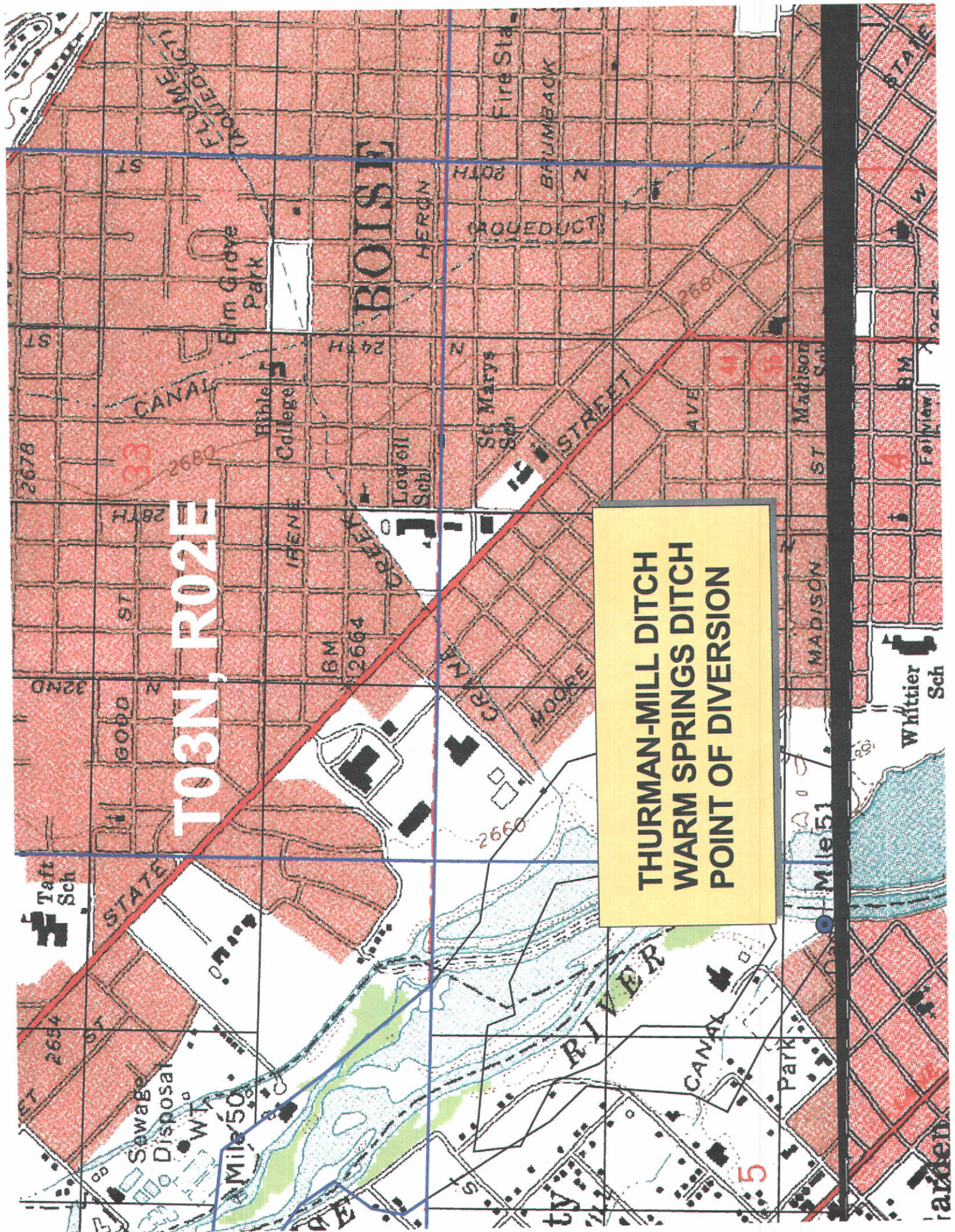


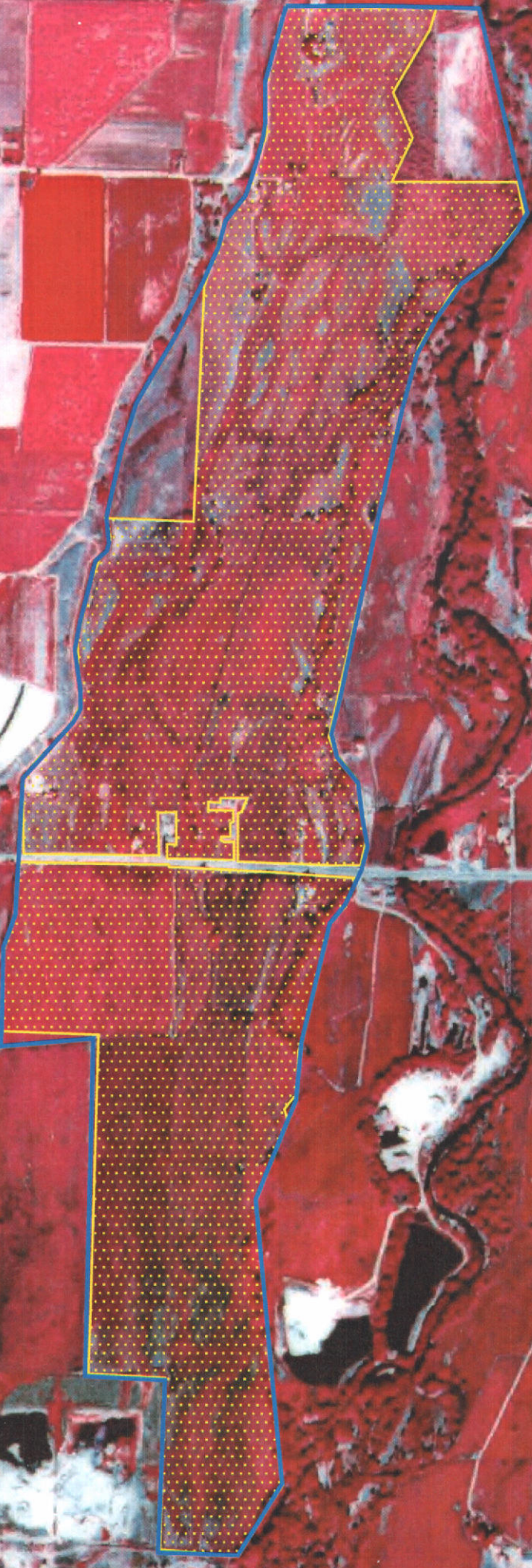


T03N, R02E

THURMAN-MILL DITCH
WARM SPRINGS DITCH
POINT OF DIVERSION



**WARM SPRINGS DITCH CO
PLACE OF USE & BOUNDARY
DIGITIZED ACRES = 462**



[illegible]

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Source Table
63		192	Decreed	Active	1876-06-01	2.3	518	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)
63		216 C	Decreed	Active	1889-06-01	1.2	297	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)
63		2387 A	License	Active	4/18/1925	2.23	1070	DRAIN	IRRIGATION	WARM SPRINGS DITCH co (Current)
63		19425	Decreed	Active	1882-06-01	4.2	945	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)

7.76 cfs = 388"

Claimed acres = 484

Digitized acres = 462

Watermaster = 494 acres

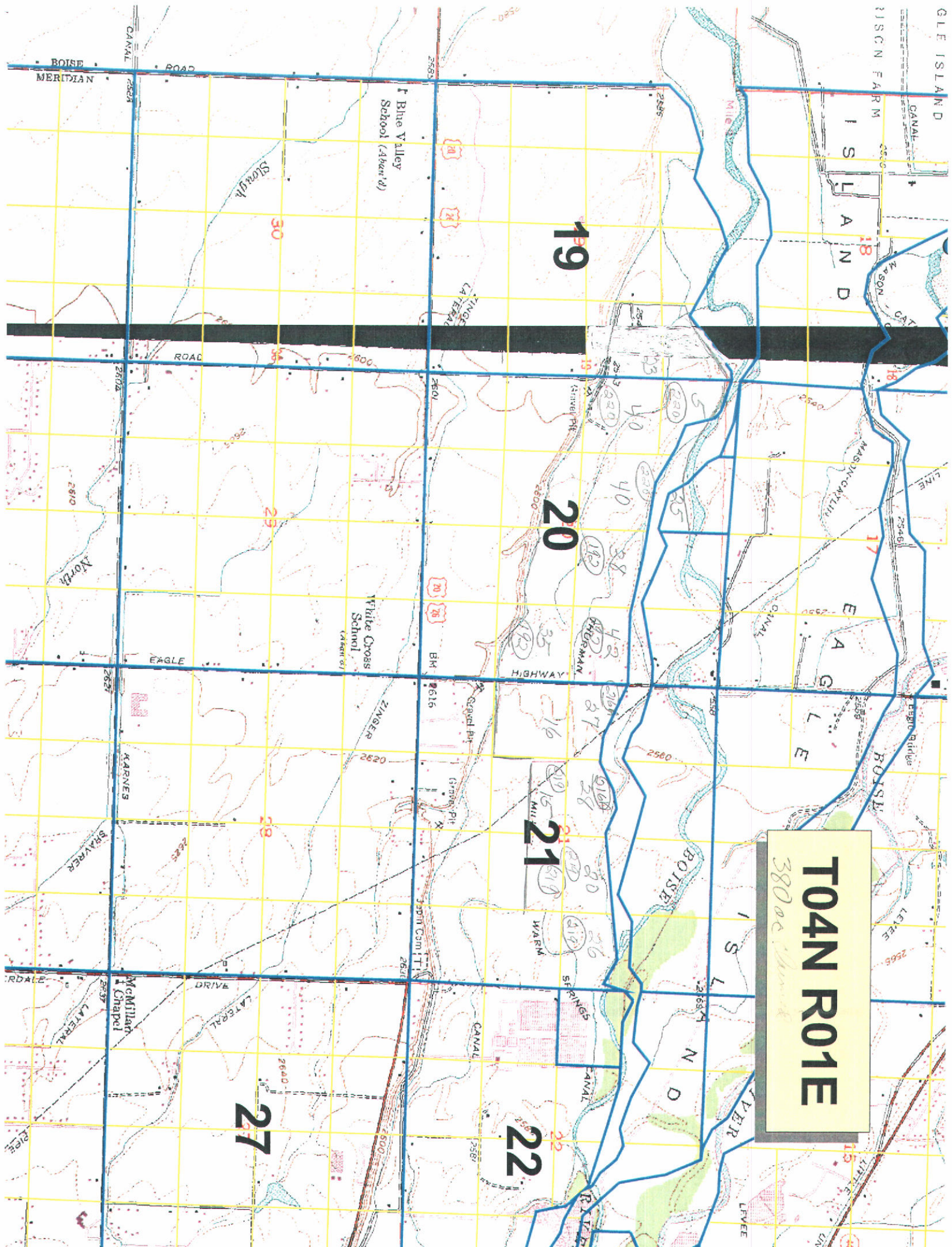
31728 Disallow -> recommend as 2387B - DB #4.

5.06 recommended under claim

5.00

217 = 1.44
218 = 1.56
219 = 1.58
220 = 1.62

T04N R01E
38000' (approx)



BasinNumber	SequenceNum	SplitSuffix	OrganizationName	Agent
63	192		WARM SPRINGS DITCH COMPANY	Mel
63	192		WARM SPRINGS DITCH COMPANY	Mel
63	216C		WARM SPRINGS DITCH COMPANY	Mel
63	216C		WARM SPRINGS DITCH COMPANY	Mel
63	2387A		WARM SPRINGS DITCH COMPANY	Mel
63	2387A		WARM SPRINGS DITCH COMPANY	Mel
63	19425		WARM SPRINGS DITCH COMPANY	Mel
63	19425	219 + 220	WARM SPRINGS DITCH COMPANY	Mel

12-17-02

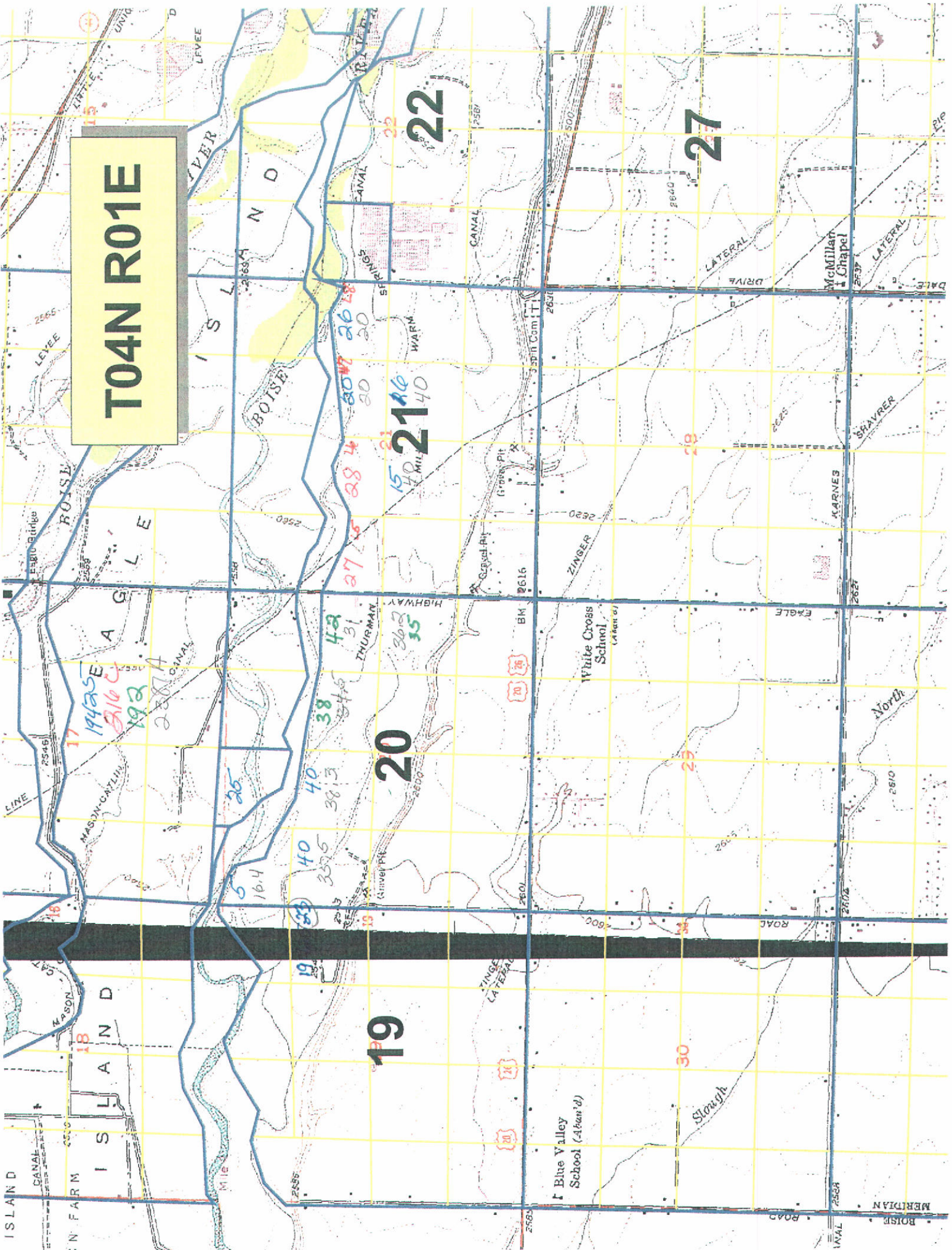
Copies of GIS &
USGS maps made
to Brian Hoff to use
for surveying and mapping
PWA.

1-27-03

Final draft posted

~~copies of deeds~~
~~Need splits~~
Need boundary map.

T04N R01E



T04N R01E

19

20

21

22

18

Warm Spring Butte Company

MEL,
THIS IS MY BEST SHOT AT
WARM SPRINGS BUTTE BOUNDARIES.
IF YOU HAVE ANY QUESTIONS, FEEL
FREE TO CALL ME.

THANKS,

BRAND

Large Rock

2002030

27

18

19

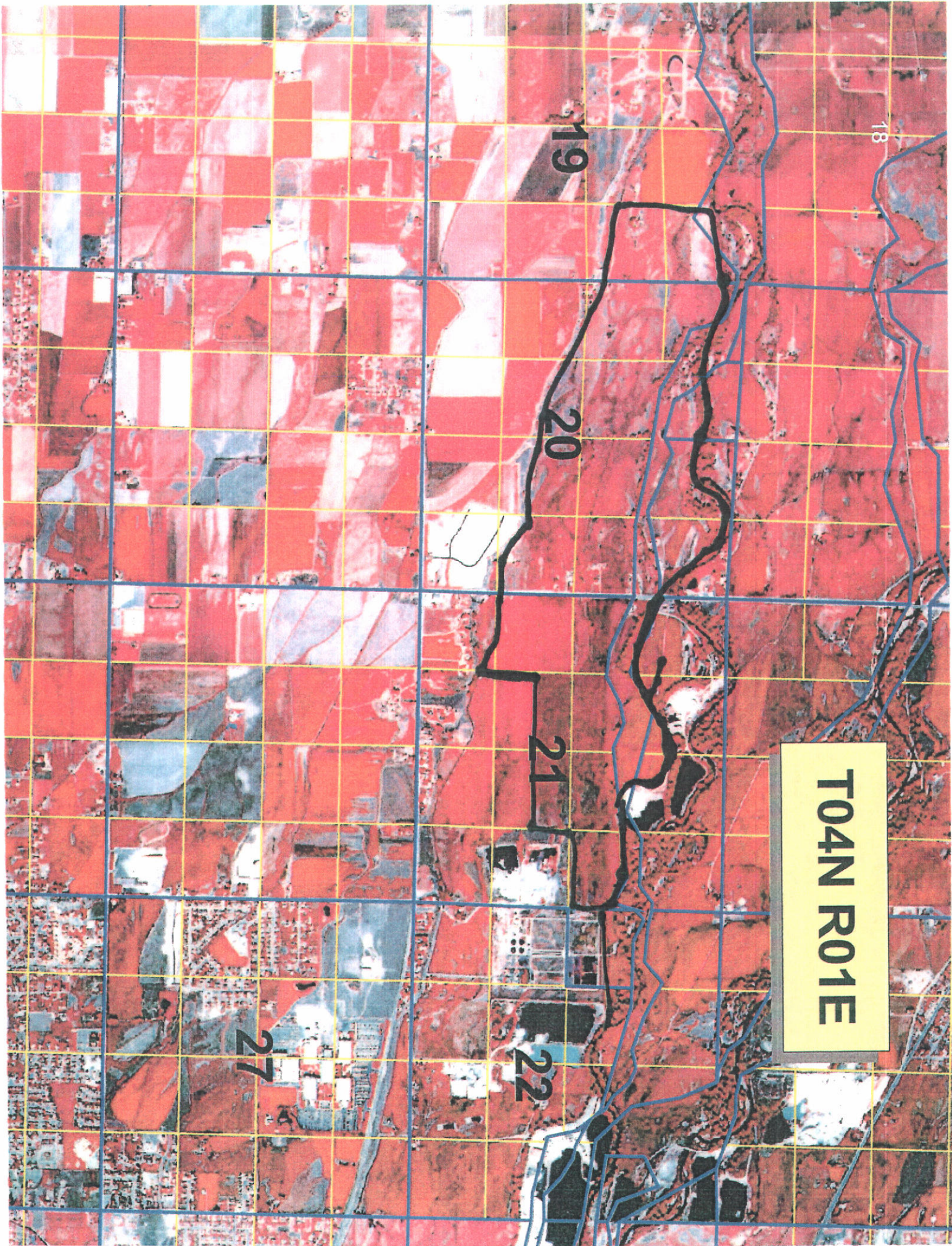
20

21

22

27

T04N R01E



RECEIVED
APR 25 2006
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)

Case No. 39576)

A. Subcase 63-19425
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

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

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

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS REPORT

Name: Warm Springs Ditch Co
Address: C/O Hoff Companies Inc.
280 E Corporate Dr Ste 200
Meridian, ID 83642

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

9. ☐ **Place of Use**

Should be:

11. **I object because:**

☐ This water right should not exist.

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

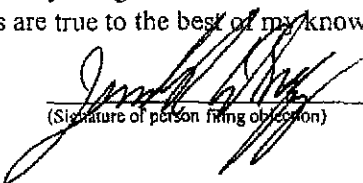
E. REASONS SUPPORTING EACH OBJECTION(S): The proposed language is intended to preserve the historical practice of allowing Reclamation's reservoirs to fill until April 1 and after October 31 if necessary.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

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

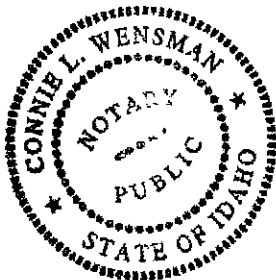
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:





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

INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

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

1. Original to:

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

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

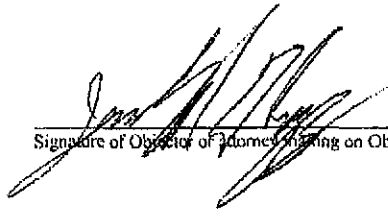
Name: Warm Springs Ditch Co
Address: C/O Hoff Companies Inc.
280 E Corporate Dr Ste 200
Meridian, ID 83642

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 of James signing on Objector's behalf

RECEIVED

MAY 11 2005

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase 63-19425

(Insert water right number
From the Objection Form)

STANDARD FORM 2
RESPONSE TO OBJECTION

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Warm Springs Ditch Company C/O Hoff Companies inc.

Address: 1840 N. Lakes Avenue

Meridian, ID 83642

Daytime Phone: 884-2002

Name & Address of Attorney, if any:

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING**

Name: United States of America acting through the Department of Interior

Address: Bureau of Reclamation , Regional Director PN Code 3100

1150 N. Curtis Rd, Suite 100

Boise, ID 83706-1234

D. I am responding to the objections to the following elements. (Please check the appropriate box(es)).

1. ☐ Name and Address
2. ☐ Source
3. ☐ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instream Flow Description
7. ☐ Purpose(s) of Use
8. ☒ Period of Year The proposed language by the Bureau of Reclamation is acceptable
9. ☐ Place of Use
11. Recommendation
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Ada)

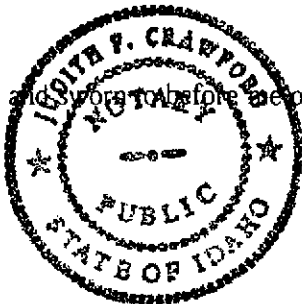
Brian C. Hoff , duly sworn, upon oath, deposes and says:
(Name of person filing response)

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

[Signature] - President, Warm Springs Ditch Co.
(Signature of person filing response)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:



5/9/06
Judith F. Crawford
Notary Public for Idaho
Residing at: Boise
My Commission Expires: 12/9/2010

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, 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.

F. CERTIFICATE OF MAILING

I certify that on 5/9, ²⁰⁰⁶~~199~~, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

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

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

Name: Warm Springs Ditch Co, C/O Hoff Companies, Inc.
Address: 1840 N. Lakes Avenue Meridian, ID 83642

3. One copy to the party who filed the objection at the following address:

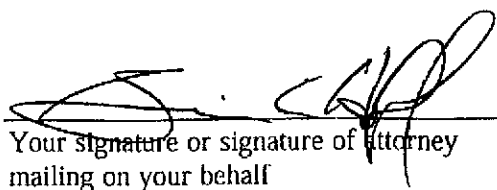
Name: Gail McGarry, US Bureau of reclamation, Regional Director PN Code 3100
Address: 1150 N. Curtis Rd. Suite 100, Boise, ID 83706-1234

4. Copies to:

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

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

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


Your signature or signature of attorney
mailing on your behalf

RECEIVED

APR 25 2006

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)

Case No. 39576)

A. Subcase Number: 63-19425

(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: Warm Springs Ditch Co
Address: C/O Hoff Companies Inc.
280 E Corporate Dr Ste 200
Meridian, ID 83642

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 aesthetic storage 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.

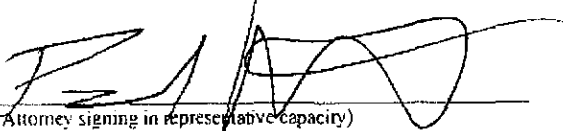
F. VERIFICATION (Must be Completed)

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

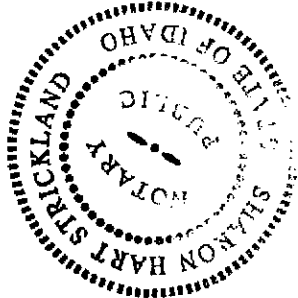
Paul L. Arrington, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

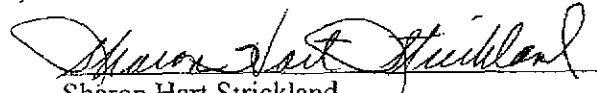
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(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:

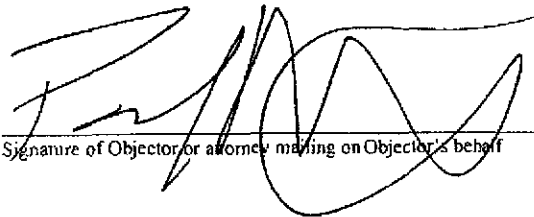
Name: Warm Springs Ditch Co.
Address: c/o Hoff Companies Inc.
280 E. Corporate Dr. Ste 200
Meridian, ID 83642

3. Copies to:

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

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

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



Signature of Objector or attorney mailing on Objector's behalf

RECEIVED

MAY 11 2005

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase 63-19425

(Insert water right number
From the Objection Form)

STANDARD FORM 2
RESPONSE TO OBJECTION

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Warm Springs Ditch Company C/O Hoff Companies inc.

Address: 1840 N. Lakes Avenue

Meridian, ID 83642

Daytime Phone: 884-2002

Name & Address of Attorney, if any:

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING**

Name: BOISE PROJECT BOARD OF CONTROL

Address: 2465 OVERLAND ROAD

BOISE, ID 83705

D. I am responding to the objections to the following elements. (Please check the appropriate box(es)).

1. ☐ Name and Address
2. ☐ Source
3. ☐ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instream Flow Description
7. ☐ Purpose(s) of Use

8. ☒ Period of Year

The proposed language by the Boise Project Board of Control is acceptable

9. ☐ Place of Use

11. Recommendation

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

E. VERIFICATION (Must be Completed)

State of Idaho)

County of Ada) ss.

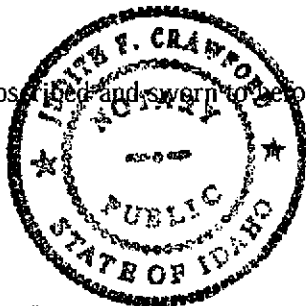
Bruce C. Hoff, duly sworn, upon oath, deposes and says:
(Name of person filing response)

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

[Signature] - President, Warm Springs Ditch Co.
(Signature of person filing response)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:



5/10/06
Judith F. Crawford
Notary Public for Idaho
Residing at: Boise
My Commission Expires: 12/9/2010

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, 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.

F. CERTIFICATE OF MAILING

I certify that on May 10th, ²⁰⁰⁶~~199~~, I mailed the original and copies of this response, including all attachments, to the following persons:

1. Original to:

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

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

Name: Warm Springs Ditch Co, C/O Hoff Companies, Inc.
Address: 1840 N. Lakes Avenue Meridian, ID 83642

3. One copy to the party who filed the objection at the following address:

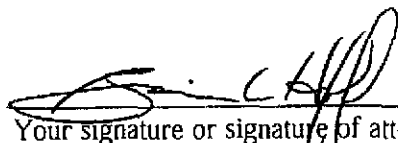
Name: ALBERT P. BARKER AND PAUL L. ARRINGTON BARKER ROSHOLT & SIMPSON, LLP
Address: 205 NORTH 10TH STREET, SUITE 520 P.O. BOX 2139
BOISE, ID 83701-2139

4. Copies to:

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

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

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


Your signature or signature of attorney
mailing on your behalf

12/23/2005

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

RIGHT NUMBER: 63-19425

NAME AND ADDRESS: WARM SPRINGS DITCH CO
C/O HOFF COMPANIES INC
1840 N LAKES AVE
MERIDIAN ID 83642

~~WARM SPRINGS DITCH CO~~
~~C/O HOFF COMPANIES INC~~
~~280 E CORPORATE DR STE 200~~
~~MERIDIAN ID 83642~~

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 5.060 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.

The total instantaneous diversion of water from all points of diversion under Rights 63-192, 63-216C and 63-19425 shall not exceed 7.76 cfs, for the irrigation 449 acres and diversion to aesthetic storage.

Rights 63-192, 63-216C and 63-19425 authorize the diversion of an annual total of 37.8 af to be used for the replacement of losses caused by evaporation from the 13.0 acre total surface area of ponds established under Right 63-31690.

PRIORITY DATE: 06/01/1882

POINT OF DIVERSION:

T03N R02E S5 NESE Lot 11 Within ADA County

T04N R01E S22 SENW Lot 6 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC STORAGE	01/01 12/31	24.60 AFY
DIVERSION TO STORAGE	03/01 11/15	0.140 CFS
IRRIGATION	03/01 11/15	4.920 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S.

Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE: AESTHETIC STORAGE Within ADA County

T04N R01E S19 Lot 1 NENE	T04N R01E S20 Lot 7 SWNE
T04N R01E S20 Lot 8 SENE	T04N R01E S20 Lot 5 NWNW
T04N R01E S20 SWNW	T04N R01E S20 Lot 6 SENW
T04N R01E S20 NESE	T04N R01E S20 NWSE

465.5 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 449 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE AS T04N, R01E, S22, SENW: 63-216C, 63-192

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 63-217, 63-218, 63-220 AND PARTS OF 63-214 AND 63-219

Failure of the right holder to comply with the conditions of transfer 70620 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 70620 within one year of the date of approval.

WATER IS DELIVERED THROUGH THE THURMAN MILL CANAL AND THE WARM SPRINGS CANAL

THIS RIGHT IS DESIGNATED AS NOS 81, 82, 83, 84 & 85 IN THE STEWART
DECREE AND THE BOISE RIVER WATER MASTERS RECORDS

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF
DIVERSION DESCRIBED ABOVE AS T03N, R02E, S5, NESE: 63-216C,
63-192, 63-135, 63-176, 63-193, 63-210, 63-211, 63-221, 63-250, 63-30125,
63-30129, 63-30130, 63-30131, 63-31936

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.

**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	)	Water Rights: 63-192, 63-216C,
	)	63-19425, 63-31728
Case No. 39576	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE
_____	)	PROCEEDING

IDWR has completed the following administrative proceeding:

XX Address change

☐ Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

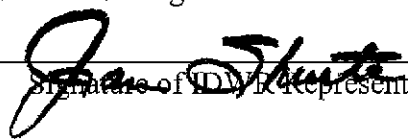
☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: December 27, 2005



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on December 27, 2005, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

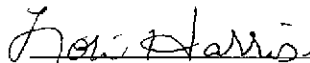
Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Warm Springs Ditch Co.	☐ overnight mail
c/o Hoff Companies, Inc.	☒ regular mail
1840 N. Lakes Ave.	☐ hand-delivered
Meridian ID 83642	☐ facsimile

☐	overnight mail
☐	regular mail
☐	hand-delivered
☐	facsimile



Signature of person mailing this document

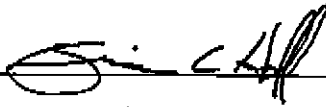
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

Records updated
12-21-05
RECEIVED
DEC 21 2005
WATER RESOURCES
WESTERN REGION

- [] Water Right Number(s): 63-192
63-19425
63-2160
63-31728
- [] Name(s): WARM SPRINGS DITCH CO.
- [] Old Mailing Address: WARM SPRINGS DITCH CO.
C/O HOFF COMPANIES, INC.
280 E. CORPORATE DR STE 200
MERIDIAN, ID 83642
- [] New Mailing Address: WARM SPRINGS DITCH CO.
C/O HOFF COMPANIES, INC.
1840 N. LAKES AVENUE
MERIDIAN, ID 83642
- Telephone Number: (208) 884 - 2002

[] Signature(s) of Owner(s) 
BRIAN C. HOFF, PRESIDENT - WARM SPRINGS DITCH CO
(Include your title if on behalf of company or organization)

Date: 12/20/05

SCANNED

DEC 20 2005

05/16/2005

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

RIGHT NUMBER: 63-19425

NAME AND ADDRESS: WARM SPRINGS DITCH CO
C/O HOFF COMPANIES INC
280 E CORPORATE DR STE 200
MERIDIAN ID 83642

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 5.060 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.

The total instantaneous diversion of water from all points of diversion under Rights 63-192, 63-216C and 63-19425 shall not exceed 7.76 cfs, for the irrigation 449 acres and diversion to aesthetic storage.

Rights 63-192, 63-216C and 63-19425 authorize the diversion of an annual total of 37.8 af to be used for the replacement of losses caused by evaporation from the 13.0 acre total surface area of ponds established under Right 63-31690.

PRIORITY DATE: 06/01/1882

POINT OF DIVERSION:

T03N R02E S5 NESE Lot 11 Within ADA County

T04N R01E S22 SENW Lot 6 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC STORAGE	01/01 12/31	24.60 AFY
DIVERSION TO STORAGE	03/01 11/15	0.140 CFS
IRRIGATION	03/01 11/15	4.920 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to

state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE: AESTHETIC STORAGE Within ADA County

T04N R01E S19 Lot 1 NENE	T04N R01E S20 Lot 7 SWNE
T04N R01E S20 Lot 8 SENE	T04N R01E S20 Lot 5 NWNW
T04N R01E S20 SWNW	T04N R01E S20 Lot 6 SENW
T04N R01E S20 NESE	T04N R01E S20 NWSE

465.5 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 449 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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

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

EXPLANATORY MATERIAL: Decreed

Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE AS T04N, R01E, S22, SENW: 63-216C, 63-192

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 63-217, 63-218, 63-220 AND PARTS OF 63-214 AND 63-219

Failure of the right holder to comply with the conditions of transfer 70620 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 70620 within one year of the date of approval.

WATER IS DELIVERED THROUGH THE THURMAN MILL CANAL AND THE WARM SPRINGS CANAL

THIS RIGHT IS DESIGNATED AS NOS 81, 82, 83, 84 & 85 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF
DIVERSION DESCRIBED ABOVE AS T03N, R02E, S5, NESE: 63-216C,
63-192, 63-135, 63-176, 63-193, 63-210, 63-211, 63-221, 63-250, 63-30125,
63-30129, 63-30130, 63-30131, 63-31936

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-19425 V1

WATER RIGHT NUMBER: 63-19425 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WARM SPRINGS DITCH CO C/O HOFF COMPANIES INC 280 E CORPORATE DR STE 200 MERIDIAN, ID 83642 (208)884-2002

Priority Date: 06/01/1882

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>
AESTHETIC STORAGE	01/01	12/31		24.60 AF
DIVERSION TO STORAGE	03/01	11/15	0.140 CFS	
IRRIGATION	03/01	11/15	4.920 CFS	
	<u>Total Diversion:</u>		5.060 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L11 (NE1/4SE1/4)	Sec. 5,	Twp 03N,	Rge 02E, B.M.
ADA County				
BOISE RIVER	L6 (SE1/4NW1/4)	Sec. 22,	Twp 04N,	Rge 01E, B.M.
ADA County				

Place of UseAESTHETIC STORAGE Within ADA County

T04N R01E S19 Lot 1 NENE	T04N R01E S20 Lot 7 SWNE
T04N R01E S20 Lot 8 SENE	T04N R01E S20 Lot 5 NWNW
T04N R01E S20 SWNW	T04N R01E S20 Lot 6 SENW
T04N R01E S20 NESE	T04N R01E S20 NWSE

Conditions of Approval:

1. Rights 63-192, 63-216C and 63-19425 authorize the diversion of an annual total of 37.8 af to be used for the replacement of losses caused by evaporation from the 13.0 acre total surface area of ponds established under Right 63-31690.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-19425 V1

2. 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.
3. 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.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. 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.
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.
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 transfer 70620 within one year of the date of approval.
9. T08 Failure of the right holder to comply with the conditions of transfer 70620 is cause for the Director to rescind approval of the transfer.
10. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
11. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-192, 63-216C and 63-19425 shall not exceed 7.76 cfs, for the irrigation 449 acres and diversion to aesthetic storage.

Remarks:

1. Explanatory THIS RIGHT IS DESIGNATED AS NOS 81, 82, 83, 84 & 85 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS
2. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE AS T03N, R02E, S5, NESE: 63-216C, 63-192, 63-135, 63-176, 63-193, 63-210, 63-211, 63-221, 63-250, 63-30125, 63-30129, 63-30130, 63-30131, 63-31936
3. Explanatory WATER IS DELIVERED THROUGH THE THURMAN MILL CANAL AND THE WARM SPRINGS CANAL

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-19425 V1

4. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE AS T04N, R01E, S22, SENW: 63-216C, 63-192
5. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 449 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
6. Explanatory THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 63-217, 63-218, 63-220 AND PARTS OF 63-214 AND 63-219

Comments:

1. mcase 7/21/2004 POD

Comment: Correlated PODID 611817 from SpatialDataID 342571 to SpatialDataID 302512

2. mcase 7/21/2004 POD

Comment: Correlated PODID 611816 from SpatialDataID 342578 to SpatialDataID 302643

Water Supply Bank:

Based on transfer # 70620 — see 63-192

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) 63-19425Owner: Warm Springs Ditch Co.Phone No. See 63-192

Current Address: _____

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

Accompanied by: _____

PRIORITY DATE

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

Priority date, per claimant, is: 6-1-1882 = same as decreed(If priority date, based on your exam, seems questionable, explain below.)

 _____Source: Boise RiverTributary to Snake River

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

See 63-192**OVERLAP REVIEW**Other water rights with the same point of diversion: See 63-192

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

WATER USES☒ No change☐ Different Uses

Use Irrigation From 3-1 To 11-15 Amount 5.06 CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only NA

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

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

449
 Limited to 449 acres within the Warm Springs Ditch Co. boundary

Place of Use				NE				NW				SW				SE				Totals
TWP	RGE	SEC		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: See 63-192

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

See 63-192

Delivery System Narrative:

See 63-192

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Designated as right nos. 81, 82, 83, 84, 85
 This right is a combination right to 63-217, 218, 220
 and parts of 63-214 and 219
See transfer 70620

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: _____

FIELD EXAMINER: *Mel Schulte*

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-19425

WATER RIGHT NUMBER: 63-19425

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ANDREW J JOPLIN
	, ZZ
Original Owner	JAMES L GRAHAM
	, ID
Current Owner	WARM SPRINGS DITCH CO C/O HOFF COMPANIES INC 280 E CORPORATE DR STE 200 MERIDIAN, ID 83642 (208)884-2002

Priority Date: 06/01/1882

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>
AESTHETIC STORAGE	01/01 to 12/31		24.60 AF
DIVERSION TO STORAGE	03/01 to 11/15	0.140 CFS	
IRRIGATION	03/01 to 11/15	4.920 CFS	
	<u>Total Diversion:</u>	5.060 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L11 (NE1/4SE1/4)	Sec. 5, Twp 03N, Rge 02E, B.M.
ADA County		
BOISE RIVER	L6 (SE1/4NW1/4)	Sec. 22, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseAESTHETIC STORAGE Within ADA County

T04N R01E S19 Lot 1 NENE	T04N R01E S20 Lot 7 SWNE
T04N R01E S20 Lot 8 SENE	T04N R01E S20 Lot 5 NWNW
T04N R01E S20 SWNW	T04N R01E S20 Lot 6 SENW
T04N R01E S20 NESE	T04N R01E S20 NWSE

IRRIGATION Within ADA County

T04N R01E S19 Lot 1 NENE 24.0	T04N R01E S19 SENE 26.0
T04N R01E S20 Lot 7 SWNE 35.0	T04N R01E S20 Lot 8 SENE 32.0
T04N R01E S20 Lot 5 NWNW 22.0	T04N R01E S20 SWNW 39.0

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-19425

T04N R01E S20 Lot 6 SENW	41.0	T04N R01E S20	NESW	16.0
T04N R01E S20	NWSW	1.5	T04N R01E S20	NESE
			33.0	
T04N R01E S20	NWSE	24.0	T04N R01E S21 Lot 7 SWNE	24.0
T04N R01E S21 Lot 8 SENE	25.0	T04N R01E S21 Lot 5 SWNW	23.0	
T04N R01E S21 Lot 6 SENW	23.0	T04N R01E S21	NESW	20.0
T04N R01E S21	NWSW	39.0	T04N R01E S21	NWSE
			18.0	

Total Acres: 465.5

Conditions of Approval:

1. Rights 63-192, 63-216C and 63-19425 authorize the diversion of an annual total of 37.8 af to be used for the replacement of losses caused by evaporation from the 13.0 acre total surface area of ponds established under Right 63-31690.
2. Rights 63-192 and 63-216C are also diverted through the point of diversion described above as Lot 6 (SENW), S22, T04N, R01E.
3. This right is designated as Nos. 81, 82, 83, 84 and 85 in the Stewart Decree and the Boise River Water Masters records.
4. F01 Water is delivered through the Thurman Mill Canal and the Warm Springs Canal.
5. 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.
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. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
12. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-192, 63-216C and 63-19425 shall not exceed 7.76 cfs for the irrigation of 449.0 acres and diversion to aesthetic storage.
13. X36 Rights 63-135, 63-176, 63-192, 63-193, 63-210, 63-211, 63-216C, 63-221, 63-250, 63-30125, 63-30129, 63-30130, 63-30131 and 63-31936 are also diverted through the point of diversion described above as Lot 11 (NESE), S05, T03N, R02E.

Remarks:

LXIX.

That the defendant S. W. HUTCHINSON be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon 20 acres of land situated in Sec. 14, T. 4 N. R. 1 E. B.M., in the following amount from the following date;

63 0217

22 inches, from June 1, 1882.; and hereby designated as Right No. 82. And be adjudged to pay \$1.54 costs in addition to the costs incurred by him.

LXX.

That the defendant JOHNSON be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon 20 acres of land situated in Sec. 14, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0218

22 inches, from June 1, 1882.; and hereby designated as Right No. 83. And be adjudged to pay \$1.54 costs in addition to the costs incurred by him.

LXXI.

That the defendant ANDREW J. JOPLIN be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon the NE 1/4 of SW 1/4, and NW 1/4 of SE 1/4, and lots 7 and 8, Sec. 21, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0219

143 inches, from June 1, 1882.; and hereby designated as Right No. 84.

And be adjudged to pay \$10.01 costs in addition to the costs incurred by him.

RECORDED

JUN 21 1936

63-19425

LXXII.

That the defendant JAMES L. GRAHAM be, and he is hereby awarded the use of the waters of Boise River, diverted from a point on said river on Lot 6, Sec. 22, T. 4 N. R. 1 E. B.M., for use upon the S. 1/2 of NW 1/4 and lot 5 of Sec. 20, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63-0220
110 inches, from June 1, 1882, and hereby designated as Right No. 85. And be adjudged to pay \$7.70 costs in addition to the costs incurred by him.

LXXIII.

That the defendant FRANCIS M. JOPLIN be, and she is hereby awarded the use of the waters of Boise River, diverted from a point on said river in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon the SE 1/4 of SW 1/4 of Sec. 22, T. 4 N. R. 1 E. B.M., in the following amount from the following date;

63-0221
45 inches, from June 1, 1883, and hereby designated as Right No. 87. And be adjudged to pay \$3.15 costs in addition to the costs incurred by her.

LXXIV.

That the defendant W. A. BLACK be, and he is hereby awarded the use of the waters of Boise River, diverted from said river through the canal now owned by the Riverside Irrigation District, Limited, Canyon County, Idaho, for use upon the E. 1/2 of Sec. 8 and all of Sec. 9, T. 4 N. R. 4 W. B.M., in the following amount and from the following date; and hereby designated as Right No. 88.

63-0222
600 inches, from June 1, 1883. And be adjudged to pay \$42.00 costs in addition to the costs incurred by him.

LXXV.

That the defendant the EUREKA DITCH COMPANY NO. 2 be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south bank of said river near the SE corner of Sec. 12, T. 4 N. R. 4 W. B.M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63-0223
1035 inches, from Nov. 9, 1883.; and hereby designated as Right No. 89. And be adjudged to pay \$75.95 costs in addition to the costs incurred by it.

T. P.D. 85 287
P.D. 131
P.D. 171
P.D. 224
P.D. 245
P.D. 287

JUN 21 1996

LXVII.

That the defendant J. T. BARBER be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon lands lying under said ditch in Sec. 19, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0213

80 inches, from June 1, 1882; and hereby designated as Right No. 80. And be adjudged to pay \$5.60 costs in addition to the costs incurred by him.

LXVIII.

That the defendant SONORA JOPLIN is entitled to the use of the waters of Boise River, diverted from said river at a point in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon the NW 1/4 of SW 1/4, and S. 1/2 of S. W. 1/4, and SW 1/4 of SE 1/4 of Sec. 21, T. 4 N. R. 1 E. B.M. in the following amount from the following date;

63 0214

170 inches, from June 1, 1882; and hereby designated as Right No. 81.

For use upon the following described tract; commencing at a point 30 feet south of the corral fence, thence south 69 degrees 30 minutes west 500.3 feet, thence south 315 feet to edge of bluff, thence south 76 degrees east 562 feet along the edge of bluff, thence north 29 degrees 30 minutes east 162 feet, thence north 29 degrees 45 minutes west 409 feet to place of beginning, in lot 3 of Sec. 15, T. 3 N. R. 2 E. B.M., in the following amount from the following date;

63 0215

3 inches, from June 1, 1889, and hereby designated as Right No. 115.

For use upon lots 5 and 6, Sec. 21, T. 4 N. R. 1 E. B. M., in the following amount from the following date;

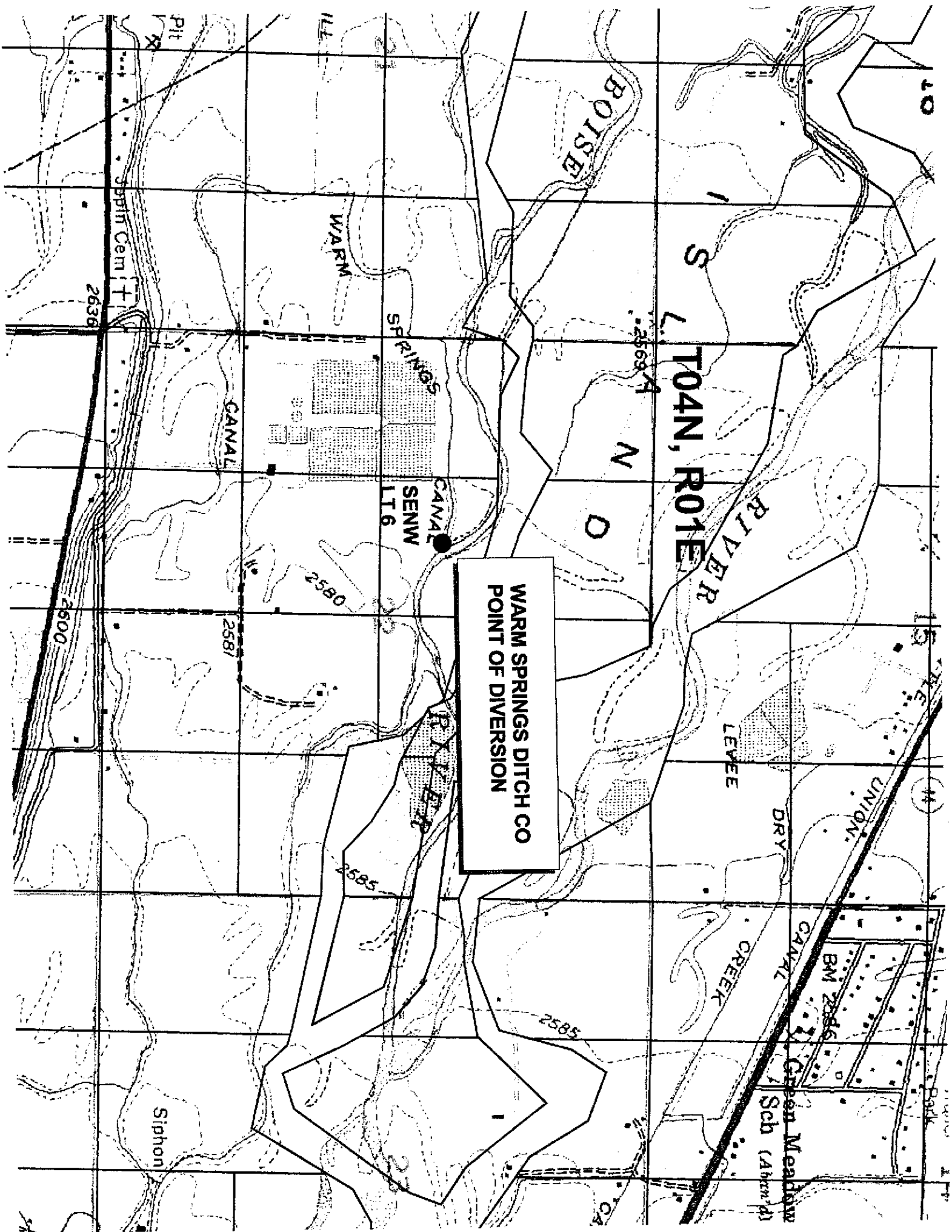
63 0216

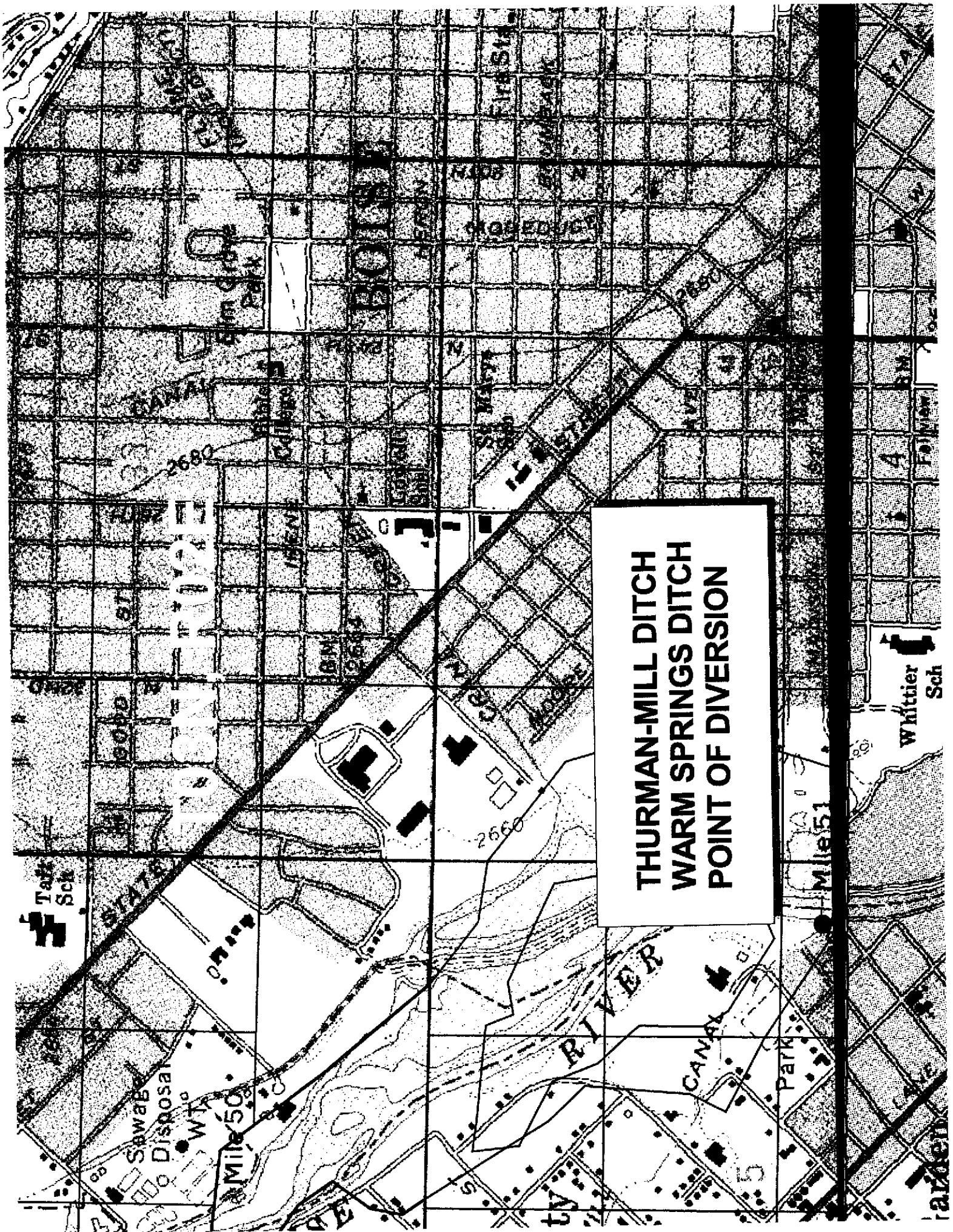
60 inches, from June 1, 1889, and hereby designated as Right No. 116.

And be adjudged to pay \$16.31 costs in addition to the costs incurred by her.

RECORDED

JUN 21 1996





THURMAN-MILL DITCH
WARM SPRINGS DITCH
POINT OF DIVERSION

**WARM SPRINGS DITCH CO
PLACE OF USE & BOUNDARY
DIGITIZED ACRES = 462**

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 63-19425
Date Received: 10/30/1989
Receipt No: W006583
Received By:
AMENDED

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

1. Name of Claimant(s)

WARM SPRINGS DITCH CO Phone: (208) 884-2002

C/O HOFF COMPANIES INC
280 E CORPORATE DR SUITE 200
MERIDIAN ID USA 83642

2. Date of Priority: 06/01/1882

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02E	5	SE NE	ADA	
04N	01E	22	SE NW 6	ADA	

5. Description of diverting works:

HEADGATES, PIPES AND DITCHES FROM BOISE RIVER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	5.06	945

7. Total Quantity Appropriated is:
5.06 C.F.S. and/or 945 A.F.A.

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	19	SE	NE		IRRIGATION	28
			NE	NE	1	IRRIGATION	32
						Section Acres	60
04N	01E	20	SW	NE		IRRIGATION	39
			SE	NE		IRRIGATION	35
			NW	NW	5	IRRIGATION	23
			SW	NW		IRRIGATION	35
			SE	NW	6	IRRIGATION	43
			NE	SE		IRRIGATION	33
			NW	SE		IRRIGATION	22
						Section Acres	230
04N	01E	21	SW	NE	7	IRRIGATION	28
			SE	NE	8	IRRIGATION	31
			SW	NW	5	IRRIGATION	36
			SE	NW	6	IRRIGATION	30
			NE	SW		IRRIGATION	15
			NW	SW		IRRIGATION	39
			NW	SE		IRRIGATION	15
						Section Acres	194
						Total Acres	484

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:

AUTHORITY AS AGENT FOR WARM SPRINGS DITCH COMPANY WATER USERS SEE ATTACHMENT "A".

Address change per claimant request. DB 4/18/2001

Amended claim per AJ recommendation. 6/10/2003

15. Basis of Claim: Decreed

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am BRIAN HOFF, PRESIDENT of _____ Title

WARM SPRINGS DITCH CO Organization, that I have signed the foregoing document in the space below as PRESIDENT of _____ Title

WARM SPRINGS DITCH CO Organization and that the statements contained in the foregoing document are true and correct. [Signature] Signature of Authorized Agent

PRESIDENT, WARM SPRINGS DITCH CO Title and Organization

6/19/03 Date

State of Idaho)
County of Ada) SS.

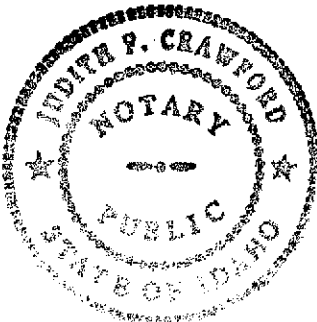
Subscribed and sworn (or affirmed) before me this
of June 19 2003

Judith J. Crawford

Notary Public

Residing at Boise, Idaho

My commission Expires 12/9/04



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

AMENDED

Ident. Number 63-19425
Date Received: 10/30/1989
Receipt No: W006583
Received By:

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

1. Name of Claimant(s)

WARM SPRINGS DITCH CO
C/O HOFF COMPANIES INC
280 E CORPORATE DR SUITE 200
MERIDIAN ID USA 83642

Phone: (208) 884-2002

2. Date of Priority: 06/01/1882

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
03N	02E	5	SE NE	ADA	
04N	01E	22	SE NW 6	ADA	

5. Description of diverting works:

HEADGATES, PIPES AND DITCHES FROM BOISE RIVER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	4.2	945

7. Total Quantity Appropriated is:
4.2 C.F.S. and/or 945 A.F.A.

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	19	NE	NE	1	IRRIGATION	10
			SE	NE		IRRIGATION	28
						Section Acres	38
04N	01E	20	SW	NE		IRRIGATION	39
			SE	NE		IRRIGATION	35
			NW	NW	5	IRRIGATION	23
			SW	NW		IRRIGATION	35
			SE	NW	6	IRRIGATION	43
			NE	SE		IRRIGATION	33
			NW	SE		IRRIGATION	22
						Section Acres	230
04N	01E	21	SW	NE	7	IRRIGATION	28
			SE	NE	8	IRRIGATION	31
			SW	NW	5	IRRIGATION	36
			SE	NW	6	IRRIGATION	30
			NE	SW		IRRIGATION	15
			NW	SW		IRRIGATION	39
			NW	SE		IRRIGATION	15
						Section Acres	194
						Total Acres	462

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:

AUTHORITY AS AGENT FOR WARM SPRINGS DITCH COMPANY WATER USERS SEE ATTACHMENT "A".

Address change per claimant request. DB 4/18/2001

Amended claim per AJ recommendation. 6/10/2003

15. Basis of Claim: Decreed

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am KEIAN L. HOFF, PRESIDENT of
Title
WARM SPRINGS DITCH CO., that I have signed the foregoing
Organization
document in the space below as PRESIDENT of
Title
WARM SPRINGS DITCH CO. and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent [Signature]

PRESIDENT, WARM SPRINGS DITCH CO.
Title and Organization

6/10/03
Date

State of Idaho

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this

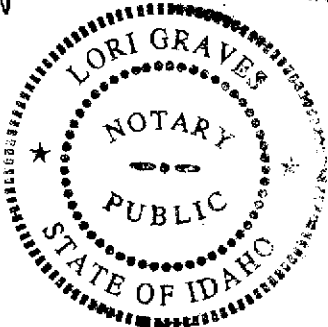
of June 2003

10th
Lori Graves

Notary Public

Residing at Bonnie

My commission Expires 6/18/04



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 63-19425
Date Received: 10/30/89
Receipt No: W006583
Received By:

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

1. Name of Claimant(s): WARM SPRINGS DITCH COMPANY Phone: (208) 884-2002
C/O HOFF COMPANIES INC
280 E CORPORATE DR SUITE 200
MERIDIAN ID USA 83642

2. Date of Priority: 06/01/1882

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
03N	02E	5	SE NE	ADA	
04N	01E	22	6	ADA	

5. Description of diverting works:

HEADGATES, PIPES AND DITCHES FROM BOISE RIVER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	4.2	945

7. Total Quantity Appropriated is:
4.2 C.F.S. and/or 945 A.F.A.

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	19	SE NE		IRRIGATION	23
					Section Acres	23
04N	01E	20	NE NW		IRRIGATION	25
			NW NW		IRRIGATION	5
			SW NW		IRRIGATION	40
			SE NW		IRRIGATION	40
					Section Acres	110
04N	01E	21	SW NE		IRRIGATION	20
			SE NE		IRRIGATION	26
			NE SW		IRRIGATION	15
			NW SE		IRRIGATION	16
					Section Acres	77
					Total Acres	210

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:

AUTHORITY AS AGENT FOR WARM SPRINGS DITCH COMPANY WATER USERS SEE ATTACHMENT "A"

Address change per claimant request. DB 4/18/2001

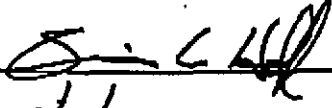
15. Basis of Claim: Decreed

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
APR 17 2001
WATER RESOURCES
WESTERN REGION

CHANGE IN ADDRESS OF NOTICE OF CLAIM

- [] Water Right Number(s): 63-192
63-19425
63-216C
63-2387 A
- [] Claimant Name(s): WARM SPRINGS DITCH CO.

- [] Old Mailing Address: WARM SPRINGS DITCH CO.
C/O HOFF COMPANIES, INC.
5257 FAIRVIEW AVE SUITE 230
BOISE IDAHO 83706
- [] New Mailing Address: WARM SPRINGS DITCH CO.
C/O HOFF COMPANIES, INC.
280 E. CORPORATE DR. SUITE 200
MERIDIAN, IDAHO 83642
- Telephone Number: (208) 884 - 2002
- [] Signature of Claimant(s):  BRIAN C. HOFF
Date: 4/17/01 PRESIDENT, WARM SPRINGS DITCH CO



280 E. CORPORATE DRIVE, SUITE #200
MERIDIAN, ID 83642

MISSION STATEMENT

TO BUILD TOGETHER THE WORLD'S MOST PREFERRED
MILLWORK AND FINISH PRODUCTS COMPANY WITH THE
BEST PEOPLE; EACH COMMITTED TO EXCEEDING OUR
CUSTOMER'S EXPECTATIONS EVERY DAY.

Date:

4/17/01

Number of pages including cover sheet:

2**FAX**

To:

DENISE

From:

BRIAN HOFF

Fax No.:

334-2348

Fax No.:

208-884-1115

Phone:

Phone No.:

208-884-2002

REMARKS:

☐

Urgent

☐

For your review

☐

Reply ASAP

☐

Please comment

DENISE,

THE FOLLOWING IS AN ADDRESS CHANGE FORM
IN REGARDS TO THE WARM SPRINGS BITCH CO
PER SUE BOCK'S INSTRUCTIONS.

THANK YOU!

BRIAN

FOR PROBLEMS WITH THIS FAX TRANSMISSION, PLEASE CALL (208) 884-2002.

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: A63-19425
Date Received: 10/30/1989
Receipt No: W006583
Received By: DE JAL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WARM SPRINGS DITCH COMPANY
Address: C/O HOFF COMPANIES, INC.
5257 FAIRVIEW AVE., SUITE 230
BOISE, ID 83706

2. Date of Priority: JUN 01, 1882

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
03N	02E	5	SE	NE			ADA
04N	01E	22				6	ADA

5. Description of diverting works:
HEADGATES, PIPES AND DITCHES FROM BOISE RIVER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.200		945.00

7. Total Quantity Appropriated is:
4.200 C.F.S. (and/or) 945.00 A.F.A.

8. Total consumptive use is 735.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	19	SE	NE		IRR	23.0
Section Acres							23.0

A63-19425

Page 1

Date: 11/29/89

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OCT 09 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	20	NE	NW		IRR	25.0
			NW	NW		IRR	5.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
						Section Acres	110.0
		21	SW	NE		IRR	20.0
			SE	NE		IRR	26.0
			NE	SW		IRR	15.0
			NW	SE		IRR	16.0
						Section Acres	77.0
						Total Acres	210.0

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:
63-02387

14. Remarks:
AUTHORITY AS AGENT FOR WARM SPRINGS DITCH COMPANY WATER USERS
SEE ATTACHMENT "A".

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 1/18/1906

FARMERS CO-OP DITCH CO.
Decree Plaintiff

vs

RIVERSIDE IRRIGATION DISTRICT
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:

Ident. Number

Date Received

Receipt Number

39576
A63-19425
10-30-89
W006583

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Warm Springs Ditch Company Phone (208) _____
c/o Hoff Companies, Inc.
Mailing Address 5257 Fairview Avenue, Suite 230, Boise, Idaho Zip 83706

2. Date of Priority (Only one (1) per claim) 6/1/1882

3. Source of water supply (a) Boise River
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 4N Range 1E Section 22,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, 6 B.M., County of Ada

Additional points of diversion if any: SENE, Sec. 5, T3N, R2E, B.M.

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Headgates, pipes and ditches from

Boise River.

MICROFILMED

OCT 09 1996

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 4/1 to 11/1 amount 4.2 or 945

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.2 (cfs) and/or (b) 945 (acre feet)

8. Total consumptive use claimed is 735 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	1E	19				23													23
4N	1E	21			20	26					15					16			77
4N	1E	20					25	5	40	40									110

Total number of acres irrigated 210

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

12. Do you own the property listed above as place of use? Yes _____ No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
63-02387 or None ()

14. Remarks:
Authority as agent for Warm Springs Ditch Comany water users
SEE ATTACHMENT "A"

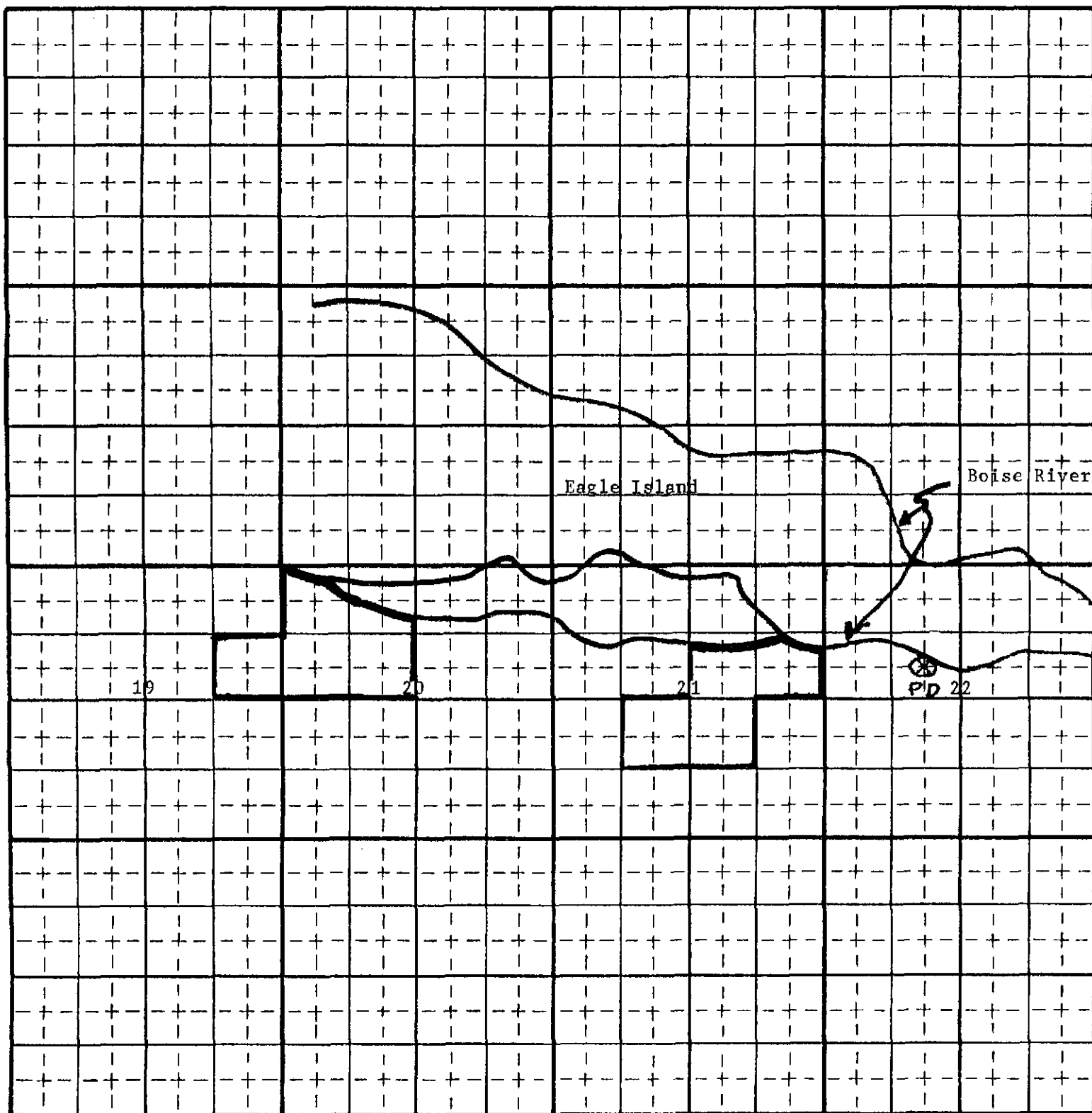
Last Name Warm Spring Ditch Co. Ident No. A63-19425

MICROFILMED

Copies: White-Strip Yellow-Claimant
OCT 09 1996

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



MICROFILMED

OCT 09 1996

Last Name Warm Springs Ditch Co. Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X
If applicable provide IDWR Water Right Number 63-0213, 63-0219 and 63-0220
Court 7th District Case Number _____ Decree Date 1/18/06
Plaintiff vs Defendant Farmers Co-op Ditch Co. vs Riverside Irrigation District

16. Signature (s)

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

Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President Title _____

of Warm Springs Ditch Co. Organization _____, that I have signed the foregoing

document in the space below as President Title _____ of Warm Springs Ditch Co. Organization _____

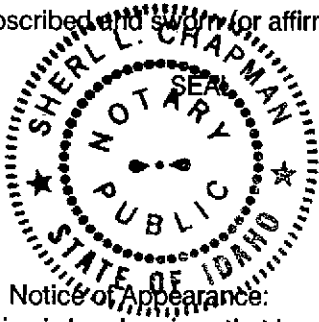
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Don Clark

Title and Organization President, Warm Springs Ditch Co Date 10/30/89

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

Subscribed and sworn (or affirmed) before me this 30 day of Oct 19 89



Notary Public Sheri L. Chapman

Residing at 2887 Cattle Way Meridian Id

My Commission Expires 6/14/94

Please Print Name Sheri L. Chapman

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
OCT 09 1996

Last Name Warm Springs Ditch Docket Number _____

Copies White-State, Yellow-Claimant

ATTACHMENT "A"

This claim is filed on the behalf of the water users of the Warm Springs Ditch in order to assure their various rights to waters transported through the Warm Springs Ditch. The waters have historically been comingled with those of the Thurman Mill Ditch and the point of diversion listed for some of the referenced water rights is the point of diversion for the Thurman Mill ditch as recognized in the Stewart decree.

WARM SPRINGS DITCH COMPANY WATER USERS

Hoff Companies, Inc.
Boise City
Eldon Clark
Leonard Mace
June Walters
Freda Stout Estate
Robert Moore
George Dillard
Jack Daily
Gunnar Lundgren
Alpha Lambert

MICROFILMED

OCT 09 1996

WARM SPRINGS DITCH COMPANY

ADDITIONAL INFORMATION

DATE: September 7, 2004

BY: Mel Schulte

The main contact for Warm Springs Ditch is Brian Hoff, President (884-2002). Steve Hanula, ERO Resources has assisted them in amending their claims and in preparing transfers.

The major issue with Warm Springs Ditch is the co-mingling of water with Thurman Mill Ditch Co and Drainage District No. 4. Warm Springs water is delivered mostly by Thurman Mill's ditch and after water enters the ditch system it is impossible to know whose water is being delivered to the different shareholders of these organizations.

63-31728 was disallowed in favor of Drainage District No. 4 who also claimed the same water on the basis that they create the wastewater in their drain ditch system. This issue is subject to challenge because the drainage district does not apply the water to a beneficial use for irrigation.

The number of acres to limit the rights to is an issue. Their decreed rights at an inch to the acre would equal 388 acres, they claimed 484 acres, the digitized acres total 462 acres and the water master's records indicate a place of use of 494 acres. The place of use is bottom land which could indicate 1.1" to the acre or a total of 353 acres based on 388 inches of water.

MTS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-192 V1

WATER RIGHT NUMBER: 63-192 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WARM SPRINGS DITCH CO C/O HOFF COMPANIES INC 280 E CORPORATE DR STE 200 MERIDIAN, ID 83642 (208)884-2002
Original Owner	MARY CLARK , ID
Original Owner	EDWARD CLARK , ID

Priority Date: 06/01/1876

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	2.300 CFS	
	<u>Total Diversion:</u>	2.300 CFS	

Location of Point(s) of Diversion

BOISE RIVER ADA County	L11 (NE1/4SE1/4)	Sec. 5, Twp 03N, Rge 02E, B.M.
BOISE RIVER ADA County	L6 (SE1/4NW1/4)	Sec. 22, Twp 04N, Rge 01E, B.M.

Place of Use

Conditions of Approval:

1. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-192 V1

3. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

Remarks:

1. Explanatory THIS RIGHT IS DESIGNATED AS NO 61 IN THE STEWART DECREE AND THE BOISE RIVER WATER MASTERS RECORDS
2. Explanatory *Lot 11* THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE AS T03N, R02E, S5, NESE: 63-216C, 63-19425, 63-135, 63-176, 63-193, 63-210, 63-211, 63-221, 63-250, 63-30125, 63-30129, 63-30130, 63-30131, 63-31936
3. Quantity *Odd* THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. *max more than 4.5*
4. Explanatory WATER IS DELIVERED THROUGH THE THURMAN MILL CANAL AND THE WARM SPRINGS CANAL
5. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE AS T04N, R01E, S22, SENW: 63-216C, 63-19425 *1st 6 449.*
6. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF ~~162~~ ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. mcase 7/21/2004 POD
Comment: Correlated PODID 610836 from SpatialDataID 342571 to SpatialDataID 302512
2. mcase 7/21/2004 POD
Comment: Correlated PODID 610836 from SpatialDataID 342571 to SpatialDataID 302512
3. mcase 7/21/2004 POD
Comment: Correlated PODID 610836 from SpatialDataID 342571 to SpatialDataID 302512
4. mcase 7/21/2004 POD
Comment: Correlated PODID 610835 from SpatialDataID 342578 to SpatialDataID 302643
5. mcase 7/21/2004 POD
Comment: Correlated PODID 610835 from SpatialDataID 342578 to SpatialDataID 302643
6. mcase 7/21/2004 POD
Comment: Correlated PODID 610835 from SpatialDataID 342578 to SpatialDataID 302643

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-19425

WATER RIGHT NUMBER: 63-19425

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ANDREW J JOPLIN
	, ZZ
Original Owner	JAMES L GRAHAM
	, ID
Current Owner	WARM SPRINGS DITCH CO C/O HOFF COMPANIES INC 280 E CORPORATE DR STE 200 MERIDIAN, ID 83642 (208)884-2002

Priority Date: 06/01/1882

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>
→ AESTHETIC STORAGE	01/01 to 12/31		24.60 AF
→ DIVERSION TO STORAGE	03/01 to 11/15	0.140 CFS	
→ IRRIGATION	03/01 to 11/15	4.920 CFS	
	<u>Total Diversion:</u>	5.060 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L11 (NE1/4SE1/4)	Sec. 5, Twp 03N, Rge 02E, B.M.
ADA County		
BOISE RIVER	L6 (SE1/4NW1/4)	Sec. 22, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseAESTHETIC STORAGE Within ADA County


T04N R01E S19 Lot 1 NENE	T04N R01E S20 Lot 7 SWNE
T04N R01E S20 Lot 8 SENE	T04N R01E S20 Lot 5 NWNW
T04N R01E S20 SWNW	T04N R01E S20 Lot 6 SENW
T04N R01E S20 NESE	T04N R01E S20 NWSE

IRRIGATION Within ADA County

T04N R01E S19 Lot 1 NENE	24.0	T04N R01E S19 SENE	26.0
T04N R01E S20 Lot 7 SWNE	35.0	T04N R01E S20 Lot 8 SENE	32.0
T04N R01E S20 Lot 5 NWNW	22.0	T04N R01E S20 SWNW	39.0

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-19425

T04N R01E S20 Lot 6 SENW 41.0	T04N R01E S20 NESW 16.0
T04N R01E S20 NWSW 1.5	T04N R01E S20 NESE 33.0
T04N R01E S20 NWSE 24.0	T04N R01E S21 Lot 7 SWNE 24.0
T04N R01E S21 Lot 8 SENE 25.0	T04N R01E S21 Lot 5 SWNW 23.0
T04N R01E S21 Lot 6 SENW 23.0	T04N R01E S21 NESW 20.0
T04N R01E S21 NWSW 39.0	T04N R01E S21 NWSE 18.0

Total Acres: 465.5

Conditions of Approval:

add Rights 63-192, 63-216C and 63-19425 authorize the diversion of an annual total of 37.8 af to be used for the replacement of losses caused by evaporation from the 13.0 acre total surface area of ponds established under Right 63-31690.

add Rights 63-192 and 63-216C are also diverted through the point of diversion described above as Lot 6 (SENW), S22, T04N, R01E.

OK This right is designated as Nos. 81, 82, 83, 84 and 85 in the Stewart Decree and the Boise River Water Masters records.

OK F01 Water is delivered through the Thurman Mill Canal and the Warm Springs Canal.

add 5 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.

add 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.

OK 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.

add 8. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

add 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.

OK 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.

add 11. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.

add 12. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-192, 63-216C and 63-19425 shall not exceed 7.76 cfs for the irrigation of 449.0 acres and diversion to aesthetic storage.

OK 13. X36 Rights 63-135, 63-176, 63-192, 63-193, 63-210, 63-211, 63-216C, 63-221, 63-250, 63-30125, 63-30129, 63-30130, 63-30131 and 63-31936 are also diverted through the point of diversion described above as Lot 11 (NESE), S05, T03N, R02E.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-216C

WATER RIGHT NUMBER: 63-216C

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SONORA JOPLIN
Current Owner	, ZZ WARM SPRINGS DITCH CO C/O HOFF COMPANIES INC 280 E CORPORATE DR STE 200 MERIDIAN, ID 83642 (208)884-2002

Priority Date: 06/01/1889

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	0.390 CFS	
→ AESTHETIC STORAGE	01/01 to 12/31		2.00 AF
→ DIVERSION TO STORAGE	03/01 to 11/15	0.010 CFS	
<u>Total Diversion:</u>		0.400 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L11 (NE1/4SE1/4)	Sec. 5, Twp 03N, Rge 02E, B.M.
ADA County		
BOISE RIVER	L6 (SE1/4NW1/4)	Sec. 22, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R01E S19 Lot 1 NENE 24.0	T04N R01E S19 SENE 26.0
T04N R01E S20 Lot 7 SWNE 35.0	T04N R01E S20 Lot 8 SENE 32.0
T04N R01E S20 Lot 5 NWNW 22.0	T04N R01E S20 SWNW 39.0
T04N R01E S20 Lot 6 SENW 41.0	T04N R01E S20 NESW 16.0
T04N R01E S20 NWSW 1.5	T04N R01E S20 NESE 33.0
T04N R01E S20 NWSE 24.0	T04N R01E S21 Lot 7 SWNE 24.0
T04N R01E S21 Lot 8 SENE 25.0	T04N R01E S21 Lot 5 SWNW 23.0
T04N R01E S21 Lot 6 SENW 23.0	T04N R01E S21 NESW 20.0
T04N R01E S21 NWSW 39.0	T04N R01E S21 NWSE 18.0

Total Acres: 465.5

AESTHETIC STORAGE Within ADA County

eda

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-216C

T04N R01E S19 Lot 1 NENE

T04N R01E S20 Lot 7 SWNE

T04N R01E S20 Lot 8 SENE

T04N R01E S20 Lot 5 NWNW

T04N R01E S20 SWNW

T04N R01E S20 Lot 6 SENW

T04N R01E S20 NESE

T04N R01E S20 NWSE

Conditions of Approval:

1. Rights 63-192, 63-216C and 63-19425 authorize the diversion of an annual total of 37.8 af to be used for the replacement of losses caused by evaporation from the 13.0 acre total surface area of ponds established under Right 63-31690.
2. Rights 63-192 and 63-19425 are also diverted through the point of diversion described above as Lot 6 (SENW), S22, T04N, R01E.
3. This right is designated as No. 116 in the Stewart Decree and the Boise River Water Masters records.
4. F01 Water is delivered through the Thurman Mill Canal and the Warm Springs Canal.
5. 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.
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. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
12. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-192, 63-216C and 63-19425 shall not exceed 7.76 cfs for the irrigation of 449.0 acres and diversion to aesthetic storage.
13. X36 Rights 63-135, 63-176, 63-192, 63-193, 63-210, 63-211, 63-221, 63-250, 63-19425, 63-30125, 63-30129, 63-30130, 63-30131 and 63-31936 are also diverted through the point of diversion described above as Lot 11 (NESE), S05, T03N, R02E.

Remarks:

Comments:

1. pskaggs 3/4/2005 3:38:11 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 70620

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-192

WATER RIGHT NUMBER: 63-192

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WARM SPRINGS DITCH CO C/O HOFF COMPANIES INC 280 E CORPORATE DR STE 200 MERIDIAN, ID 83642 (208)884-2002
Original Owner	MARY CLARK , ID
Original Owner	EDWARD CLARK , ID

Priority Date: 06/01/1876

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>
→ AESTHETIC STORAGE	01/01	12/31		11.20 AF
→ DIVERSION TO STORAGE	03/01	11/15	0.060 CFS	
IRRIGATION	03/01	11/15	2.240 CFS	
	<u>Total Diversion:</u>		2.300 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L11 (NE1/4SE1/4)	Sec. 5, Twp 03N, Rge 02E, B.M.
ADA County		
BOISE RIVER	L6 (SE1/4NW1/4)	Sec. 22, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseAESTHETIC STORAGE Within ADA County

T04N R01E S19 Lot 1 NENE	T04N R01E S20 Lot 7 SWNE
T04N R01E S20 Lot 8 SENE	T04N R01E S20 Lot 5 NWNW
T04N R01E S20 SWNW	T04N R01E S20 Lot 6 SENW
T04N R01E S20 NESE	T04N R01E S20 NWSE

IRRIGATION Within ADA County

T04N R01E S19 Lot 1 NENE 24.0	T04N R01E S19 SENE 26.0
T04N R01E S20 Lot 7 SWNE 35.0	T04N R01E S20 Lot 8 SENE 32.0
T04N R01E S20 Lot 5 NWNW 22.0	T04N R01E S20 SWNW 39.0

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-192

T04N R01E S20 Lot 6 SENW 41.0	T04N R01E S20 NESW 16.0
T04N R01E S20 NWSW 1.5	T04N R01E S20 NESE 33.0
T04N R01E S20 NWSE 24.0	T04N R01E S21 Lot 7 SWNE 24.0
T04N R01E S21 Lot 8 SENE 25.0	T04N R01E S21 Lot 5 SWNW 23.0
T04N R01E S21 Lot 6 SENW 23.0	T04N R01E S21 NESW 20.0
T04N R01E S21 NWSW 39.0	T04N R01E S21 NWSE 18.0

Total Acres: 465.5

Conditions of Approval:

1. *add* Rights 63-192, 63-216C and 63-19425 authorize the diversion of an annual total of 37.8 af to be used for the replacement of losses caused by evaporation from the 13.0 acre total surface area of ponds established under Right 63-31690.
2. *OK* Rights 63-216C and 63-19425 are also diverted through the point of diversion described above as Lot 6 (SENW), S22, T04N, R01E.
3. *OK* This right is designated as No. 61 in the Stewart Decree and the Boise River Water Masters records.
4. *OK* F01 Water is delivered through the Thurman Mill Canal and the Warm Springs Canal.
5. *add* → 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.
6. *OK add* 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. *OK* 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. *add* T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval. *was #706-2410*
9. *add* T08 Failure of the right holder to comply with the conditions of the transfer is cause for the Director to rescind approval of the transfer. *Exp 70620*
10. *No* 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. *add* T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
12. *add* WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-192, 63-216C and 63-19425 shall not exceed 7.76 cfs for the irrigation of 449.0 acres and diversion to aesthetic storage.
13. *OK* X36 Rights 63-135, 63-176, 63-193, 63-210, 63-211, 63-216C, 63-221, 63-250, 63-19425, 63-30125, 63-30129, 63-30130, 63-30131 and 63-31936 are also diverted through the point of diversion described above as Lot 11 (NESE), S05, T03N, R02E.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Transfer AJ Claim Report 63-192

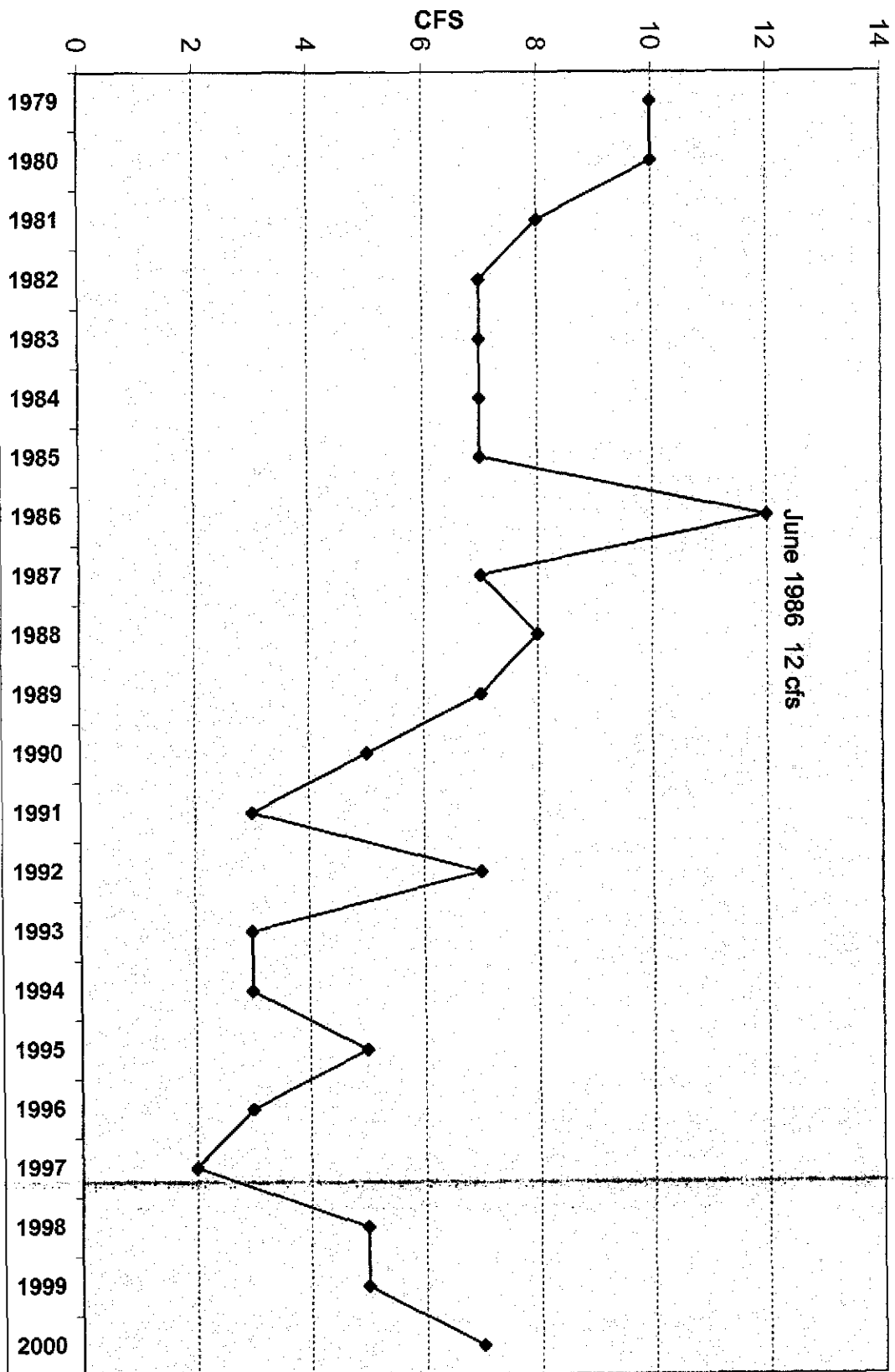
Comments:

1. pskaggs 3/4/2005 3:38:11 PM Transferred Right

Comment: This is now an approved transfer, transfer number = 70620

[illegible]

MAXIMUM MONTHLY DIVERSION 1979-2000
13206220 WARM SPRINGS CANAL



13206220	HISTORIC DIVERSION WARM SPRINGS DITCH												(CFS)
M-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1979	2	0	0	0	0	0	5	10	7	5	3	3	35
1980	2	0	0	0	0	0	3	10	8	5	5	2	35
1981	0	0	0	0	0	0	3	8	7	7	7	5	36
1982	2	0	0	0	0	0	0	7	5	5	3	5	25
1983	2	0	0	0	0	0	2	2	5	5	5	7	26
1984	2	0	0	0	0	0	3	3	7	5	7	2	31
1985	3	0	0	0	0	0	3	7	7	7	7	5	35
1986	0	0	0	0	0	0	3	7	12	5	7	2	27
1987	2	0	0	0	0	0	3	7	7	7	7	5	36
1988	2	0	0	0	0	0	5	8	7	7	7	5	40
1989	0	0	0	0	0	0	3	7	7	7	7	5	35
1990	0	0	0	0	0	0	3	7	5	5	5	5	28
1991	2	0	0	0	0	0	2	5	3	3	3	3	20
1992	2	0	0	0	0	0	5	7	7	5	3	2	30
1993	0	0	0	0	0	0	0	3	3	3	3	3	16
1994	2	0	0	0	0	0	0	3	3	3	3	3	20
1995	2	0	0	0	0	0	2	3	5	3	3	3	20
1996	2	0	0	0	0	0	0	3	3	3	3	3	18
1997	2	0	0	0	0	0	0	0	0	0	0	0	2
1998	0	0	0	0	0	0	0	0	0	0	0	0	13
1999	2	0	0	0	0	0	0	3	5	5	5	3	20
2000	2	0	0	0	0	0	2	7	7	7	5	3	31
AVERAGE:													
1979-2000	1	0	0	0	0	0	2	5	5	5	4	4	26

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Source Table
63	192		Decreed	Active	1876-06-01	2.3	518	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)
63	216 C		Decreed	Active	1889-06-01	4.2	297	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)
63	2387 A		License	Active	4/18/1925	2.23	1070	DRAIN	IRRIGATION	WARM SPRINGS DITCH co (Current)
63	19425		Decreed	Active	1882-06-01	4.2	945	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)

7.76 cfs = 388"

Claimed acres = 484

Digital acres = 463

Water master = 494 acres

31128

Decreed

→ recommended as 2387B - DB #4.

217 = 1.44

218 = 1.58

219 = 2.12

220 = 2.12

19425 = 1.10

5.00

Brian Hoff - 884-2002

Warm Springs Ditch review

63-192 = OK

63-216C = overclaimed DR - amend claim
to 40 cfs

63-19425 = underclaimed - amend claim
to 5.06 cfs.

63-2387A = disallow - recommend as 63-2387
in the name of Drainage Dist #4 who owns
the right. = Withdrawn

DR #4 water serves the same POB as Warm
Springs Ditch Co.

STEWART AND BRYAN DECREES GROUPED UNDER CANAL HEADINGS

CHART NO. 3

NAME OF CANAL	CHANGE IN P. OF D.	TRANSFER	PRIORITY NO.	DATE	AMOUNT DECREED				TOTAL SEC. FT.
					STEWART DECREE	INTERVENORS STEWART DECREE	BRYAN DECREE	INCHES	
WARM SPRINGS DITCH			61	6-1-1876	2.30	- 192 = WSDC			
			82	6-1-1882	.44	- 217		219 = 2.86	
			83	6-1-1882	.44	- 218			
			84	6-1-1882	1.56	- 219		part of 219	
			85	6-1-1882	2.20	- 220			
			81	6-1-1882	.40	- 214		part	
			115	6-1-1889	.06	- 215			
			116	6-1-1889	1.20	- 216C = .40 = WSDC			
	2996		116*	6-1-1889	.80*	- 216A = Mar			8.00

8-2-07

ADD Decree for 3N, 2E, 5, NE SE

Basin Sequence	Suffix	Basin	Effective Date	Rate (cfs)	Source	Water Use(s)	Source Title	Source To Adjudicate
63	195	Decreed	1864-06-01	3.3	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	176	Decreed	1868-06-01	1.6	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	192	Decreed	1876-06-01	2.3	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	193	Decreed	1876-06-01	0.44	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	210	Decreed	1880-06-01	2.4	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	211	Decreed	1880-10-20	0.9	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	216 C	Decreed	1889-06-01	0.4	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	221	Decreed	1883-06-01	0.9	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	250	Decreed	1895-07-01	0.66	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	19425	Decreed	1882-06-01	5.06	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	30125	Decreed	1865-06-01	1.86	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	30129	Decreed	1872-06-01	2.1	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	30130	Decreed	1869-06-01	15.48	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	30131	Decreed	1882-06-01	5.6	BOISE RIVER	IRRIGATION	THURMAN MILL DITCH CO LTD	wrAdjudicationRecomm
63	31936	Beneficial Use	8/3/1925	15	WASTE WATER	IRRIGATION	DRAINAGE DISTRICT NUMBER FOUR OF ADA COUNTY	wrAdjudicationRecomm

LII.

That the defendants the heirs of EDWARD AND MARY CLARK, be and they are hereby awarded the use of the waters of Boise River, diverted from said river at a point opposite the upper end of Government Island ~~thru~~ through what is known as the Thurman Mill Slough, for use upon the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ and lots 7 and 8, Sec. 20, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0192

115 inches, from June 1, 1876; and hereby designated as

Right No. 61.

and be adjudged to pay \$8.05 costs in addition to the costs incurred by them.

LIII.

That the defendant JOHN CECIL be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point opposite the upper end of Government Island, through what is known as the Thurman Mill Slough, for use upon the following described land; commencing at a point $\frac{1}{4}$ mile west of the NE corner of NE $\frac{1}{4}$ of Sec. 27, T. 4 N. R. 1 E. B.M., thence west 120 rods, thence south 249 feet, thence southeast along the brow of the hill 120 rods, thence north 633 feet to place of beginning, in the following amount and from the following date;

3 0193

22 inches, from June 1, 1876; and hereby designated as Right No. 62; and be adjudged to pay \$1.54 costs in addition to the costs incurred by him.

LIV.

That the defendant THOMAS H. AIKENS be, and he is hereby awarded the use of the waters of Boise River, diverted at a point in said river on Sec. 16, T. 4 N. R. 1 E. B.M., about 60 rods from the west line of said section and on or near the south line thereof, for use upon the south half of SE $\frac{1}{4}$, Sec. 17, T. 4 N. R. 1 E. B.M., and lots 6, 7, and 8 in said section, also an irregular shaped piece of ground in the SE $\frac{1}{4}$ of said Sec. 17, containing about 10 acres, in the following amount and from the following date;

3 0194

260 inches, from June 1, 1877; and hereby designated as Right No 63.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-192

WATER RIGHT NUMBER: 63-192

Owner Type Name and Address

Current Owner EDWARD CLARK

, ID

Current Owner MARY CLARK

, ID

Priority Date: 06/01/1876

Basis: Decreed

Status: Active

Source

BOISE RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

/ to /

Diversion Rate

2.300 CFS

Annual VolumeTotal Diversion: 2.300 CFSLocation of Point(s) of Diversion

BOISE RIVER

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	20			X	X									X				
					L 7	L 8													

Conditions of Approval:Remarks:

- General THIS WATER DIVERTED INTO THURMAN MILL DITCH.
P/D NOT LISTED.

Comments:Dates and Other Information:

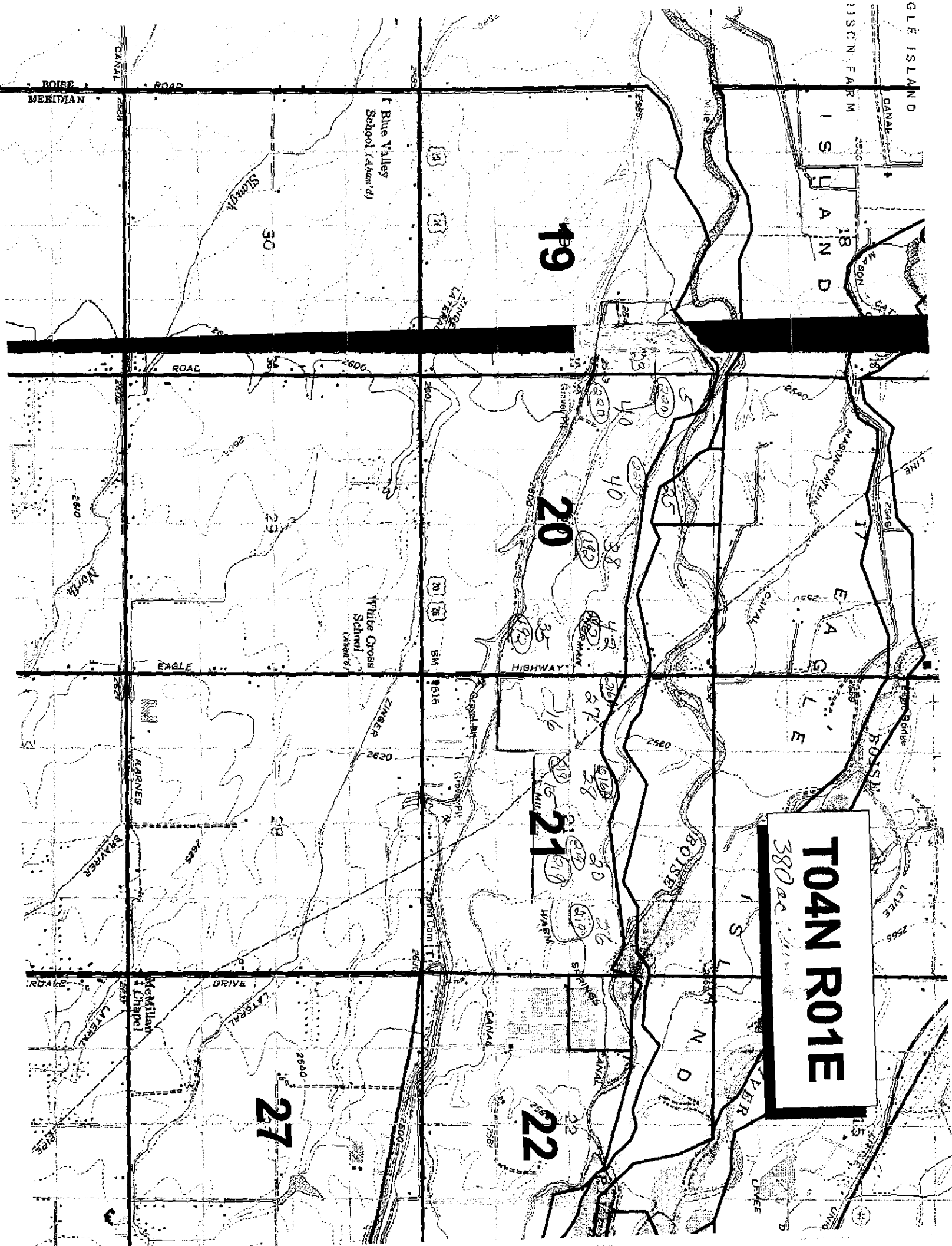
IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-192

Dates and Other Information:

Licensed Date:
Decreed Date: 1/18/1906
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 63
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Riverside Irrigation District, Ltd, et al
Decree Plaintiff: Farmers Cooperative Ditch Co
Civil Case Number:
Judicial District: Seventh District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:



T04N R01E

38000

Σ

Breim Hoff

584-2002

63	192	WARM SPRINGS DITCH COMPANY Mel
63	192	WARM SPRINGS DITCH COMPANY Mel
63	216C	WARM SPRINGS DITCH COMPANY Mel
63	216C	WARM SPRINGS DITCH COMPANY Mel
63	2387A	WARM SPRINGS DITCH COMPANY Mel
63	2387A	WARM SPRINGS DITCH COMPANY Mel
63	19425	WARM SPRINGS DITCH COMPANY Mel
63	19425	WARM SPRINGS DITCH COMPANY Mel

12-17-02

Copies of GIS
USGS maps made
to Breim Hoff to use
for planning and mapping
PWA

1-27-03

Final draft map

~~Copies of maps~~

~~Need maps~~

Need boundary map.

Idaho Dept. of Water Resources
Place of Use Comparison Report

74N, R1E, S19, SCNE

Basin Sequence	Suffix	Basin	Priority Date	Basin	Source	Water Use(s)	Owner(s)	Source Table
63	16555	Beneficial Use	4/27/1992	0.09	GROUND WATER	IRRIGATION, STOCKWATER	SCHULTSMEIER, BLANCHE (Current); SCHULTSMEIER, LEE (Current)	WRAAdjudicationClaim
63	231	Decreed	1891-05-06	73.44	BOISE RIVER	IRRIGATION	SETTLERS IRRIGATION DISTRICT (Current)	WRAAdjudicationClaim
63	16553	Decreed	11/1/1906	0.08	GROUND WATER	DOMESTIC, STOCKWATER	SCHULTSMEIER, BLANCHE (Current); SCHULTSMEIER, LEE (Current)	WRAAdjudicationClaim
63	16554	Decreed	7/2/1977	0.08	GROUND WATER	DOMESTIC, STOCKWATER	SCHULTSMEIER, BLANCHE (Current); SCHULTSMEIER, LEE (Current)	WRAAdjudicationClaim
63	18949	Decreed	12/31/1934	0.08	GROUND WATER	DOMESTIC, STOCKWATER	WALTERS, JUNE S (Current)	WRAAdjudicationClaim
63	19425	Decreed	1892-06-01	4.2	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH Co (Current)	WRAAdjudicationClaim
63	19535	Decreed	8/15/1975	0.08	GROUND WATER	DOMESTIC, STOCKWATER	JOHNSON, LARRY L (Current); JOHNSON, PEGGY L (Current)	WRAAdjudicationClaim
63	2387A	License	4/18/1925	2.23	DRAIN	IRRIGATION	WARM SPRINGS DITCH Co (Current)	WRAAdjudicationClaim
63	2387B	License	7/1/1924	11.42	BOISE RIVER	IRRIGATION	DRAINAGE DIST NO 4 (Current)	WRAAdjudicationClaim
63	2387	License	11/1/1994	11.42	BOISE RIVER	IRRIGATION	DRAINAGE DIST NO 4 (Current)	WRAAdjudicationClaim
63	2555	License	7/1/1924	10	JUNCTION DRAIN	IRRIGATION	DRAINAGE DIST NO 4 (Current)	WRAAdjudicationClaim
63	2555	License	9/2/1989	10	JUNCTION DRAIN	IRRIGATION	DRAINAGE DIST NO 4 (Current)	WRAAdjudicationClaim
63	3060	License	8/3/1955	1.87	GROUND WATER	IRRIGATION	SETTLERS IRRIGATION DISTRICT (Current)	WRAAdjudicationClaim
63	3060	License	8/3/1955	1.87	GROUND WATER	IRRIGATION	SETTLERS IRRIGATION DISTRICT (Current)	WRAAdjudicationClaim
63	3614B	License	12/9/1940		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	SETTLERS IRRIGATION DISTRICT (Current)	WRAAdjudicationClaim
63	3618B	Permit	4/12/1983		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	SETTLERS IRRIGATION DISTRICT (Current)	WRAAdjudicationClaim
63	3262B	Statutory Claim	1/13/1911		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	SETTLERS IRRIGATION DISTRICT (Current)	WRAAdjudicationClaim

Transfer No. 2996Water Right No. 63-0216

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Leonard C. Mace Phone 939-6346
Post Office address Rt. 3 Box 800 Eagle, ID 83616

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-0216 Decreed to Sonora Joplin
(Name)
in case of Farmers Co-operation Ditch Co. Riverside Irrigation District
dated in 1/18/1906 in 7th county of Ada v Canyon
(Name of court)
- b. License No. _____ issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Boise River tributary to Snake River

4. Date of priority June 1, 1889 Rt. # 116

5. Water is used for the following purposes:

amount 1.2 cfs for Irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 1.2 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 5
Township 3N Range 2E, B.M., in ADA County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	1E	21							1.5	4.6									6.0
									X	X									

Total number of acres to be irrigated 60

Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? no If yes, describe in item D, REMARKS.

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. 0.80 cubic feet per second &/or
b. _____ acre feet per annum
2. Point of diversion SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 5 Township 3N
Range 2E, B.M., ADA County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>4N</u>	<u>1E</u>	<u>21</u>							<u>20</u>	<u>20</u>									<u>40</u>

Total number of acres to be irrigated 40

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

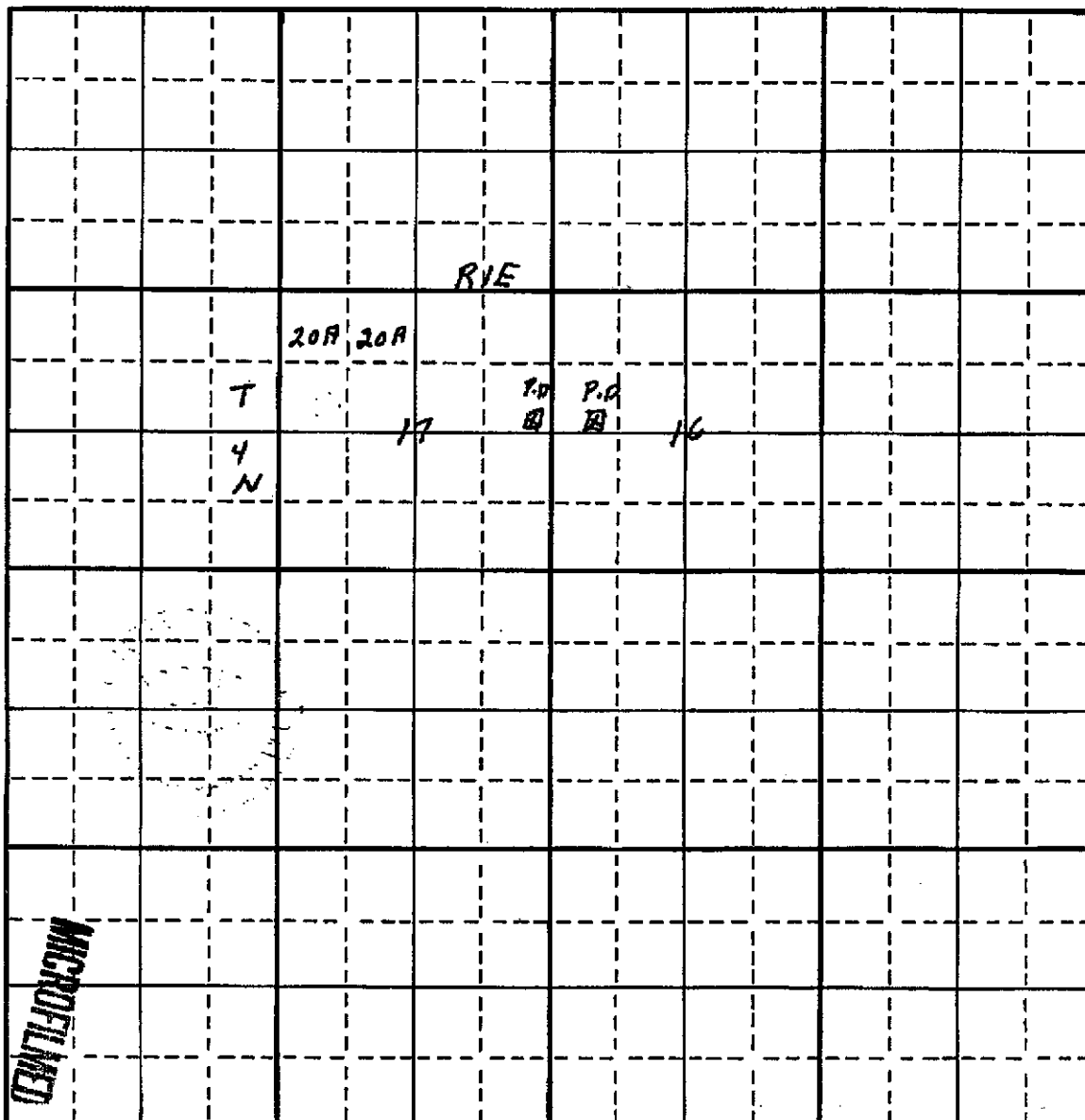
1. General Information
- a. Amount of water to be diverted 0.80 c.f.s. &/or _____ acre feet
- b. Description of diverting works Mace & Mace diversion ditch
- c. Describe the reasons for the proposed changes This land doesn't have any water rights.
2. Change in point of diversion
- Point of diversion SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 16 Township 4N
Range 1E, B.M., _____ County
Additional points SENE Sec 17 TAN R1E
3. Change in place of use
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
LAND HAS OTHER WATER RIGHTS - THIS WATER WAS USED ONLY WHEN THERE WAS LOW WATER - SEE LETTER OF 4/26/83.

c. Describe the lands place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1E	17					20	20											40

Total number of acres to be irrigated 40

4. Describe any other water rights used for the same purpose as described above. none
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

MICROFILMED

REMARKS

4 C55 was not transferred from original
P.D. 3ENE 825 T3N R2E.

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 willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 28 day of April, 19 83

Leonard C. Mace
(Signature of Applicant)

Nancy M. Northway
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-0216B and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Use of water under this right is subject to control by the watermaster of State Water District No. 63, Boise River.

Witness my hand this 8th day of May, 19 84

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by JKV Date 4/28/83 Protest filed by _____

Prelim. check by js Fee 50⁰⁰ \$ 77966

Received by JP Date 4/28/83

Published in The Idaho Statesman Copies of protest forwarded by _____

Pub. dates 5/12 & 5/19/83 9/29 & 10/6/83 Hearing held by _____ Date _____

Watermaster recommendation requested on 9/29/83 Recommended for approval denial

10/4/83 rec'd. 2/17/84 by DGS Jen Dkr

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-216C

WATER RIGHT NUMBER: 63-216C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WARM SPRINGS DITCH co C/O HOFF COMPANIES INC 280 E CORPORATE DR SUITE 200 MERIDIAN, ID 83642 (208) 884-2002

Priority Date: 06/01/1889

Basis: Decreed

Status: Active

Source
BOISE RIVER

Tributary
SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	11/01	1.200 CFS	297.00 AF
	<u>Total Diversion:</u>		1.200 CFS	297.00 AF

*over claimed
should be .40 cfs*

Location of Point(s) of Diversion

BOISE RIVER	SE1/4NE1/4	Sec. 5, Twp 03N, Rge 02E, B.M.
ADA County		
BOISE RIVER	L6 ()	Sec. 22, Twp 04N, Rge 01E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R01E S21	SWNW	27.0	T04N R01E S21	SENE	28.0
Total Acres: 55					

Conditions of Approval:Remarks:

1. AUTHORITY AS AGENT FOR WARM SPRINGS DITCH CO. WATER USERS, SEE ATTACHMENT "A"
Address change per claimant request. DB 4/18/2001

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-213

T04N R01E S19 NWNE 25.0 T04N R01E S19 SWNE 15.0

Total Acres: 40

Conditions of Approval:Remarks:

1. General THE POINT OF DIVERSION UNDER THIS WATER RIGHT WAS CHANGED UNDER
TRANSFER NO. 1647 (EXHIBIT A).
*CHANGE IN OWNERSHIP COMPLETED BY L.R.W. ON 11/16/92.

Comments:

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Dates and Other Information:

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

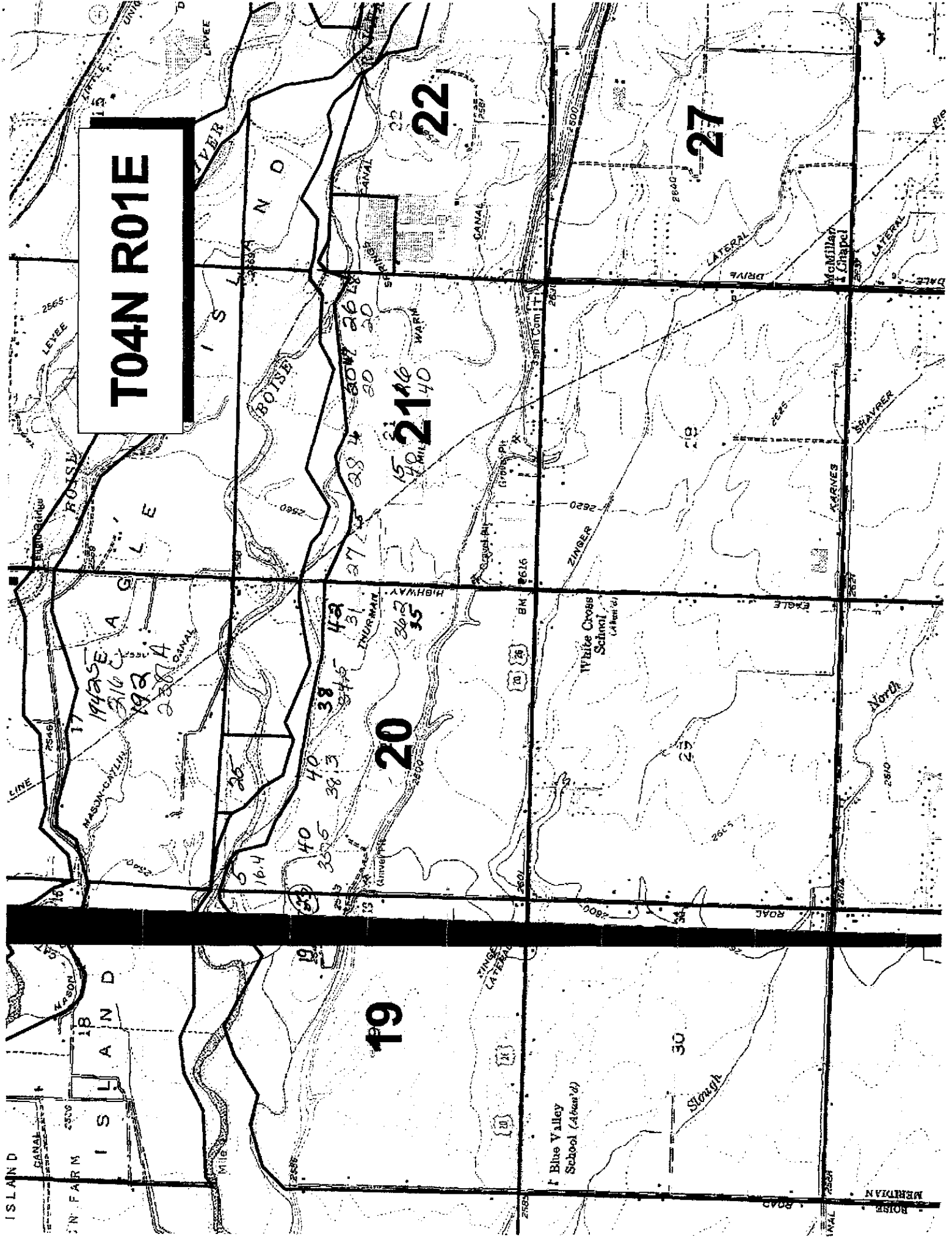
Element Reviewed/Verified Dates:

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

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

T04N R01E



T04N R01E

MEL,

THIS IS MY BEST SHOT AT
WARM SPREADS BITCH BOUNDRIES.
IF YOU HAVE ANY QUESTIONS, FEEL
FREE TO CALL ME.

THANKS,

hugs = for
Brian

② @ 20530

Wheat-Lump Bitch Company

T04N R01E

