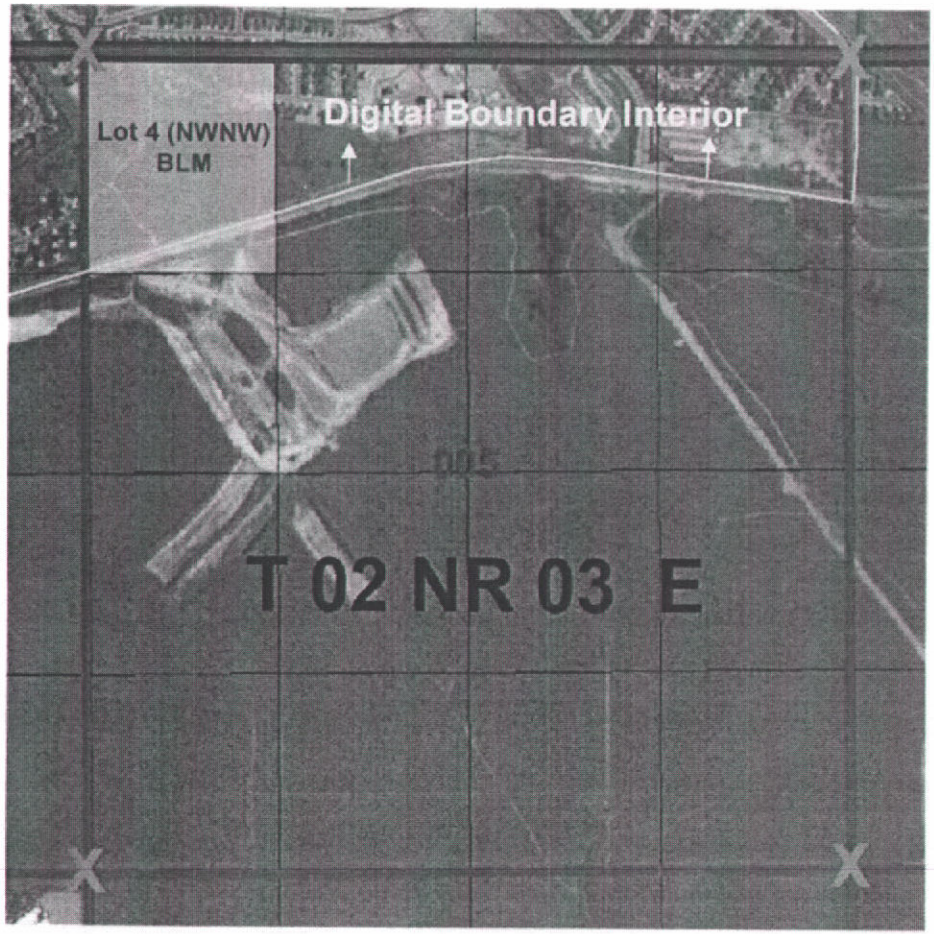
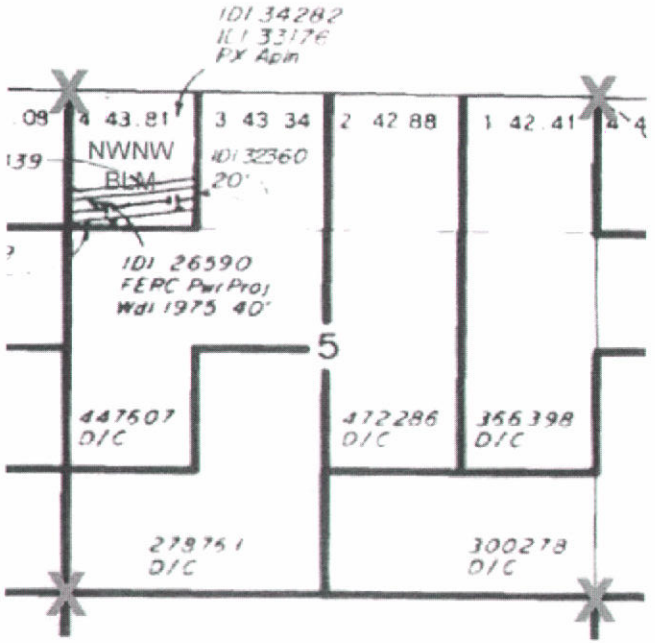
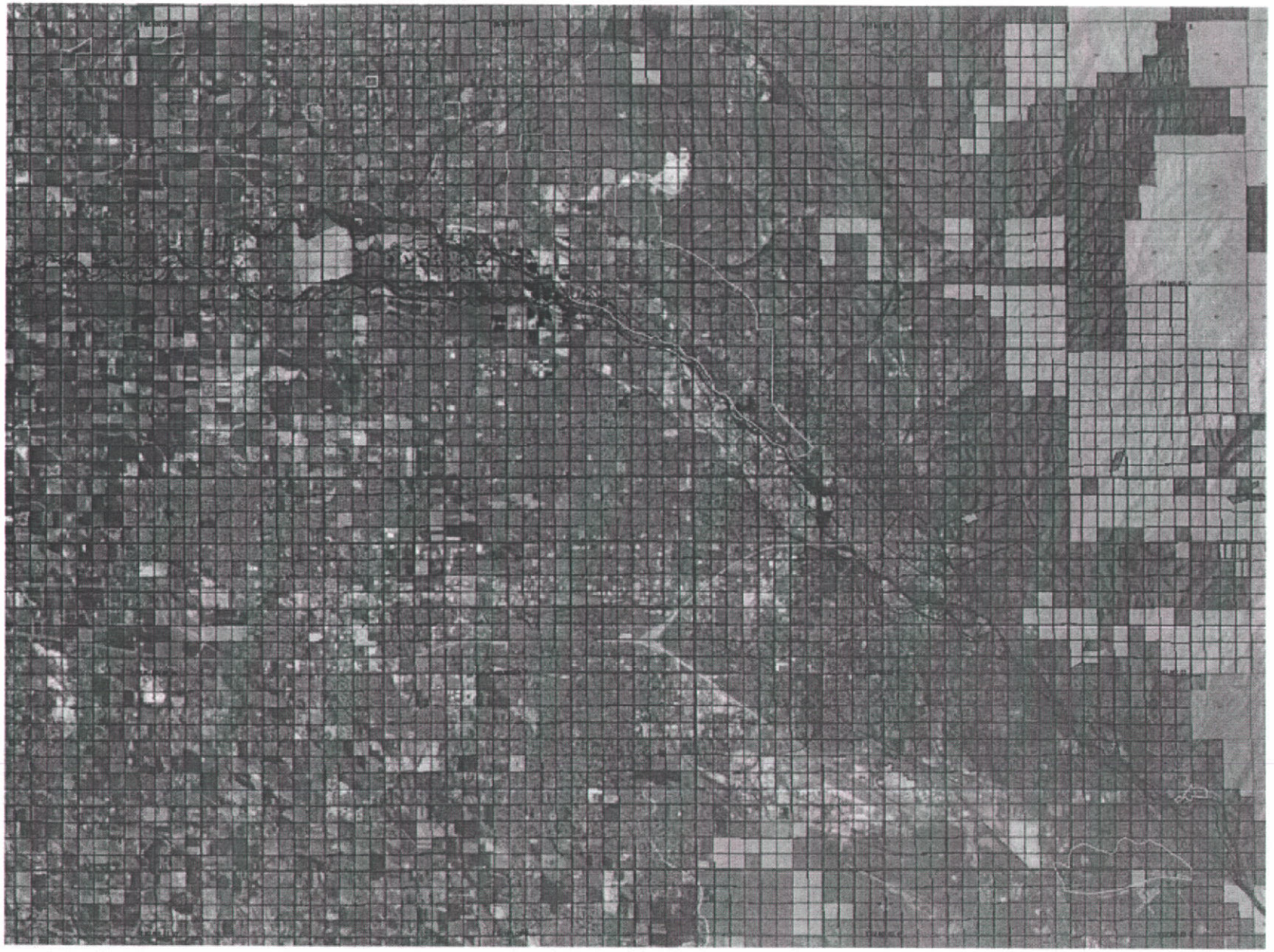
63-00147B, 63-02360, 63-31198, 63-31832, 63-31833



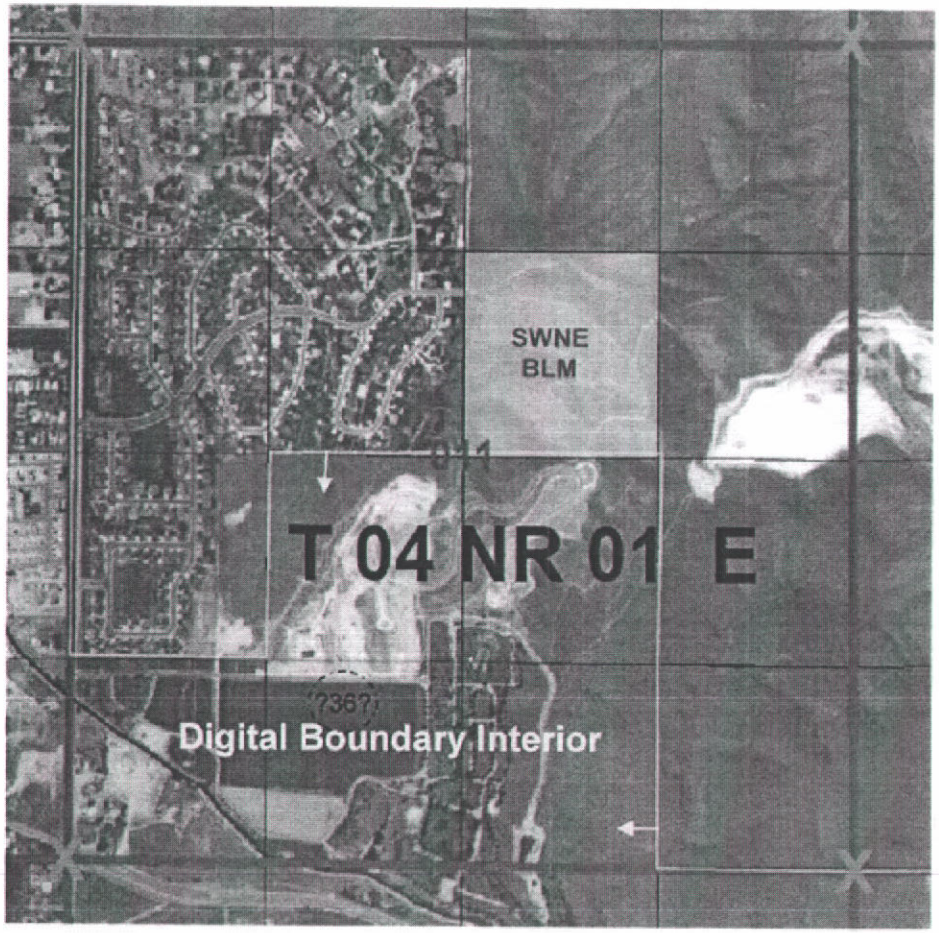


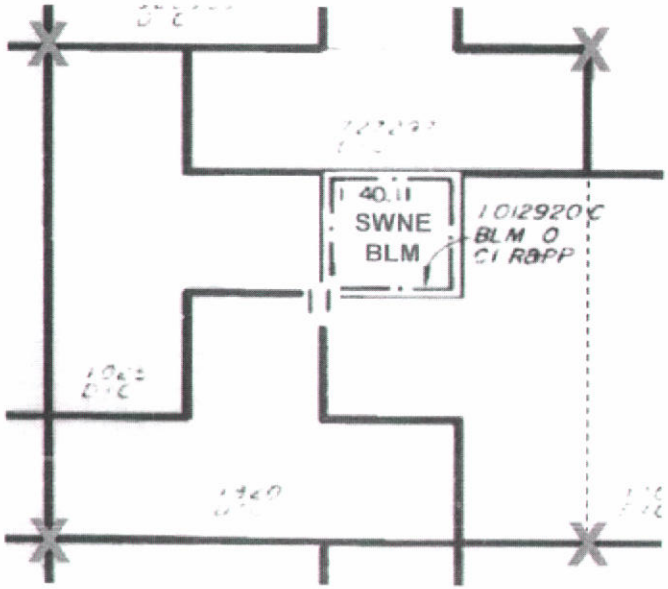
-Remove POU on BLM from data and adjust digital boundary accordingly

63-00147B, 63-02360, 63-31198, 63-31832, 63-31833



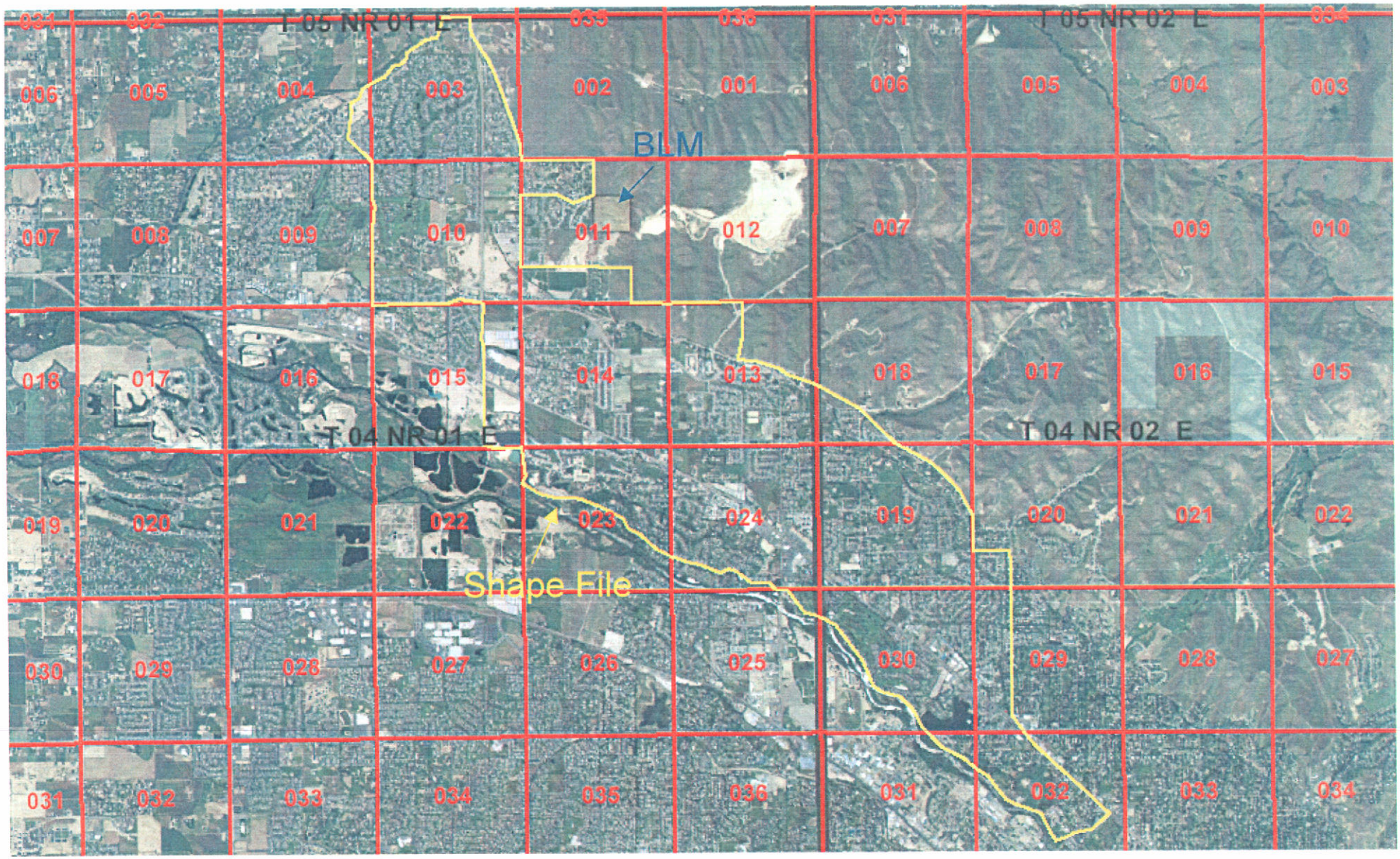
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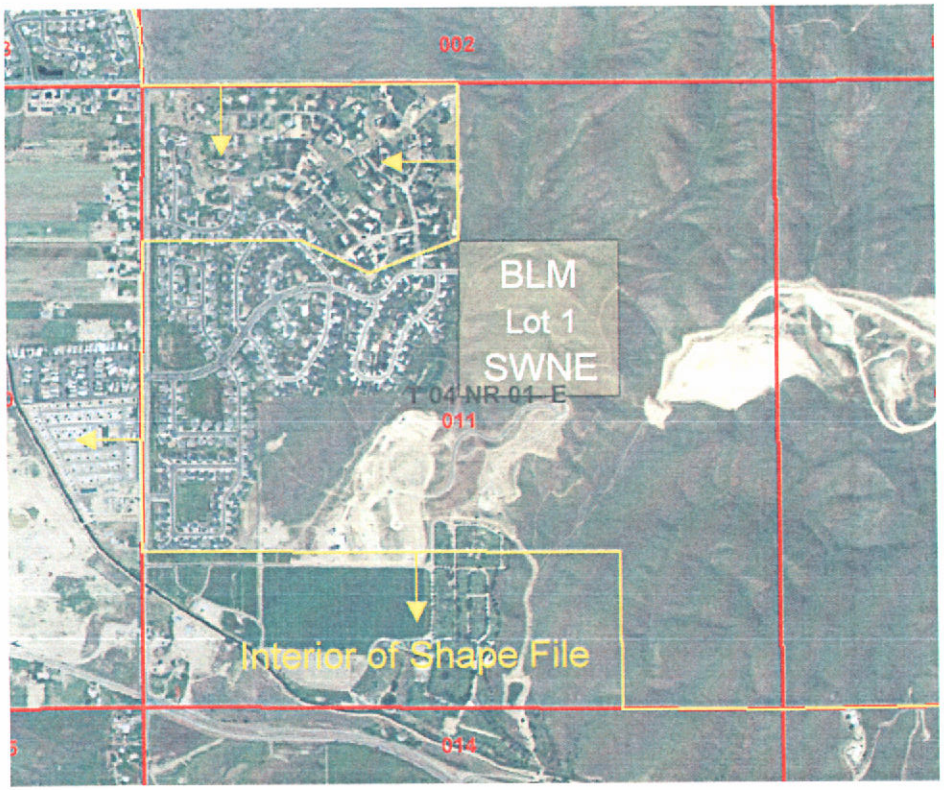
-Remove POU on BLM from data

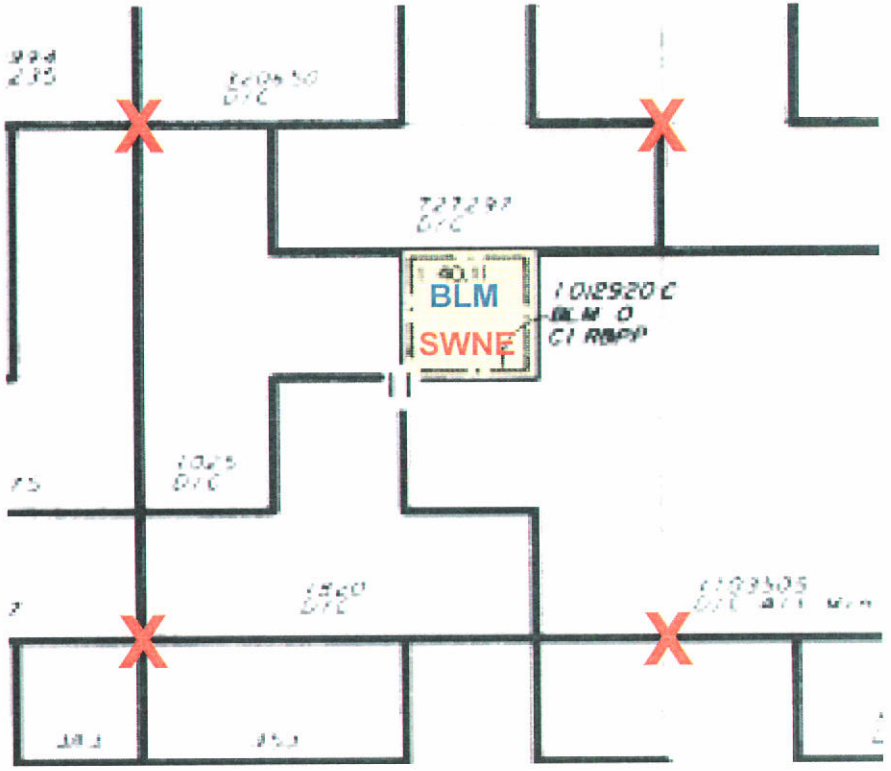
Boise Valley Irrigation Ditch Company – POU Overview



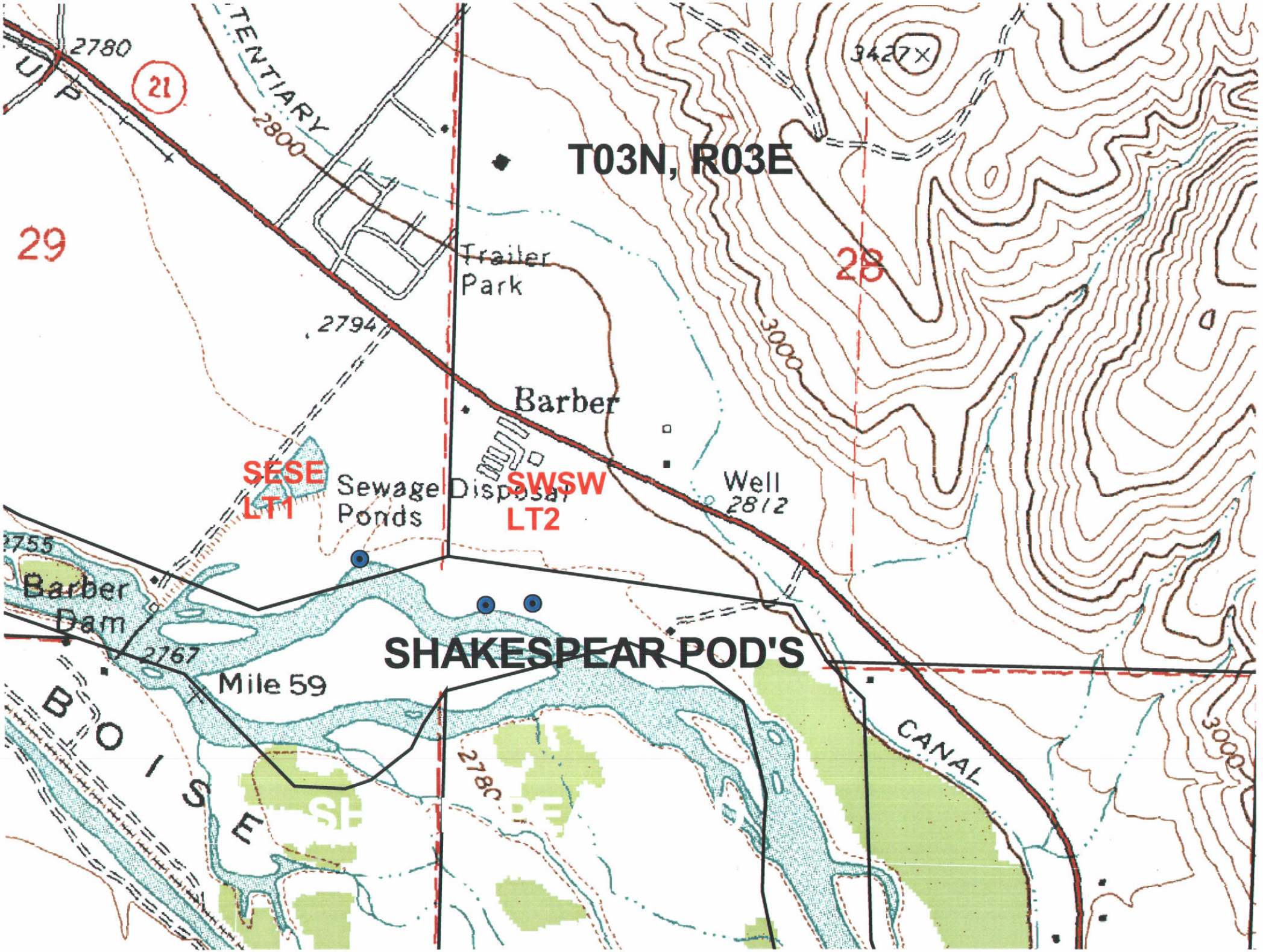
Boise Valley Irrigation Ditch Company – T04N R01E S11

	Town	Range	Sect	QQ	Quart	Gov	Subcase	Mix	PVT	BLM	FS	BOR	OtherFed	OrganizationName	Own Comment
	04N	01E	11	SW	NE		63-00147B	☐	☐	☑	☐	☐	☐	BOISE VALLEY IRRIGATION DITCH CO	Extra Data?
	04N	01E	11	SW	NE		63-02360	☐	☐	☑	☐	☐	☐	BOISE VALLEY IRRIGATION DITCH CO	Extra Data?
	04N	01E	11	SW	NE		63-31198	☐	☐	☑	☐	☐	☐	BOISE VALLEY IRRIGATION DITCH CO	Extra Data?
	04N	01E	11	SW	NE		63-31832	☐	☐	☑	☐	☐	☐	BOISE VALLEY IRRIGATION DITCH CO	Extra Data?

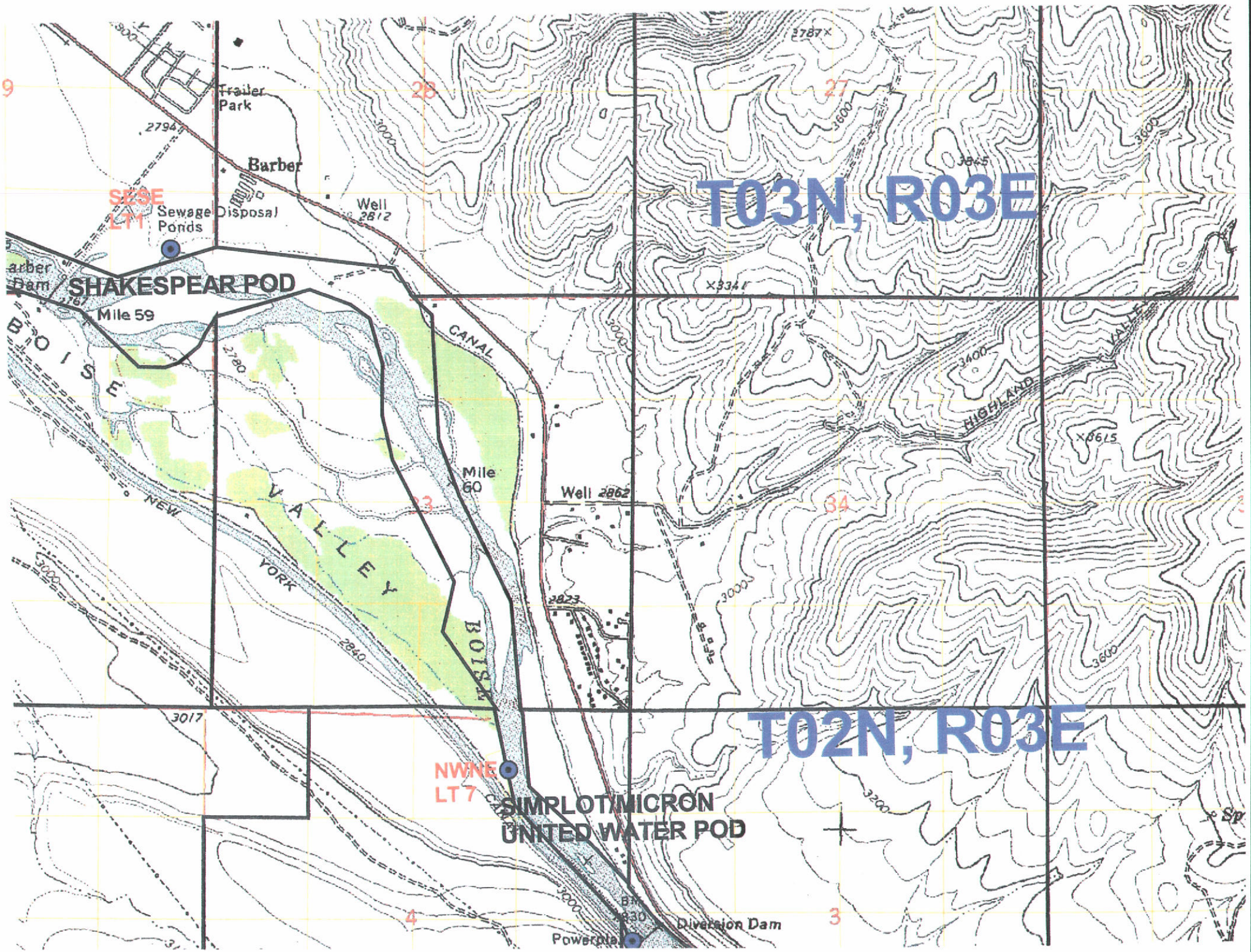




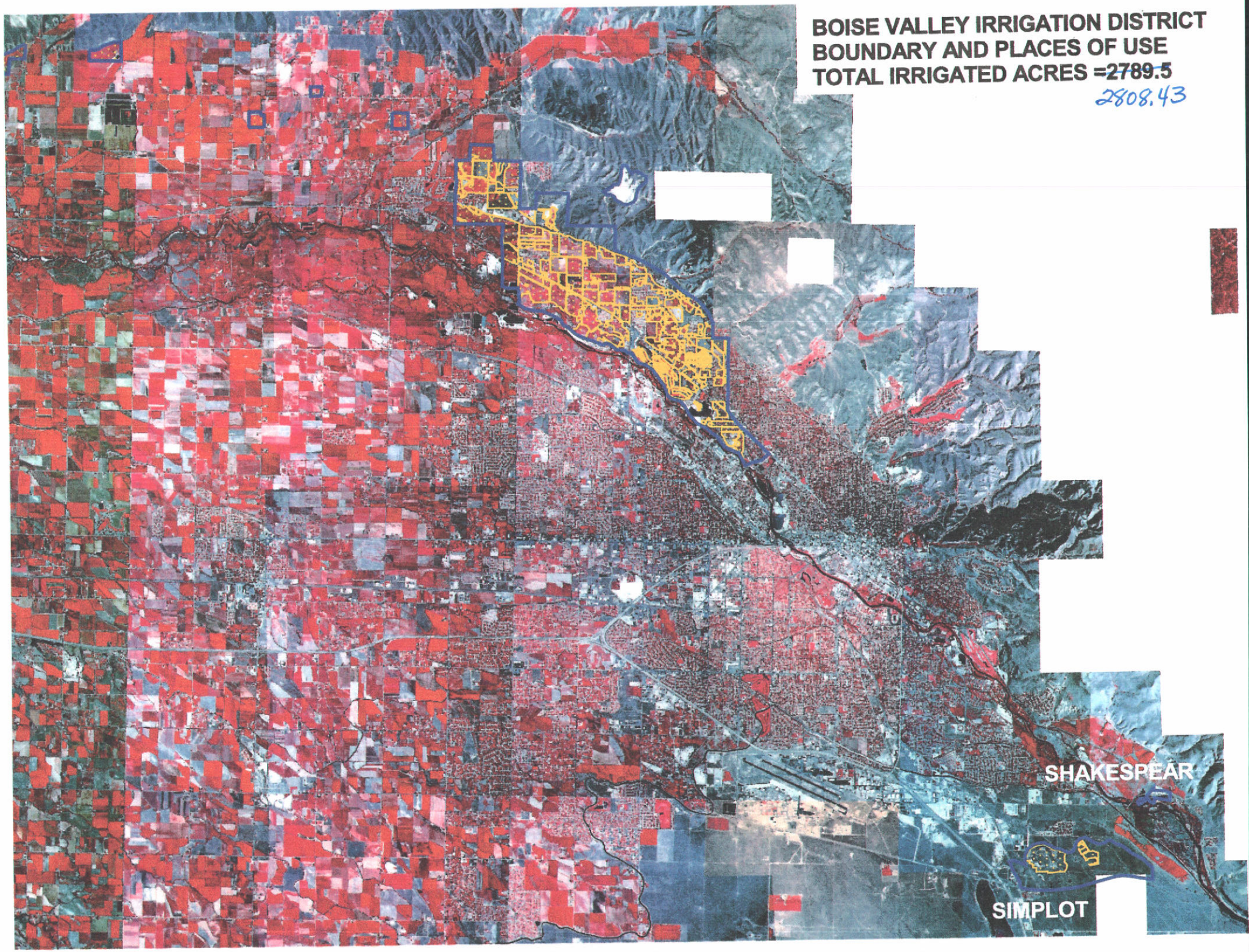
Rather than a snapping issue, this appears to be an issue of unintended, extra data existing outside of the shape file. If this extra data containing the SWNE POU was removed, BLM's issue would be resolved.


T03N, R03E
29
28
SESE
LT1
SWSW
LT2
SHAKESPEAR POD'S
Barber
Trailer
Park
Sewage Disposal
Ponds
Well
2812
Barber
Dam
Mile 59
BOISE
CANAL
2780
2794
2800
3000
3427
21


BOISE VALLEY DITCH COMPANY
BOUNDARY AND PLACE OF USE MAP
SHAKESPEAR FESTIVAL AND
SIMPLOT COMPLEX SITES
SHAKESPEAR SITE
SIMPLOT COMPLEX SITE


T03N, R03E
T02N, R03E
SESE
LT1
Sewage Disposal
Ponds
SHAKESPEAR POD
Trailer
Park
Barber
Well
2812
Mile 59
BOISE
CANAL
Mile
60
Well 2862
VALLEY
NEW
YORK
BOISE
NWNE
LT 7
SIMPLOT MICRON
UNITED WATER POD
Powerplant
Diversion Dam
HIGHLAND
VALLEY
9
28
27
23
34
4
3

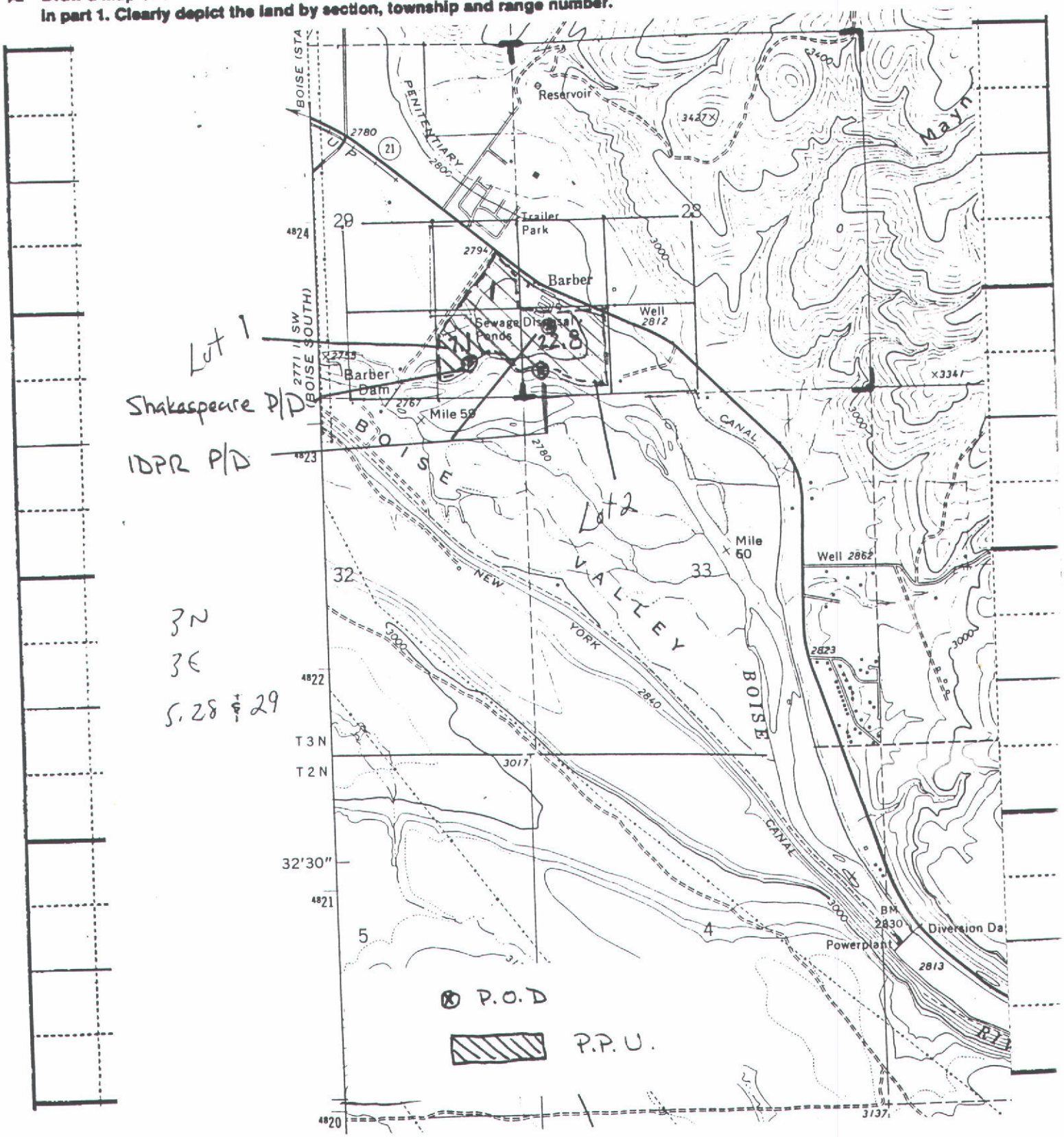

63-31198
Green =
Shakespear
Festival Bromley


BOISE VALLEY IRRIGATION DISTRICT
BOUNDARY AND PLACES OF USE
TOTAL IRRIGATED ACRES =~~2789.5~~
2808.43
SHAKESPEAR
SIMPLOT

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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



BasinNumber	SequenceNum	SplitSuffix	OrganizationName	Agent
63	147	D	BOISE VALLEY IRRIGATION DITCH C	Mel
63	147	B	BOISE VALLEY IRRIGATION DITCH C	Mel
63	2360		BOISE VALLEY IRRIGATION DITCH C	Mel
63	16767		BOISE VALLEY IRRIGATION DITCH C	Mel
63	31197		BOISE VALLEY IRRIGATION DITCH C	Mel
63	31198		BOISE VALLEY IRRIGATION DITCH C	Mel
	~~36146~~	?		
	~~36184~~	?	NO. Competing claims to Anderson storage right	

8-19-02.

BVID. Co.
Stan Matlock, Pres.
8633 Bogart Lane
83703
853-0992.

Sample sprinkler fields and the Shakespeare theatre are included in the boundary map for BVIC

Copies of decree + Rackville split + transfers

POD search 3N, 2E, S5, SENE

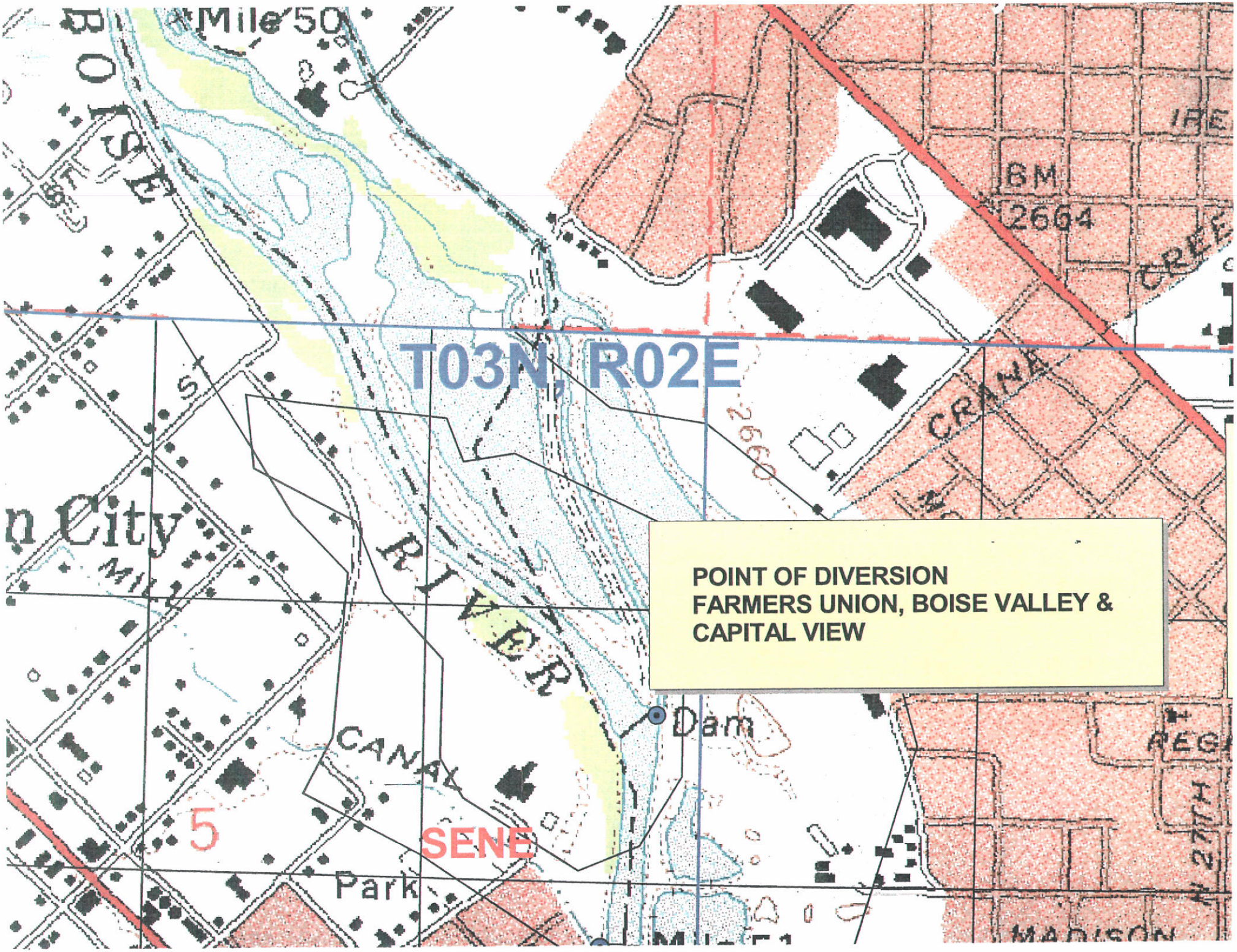
BASIN	Sequence Number	Split Suffix	Basis	Status	Right ID	Priority Date	RATE	Source List	Water Use List	Owner List	Source Table	Source Ta	Applicatio
63	120	G	Decreed	Active	303511	1864-06-01	1.8	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	123	C	Decreed	Active	303512	1864-06-01	20	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	123	D	Decreed	Active	549018	1864-06-01	0.52	BOISE RIVER	IRRIGATION	EAST HILLS DEVELOPMENT LLC (Current)		wrAdjudicationClaim	
63	124	Q	Decreed	Active	303513	1864-06-01	0.1	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	125	J	Decreed	Active	303514	1871-06-01	0.26	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	126	F	Decreed	Active	303515	1891-06-01	0.08	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	164	E	Decreed	Active	303516	1866-06-01	1.8	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	165	M	Decreed	Active	303517	1866-06-01	1.69	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	192		Decreed	Active	291415	1876-06-01	2.3	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim	
63	198	AG	Decreed	Active	303518	1877-06-01	3.12	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	216	C	Decreed	Active	345922	1889-06-01	1.2	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim	
63	248		Decreed	Active	303521	1894-07-02	110	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	297		Decreed	Active	303523	1894-07-02	54.46	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	2360		License	Active	277959	#######	1.2	BOISE RIVER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)		wrAdjudicationClaim	
63	2387	A	License	Active	344742	#######	2.23	DRAIN	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim	
63	2892		License	Active	288901	2/7/1952	15	GROUND WATER	MUNICIPAL	UNITED WATER IDAHO INC (Current)		wrAdjudicationClaim	
63	2895		License	Active	309108	#######	1.5	GROUND WATER	MUNICIPAL	CITY OF GARDEN CITY (Current)		wrAdjudicationClaim	
63	3613	A	License	Active	560597	#######		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	FARMERS UNION DITCH CO (Current)		wrAdjudicationClaim	
63	3614	C	License	Active	560598	#######		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	FARMERS UNION DITCH CO (Current)		wrAdjudicationClaim	
63	3618	D	Permit	Active	560600	1/1/1955		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	FARMERS UNION DITCH CO (Current)		wrAdjudicationClaim	
63	7805		License	Active	309110	6/1/1973	1.1	GROUND WATER	MUNICIPAL	CITY OF GARDEN CITY (Current)		wrAdjudicationClaim	
63	8186		License	Active	318380	8/7/1975	0.94	GROUND WATER	DOMESTIC, INDUSTRIAL, IRRIGATION	BILBAO, DAN (Current)		wrAdjudicationClaim	
63	16767		Beneficial Use	Active	277971	#######	15.05	WASTE WATER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)		wrAdjudicationClaim	
63	19425		Decreed	Active	291420	1882-06-01	4.2	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim	
63	20040		Decreed	Active	294993	9/1/1921	3.01	BOISE RIVER	IRRIGATION	BOISE CITY CANAL CO (Current)		wrAdjudicationClaim	
63	20041		Decreed	Active	295289	1866-06-01	36.37	BOISE RIVER	FISH PROPAGATION, FISH PROPAGATION STORAGE, IRRIGATION, MUNICIPAL, STOCKWATER	BOISE CITY CANAL CO (Current)		wrAdjudicationClaim	
63	21729		Beneficial Use	Active	303578	#######	1.8	UNNAMED DRAINS	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	21730		Beneficial Use	Active	303579	#######	38.5	UNNAMED DRAINS	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim	
63	31197		Decreed	Active	554307	1865-06-01	49.71	BOISE RIVER	AESTHETIC, AESTHETIC STORAGE, DIVERSION TO STORAGE, IRRIGATION, IRRIGATION FROM STORAGE, IRRIGATION STORAGE	BOISE VALLEY IRRIGATION DITCH CO (Current)		wrAdjudicationClaim	

?

?

3

Jan 23-0008


Mile 50
BOISE
BM
2664
T03N, R02E
2660
n City
RIVER
CANAL
Dam
5
SENE
Park
POINT OF DIVERSION
FARMERS UNION, BOISE VALLEY &
CAPITAL VIEW


BOISE VALLEY DITCH COMPANY
BOUNDARY AND PLACE OF USE MAP
SHAKESPEAR FESTIVAL AND
SIMPLOT COMPLEX SITES
SHAKESPEAR SITE
SIMPLOT COMPLEX SITE

XII.

That the defendants [redacted], be, and they are hereby awarded the use of the waters of Boise River, diverted from a point on said river near the SE corner of NW 1/4 of NE 1/4, Sec. 21, T. 4 N. R. 1 E. B.M., for use upon Lots 2 and 3 in NW 1/4 NE 1/4 and NE 1/4 NW 1/4, and lot 1 in NE 1/4 of NE 1/4, Sec. 20, and lots 3 and 4 in N. 1/2 NW 1/4, Sec. 21, all in T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0144

220 inches, from June 1, 1866; and hereby designated as Right No. 12. And be adjudged to pay $15.40 costs, in addition to the costs incurred by them.

XIII.

That the defendant the [redacted], a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south side of said river easterly of what is now the farm of William Simpson in Sec. 23, T. 4 N. R. 1 W. B.M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0145 T 287,288,1064

1666 inches, from June 1, 1866, and hereby designated as Right No. 13. And be adjudged to pay $116.62 costs, in addition to the costs incurred by it.

XIV.

That the defendant the [redacted], a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the north bank of said river on Lot 2, Sec. 23, T. 4 N. R. 1 E. B. M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0146

688 inches, from June 1, 1866, and hereby designated as Right No. 14. And be adjudged to pay $48.16 costs, in addition to the costs incurred by it.

~~XIV.~~ XV.

That the defendant the [redacted], a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted from said river at the head of the canal of defendant the Farmers' Union Ditch Company, and taken through said canal to the point of use, for use upon the lands lying under its canal system, in the following amount and from the following date;

54.58

2729 inches, from June 1, 1866; and hereby designated as Right No. 15. And be adjudged to pay $191.03 costs, in addition to the costs incurred by it.

63 0147

RECEIVED
JUL 20 2001
WATER RESOURCES
WESTERN REGION

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

West Files
63-147C*
63-147D*
63-31197
63-31198*
* Data Entry & Review

IN THE MATTER OF TRANSFER NOS. 67019 AND 67107 IN THE NAME OF BOISE VALLEY IRRIGATION DITCH CO.

PRELIMINARY ORDER WITHDRAWING ORDERS APPROVING TRANSFERS AND AMENDING TRANSFER APPROVALS

Data Entry to match 11 transfer but further review necessary.

This matter having come before the Department of Water Resources (Department) as a result of the filing of a petition to correct certain transfer approvals, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On February 12, 2001, the Department issued an order approving Transfer No. 67019 in the name of Boise Valley Irrigation Ditch Co. The transfer changed the point of diversion and place of use for part of Water Right No. 63-147A, splitting the water right into nos. 63-147C and 63-147D. Prior to the transfer, Water Right No. 63-147A authorized 50.61 cfs and 10546.2 af for irrigation of 2343.6 acres. The transfer authorized a change in the point of diversion and place of use for 0.79 cfs and 190 af for irrigation of 42.2 acres under Water Right No. 63-147D. By subtraction, the irrigated acreage and corresponding diversion volume remaining for the un-transferred portion of Water Right No. 63-147A would be 2301.4 acres and 10356.3 af. The order approving the transfer provided for 49.82 cfs and 9872.1 af for irrigation of 2193.8 acres under Water Right No. 63-147C thereby reducing the irrigated acreage and diversion volume amounts by 107.6 acres and 484.2 af. The reduction was based on a forfeiture review by the Department for the place of use listed under Water Right No. 63-147A.

2. On April 10, 2001, the Department issued an order approving Transfer No. 67107 in the Name of Boise Valley Irrigation Ditch Co. The transfer changed the point of diversion and place of use for part of Water Right No. 63-147C, splitting the water right into nos. 63-31197 and 63-31198. The transfer authorized a change in the point of diversion and place of use for 0.11 cfs and 24.7 af for 5.5 acres within a 30.9 acre permissible place of use under Water Right No. 63-31198. The order approving the transfer provided for 49.71 cfs and 9847.4 af for irrigation of 2188.3 acres under Water Right No. 63-31197 for the un-transferred portion of Water Right No. 63-147C.

3. On April 26, 2001, the Department received a petition from Charles L. Honsinger, Attorney for Boise Valley Irrigation Ditch Co., asking the Department to reverse its decision to reduce

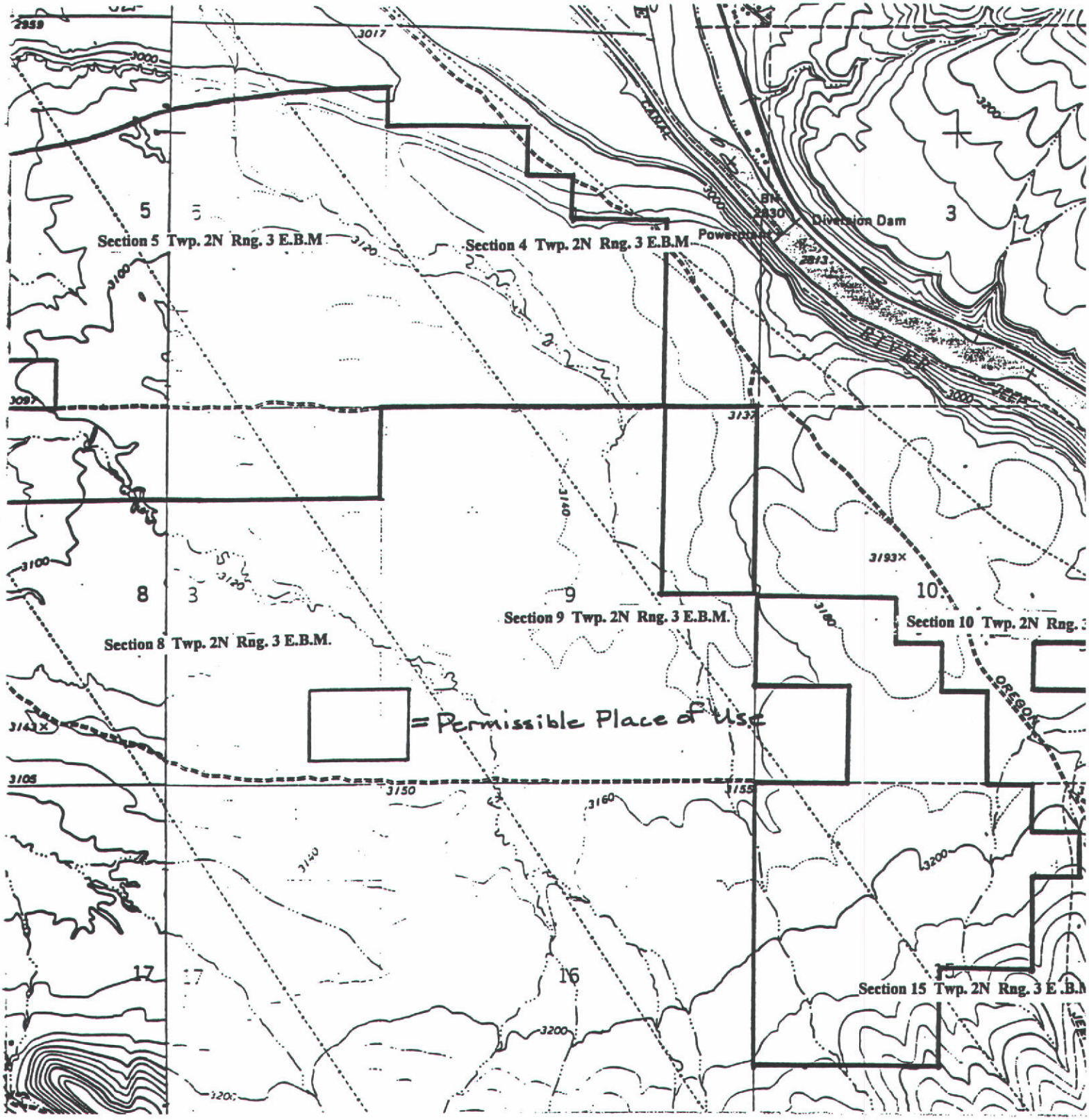
Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

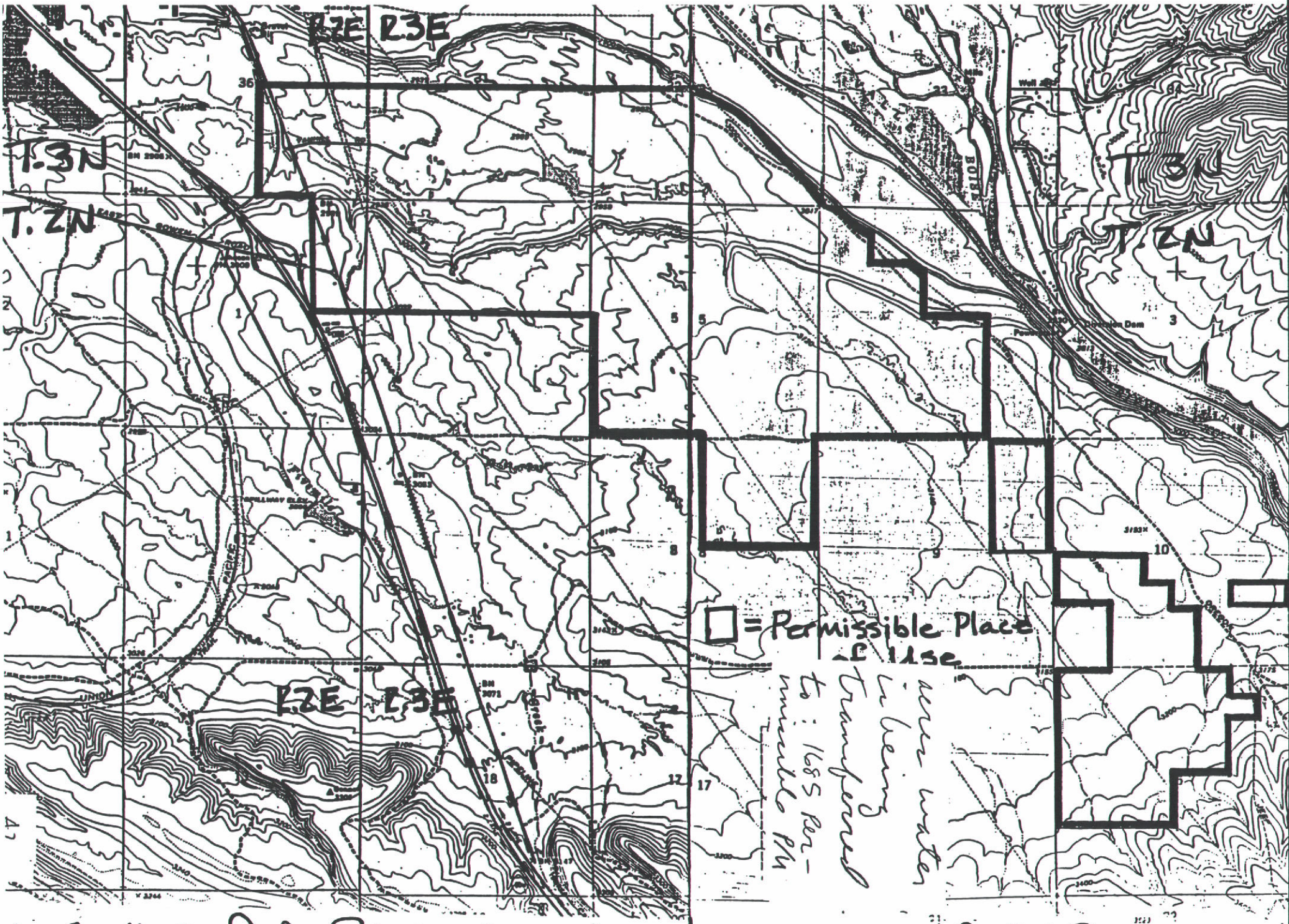
APPLICATION FOR TRANSFER OF WATER RIGHT

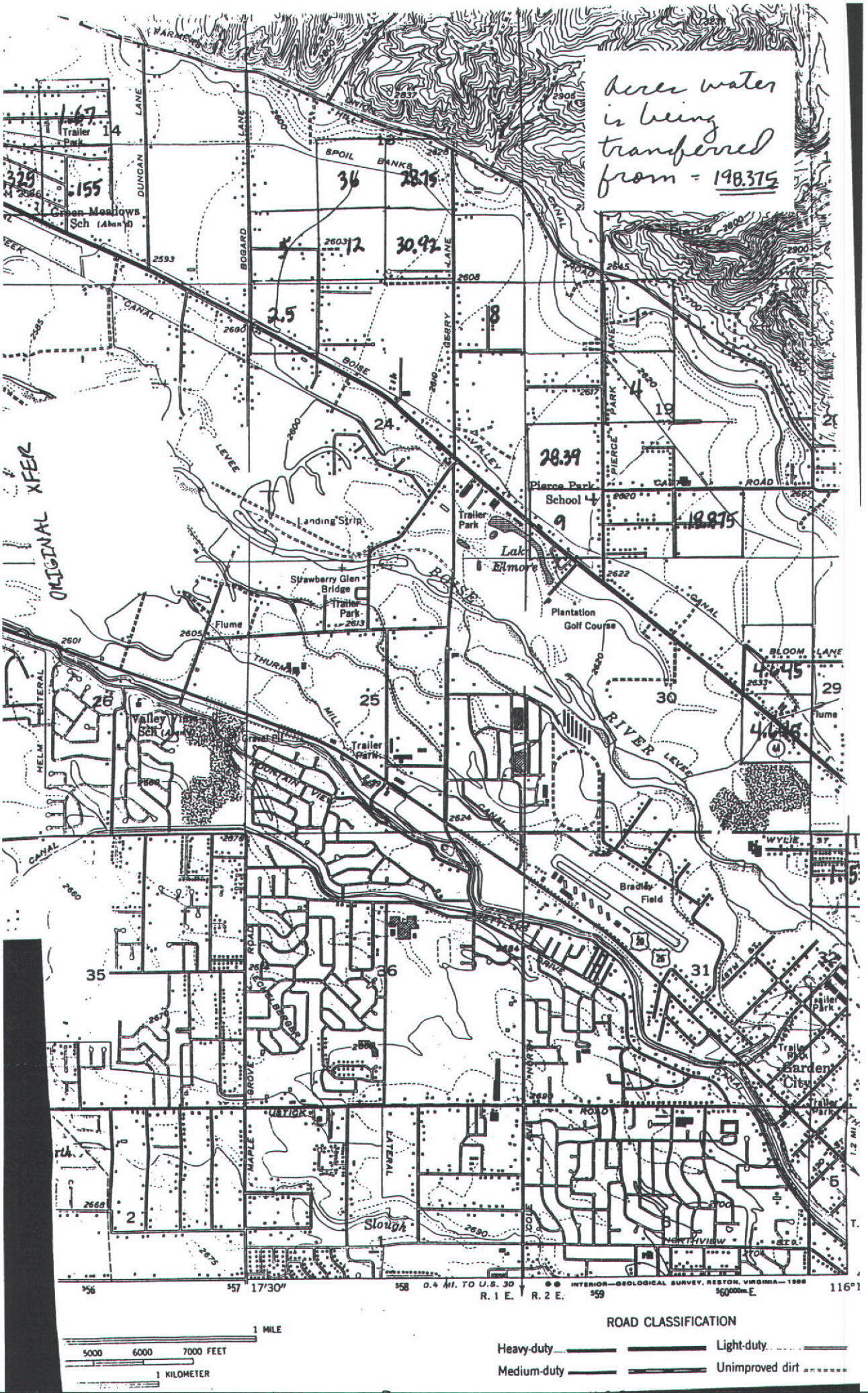
PART 3

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



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


R2E R3E
T.3N
T.2N
R2E R3E
T.3N
T.2N
= Permissible Place of Use
Water is being transferred to: 1685 Pen-mueller PM
ise South Quad reduced to 70% of original
Lucky Peak Quad reduced to 70% of origi


Acres water is being transferred from = 198.375
ORIGINAL XFER
Trailer Park
Green Meadows Sch (Abnd)
DUNCAN LANE
BOGARD LANE
SPOIL BANKS
CANAL
BOISE
LEVEE
GERRY LANE
PIERCE PARK LANE
PIERCE PARK ROAD
Pierce Park School
Landing Strip
Trailer Park
Lake Elmore
Strawberry Glen Bridge
Trailer Park
Flume
Plantation Golf Course
BLOOM LANE
THURMAN MILL
Valley View Sch (Abnd)
Gravel pit
Trailer Park
RIVER LEVEE
Bradley Field
WYLIE ST.
Trailer Park
Garden City
Trailer Park
NORTHVIEW
Slough
MAPLE GROVE ROAD
LATERAL
HELM LATERAL
CANAL
Flume
36
28.15
12
30.92
2.5
18
24
28.39
19
18.975
4.645
4.646
25
30
31
35
26
29
32
2
5
R. 1 E.
R. 2 E.
17'30"
0.4 MI. TO U.S. 30
INTERIOR—GEOLOGICAL SURVEY, RESTON, VIRGINIA—1966
ROAD CLASSIFICATION
Heavy-duty
Medium-duty
Light-duty
Unimproved dirt
1 MILE
5000 6000 7000 FEET
1 KILOMETER

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

RIGHT NUMBER: 63-31198

NAME AND ADDRESS: BOISE VALLEY IRRIGATION DITCH CO
8750 N BOGART LN
BOISE ID 83714

SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.110 CFS
24.70 AFY

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1865

POINT OF DIVERSION:
T03N R03E S28 SWSWSW Lot 2 Within ADA County
T03N R03E S28 SWSWSW Lot 2 Within ADA County
T03N R03E S29 SESE Lot 1 Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	0.110 CFS 24.70 AFY

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

PLACE OF USE:

2808.43 ACRES TOTAL

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 2808.43 ACRES WITHIN THE BOUNDARY OF BOISE VALLEY IRRIGATION DITCH COMPANY

This right is limited to the irrigation of 5.5 acres in a single irrigation season

within the place of use described in approved transfer 67107.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS RIGHT IS DESIGNATED AS NO 15 IN THE STEWERT DECREE AND THE BOISE RIVER WATER MASTERS RECORDS

Right No. 63-31833 is also diverted through points of diversion described above.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-147.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31198 V1

WATER RIGHT NUMBER: 63-31198 V1

Owner Type	Name and Address
Attorney	RINGERT CLARK CHARTERED 455 S 3RD ST PO BOX 2773 BOISE, ID 83701-2773 (208)342-4591
Current Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83714 (208)853-5288

Priority Date: 06/01/1865

Basis: Decreed

Status: Active

Source	Tributary
BOISE RIVER	SNAKE RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	0.110 CFS	24.70 AF
	Total Diversion:	0.110 CFS	24.70 AF

Location of Point(s) of Diversion

BOISE RIVER L1 (SE1/4SE1/4) Sec. 29, Twp 03N, Rge 03E, B.M.

ADA County Two POD's added per transfer 71032

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. 155 This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.
3. 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 63-31198 V1

4. 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 15 IN THE STEWERT DECREE AND THE BOISE RIVER WATER MASTERS RECORDS

2. Place of Use - Irrigation This right is limited to the irrigation of 5.5 acres in a single irrigation season within the place of use described in approved transfer 67107.

3. Quantity THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER YEAR AT THE FIELD HEADGATE.

4. Explanatory Right No. 63-31833 is also diverted through point of diversion described above.

5. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 2779.5 ACRES WITHIN THE BOUNDARY OF BOISE VALLEY IRRIGATION DITCH COMPANY 5802.45

6. Explanatory THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-147.

Comments:

1. TransferUser 4/10/2001 1:34:22 PM Approved Transfer
Comment: This right is a result of approved transfer.

Water Supply Bank:

RECEIVED
APR 21 2006
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)
)
Case No. 39576)
)
)
)
_____)

A. Subcase 63-31198
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of Land Management, Idaho State Office
Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657
Daytime Phone: see below
Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: Boise Valley Irrigation Ditch Co.
Address: 8750 N. Bogart Lane; Boise, Idaho 83714
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
   Should be:

2. ☐ **Source**
   Should be:

3. ☐ **Quantity**
   Should be:

4. ☐ **Priority Date**
   Should be:

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

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

7. ☐ **Purpose(s) of Use**
   Should be:

8. ☐ **Period of Year**
   Should be:

9. ☒ **Place of Use**
   Should be: See attached.

11. **I object because:**

☐ This water right should not exist.

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

E. **REASONS SUPPORTING OBJECTION(S):**
The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F. **VERIFICATION** (Must be Completed)

State of Idaho)
) ss.
County of ADA)

Fredric W. Price, Water Rights Specialist , duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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

Fredric W. Price
(Signature of person filing objection)

David Negri for LAB
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 19, 2006

Linda C. Buck

LINDA C. BUCK NOTARY PUBLIC STATE OF IDAHO

Notary Public for Idaho
Residing at: Mountain Home,
My Commission Expires: 12-21-2011

INSTRUCTIONS FOR MAILING

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

G. CERTIFICATE OF MAILING

I certify that on 4-19-, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

Name: Boise Valley Irrigation Ditch Co.
Address: 8750 N. Bogart Lane; Boise, Idaho 83714
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

3. Copies to:

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

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

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

Signature of Objector or attorney mailing on Objector's behalf

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

RIGHT NUMBER: 63-31198

NAME AND ADDRESS: BOISE VALLEY IRRIGATION DITCH CO
8750 N BOGART LN
BOISE ID 83714

POUs on BLM:
-Irrigation is not authorized

SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.110 CFS
24.70 AFY

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and preceding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and preceding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1865

POINT OF DIVERSION: T03N R03E S28 SWSWSW Lot 2 Within ADA County

T03N R03E S28 SWSWSW Lot 2 Within ADA County

T03N R03E S29 SESE Lot 1 Within ADA County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	0.110 CFS 24.70 AFY

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

PLACE OF USE:

2808.43 ACRES TOTAL

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

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 2808.43 ACRES WITHIN THE BOUNDARY OF BOISE VALLEY IRRIGATION DITCH COMPANY

This right is limited to the irrigation of 5.5 acres in a single irrigation season within the place of use described in approved transfer 67107.

RightID551644 *(63-31198)*

Place(s) of use:

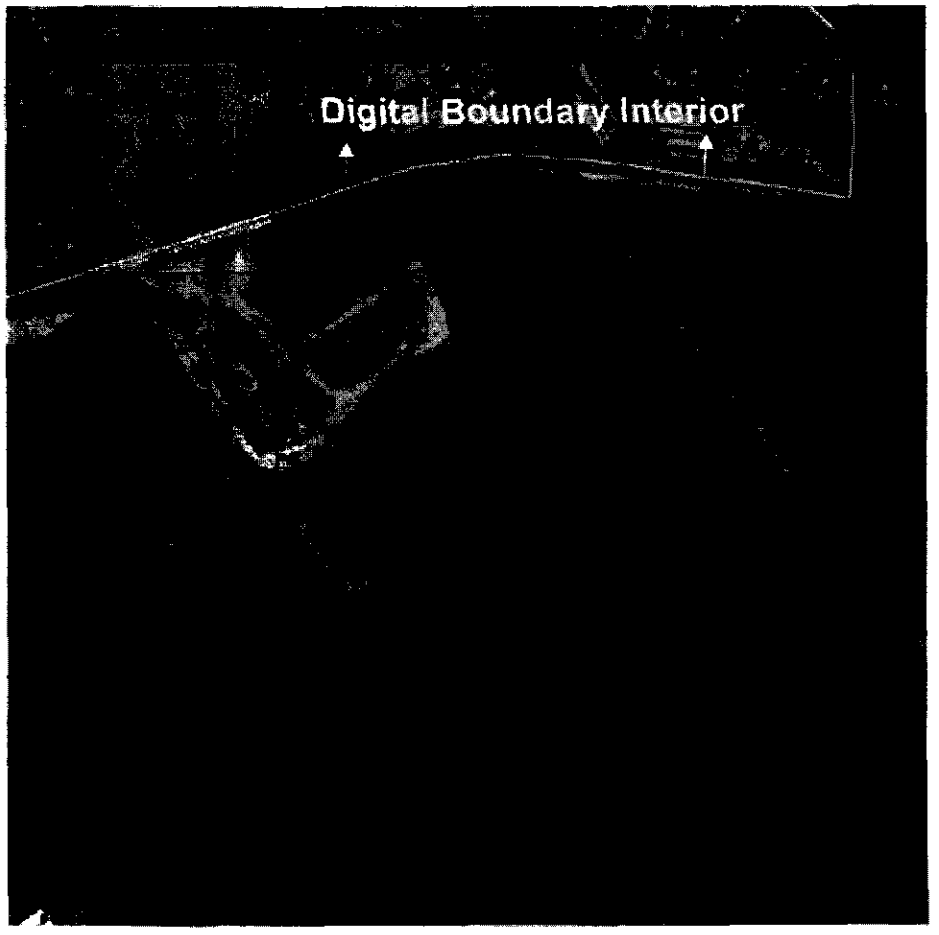
Place of Use Legal Description: IRRIGATION ADA County

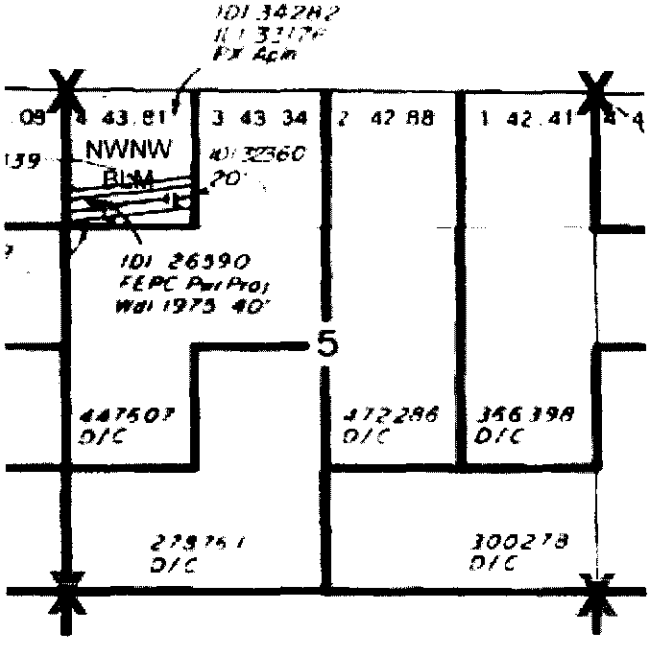
Lot 1 = NENE
Lot 2 = NWNE
Lot 3 = NENW

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
02N	02E	1	1	NENE			SENE							
	03E	5 BLM	4	NENE		1	NWNE							
			2	NENW		3	NWNW	BLM						
		6	4	NENE		1	NWNE			SWNE			SENE	
			2	NENW		3	NWNW		5	SWNW			SENW	
03N	02E	36		SWSE			SESE							
	03E	28	2	SWSW		1	SESW							
		29		NESE		1	SESE							
		31		NESW		3	NWSW		4	SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		32		NESW			NWSW			SWSW			SESW	
				NWSE			SWSE			SESE				
04N	01E	3		NESW			SWSW			SESW				
				NWSE			SWSE			SESE				
		4	4	NWNW			SWNW			SENW				
		9	3	NENW										
		10		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		11		SWNE	BLM									
				SENW										
				NESW			SWSW			SESW				
				NESE			NWSE			SWSE				
		12		NENE			NWNE			SWNE			SENE	
				SENW										
				NESW										
				NESE			NWSE							
		13		SWNE			SENE							
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		14		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
				NESW			NWSW			SWSW			SESW	
				NESE			NWSE			SWSE			SESE	

		15		NENE			NWNE			SWNE			SENE	
				NESE		1	SESE							
		23		NENE		2	NWNE		1	SENE				
			4	NWNW		5	SWNW		6	SENW				
			7	NWSE										
		24		NENE			NWNE			SWNE			SENE	
				NENW			NWNW			SWNW			SENW	
			3	NESW		4	NWSW							
				NESE			NWSE		2	SWSE		1	SESE	
		25	1	NESE										
	02E	18	3	NWSW		4	SWSW			SESW				
		19		NENE			NWNE			SWNE			SENE	
				NENW		1	NWNW		2	SWNW			SENW	
				NESW		3	NWSW		4	SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		20		SWSW										
		29		NWNW			SWNW							
				NWSW			SWSW			SESW				
		30		NENE			NWNE			SWNE			SENE	
				NENW		5	NWNW		4	SWNW			SENW	
			2	NESW										
				NESE			NWSE		1	SWSE			SESE	
		31	1	NENE										
		32		NWNE			SWNE			SENE				
				NENW			NWNW		5	SWNW		4	SENW	
			3	NESW										
				NESE		2	NWSE							
	01W	1		SENE										
05N	01E	31		SESE										
	01W	32		SENE										
				NESE										
		33		SWNW										
				NWSW										
		34		NWNE			SWNE			SENE				
				SENW										
				NESW										

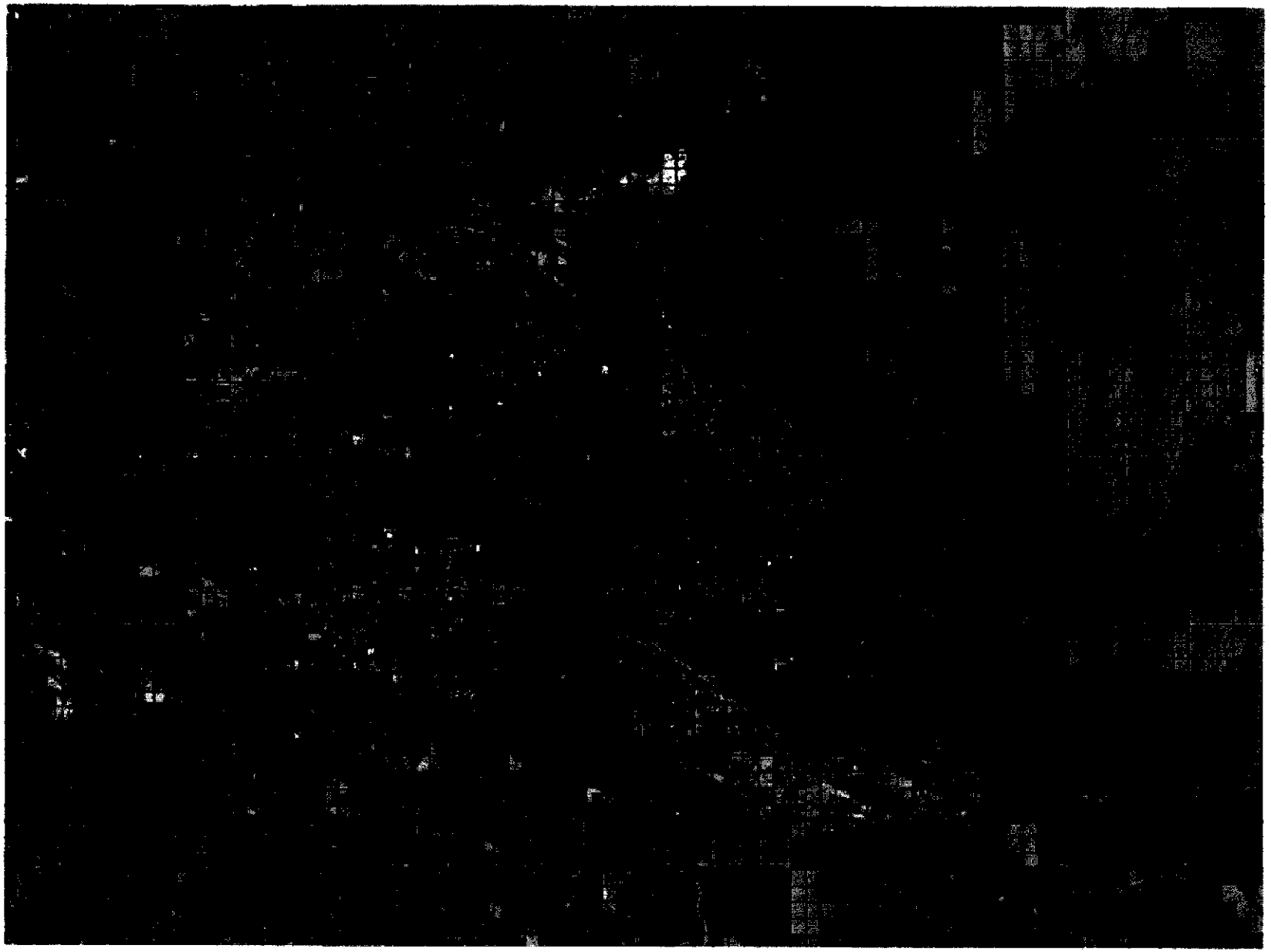
63-00147B, 63-02360, 63-31198, 63-31832, 63-31833



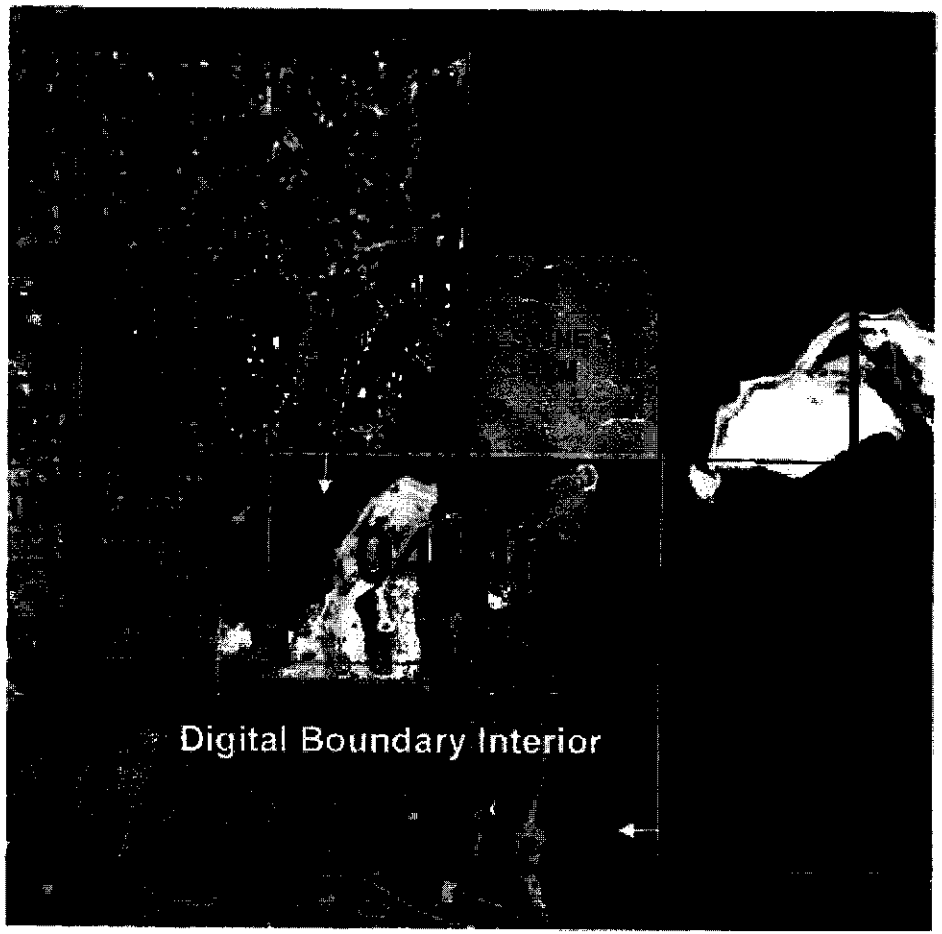


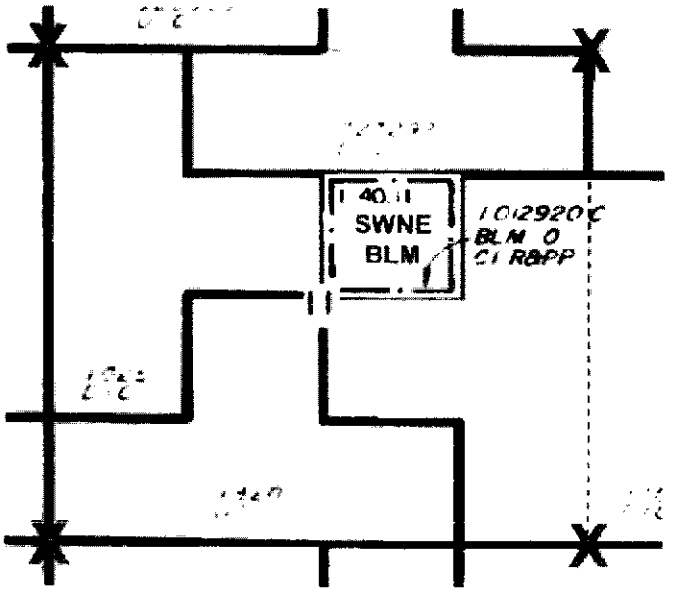
-Remove POU on BLM from data and adjust digital boundary accordingly

63-00147B, 63-02360, 63-31198, 63-31832, 63-31833



63-00147B, 63-02360, 63-31198, 63-31832, 63-31833



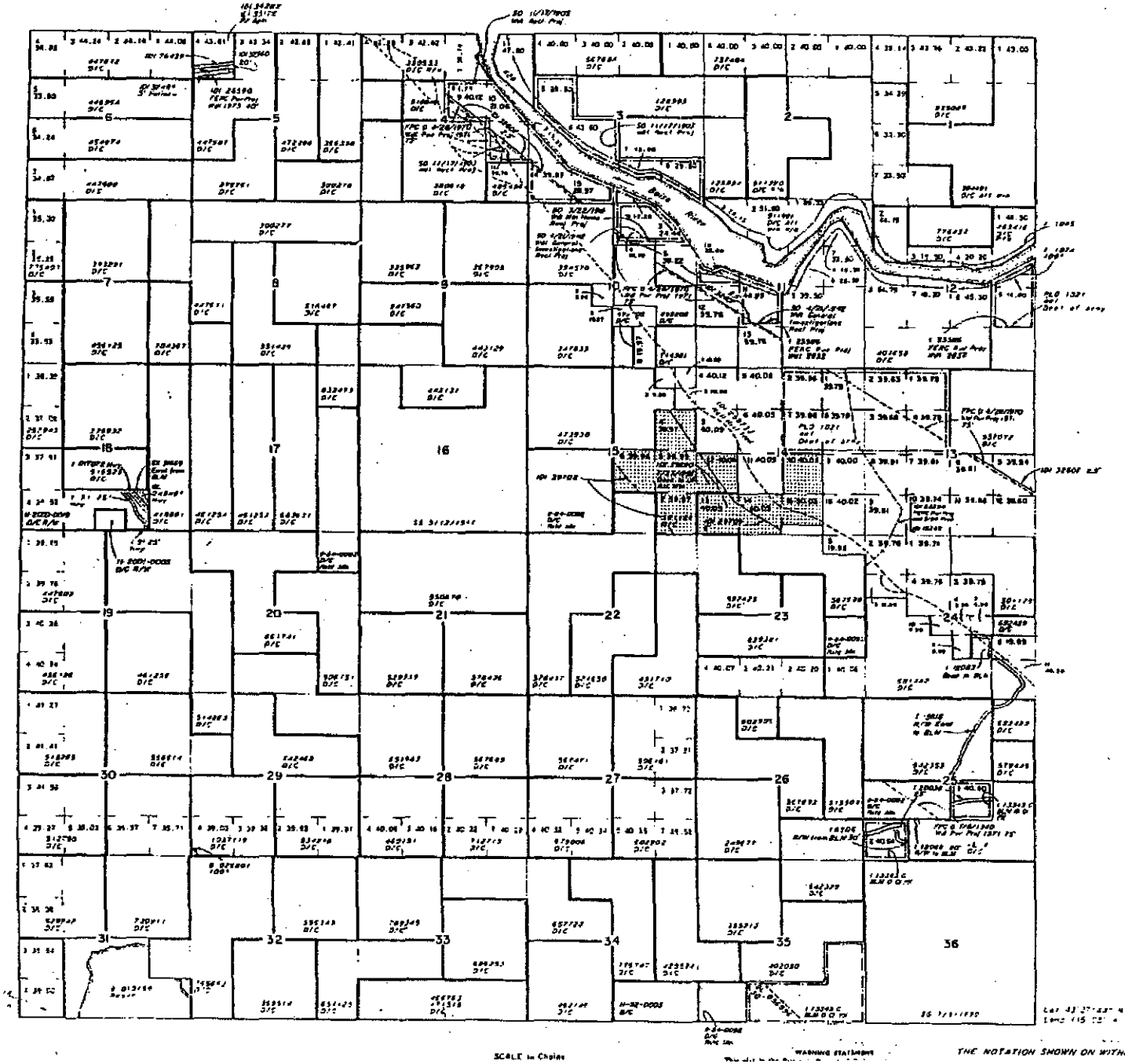


-Remove POU on BLM from data

TOWNSHIP 2 NORTH RANGE 3 EAST OF THE BOISE MERIDIAN, IDAHO

ADA COUNTY 001

BOISE DISTRICT SEC 3



STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES AND ACQUIRED LANDS

MT PLAT

INDEX TO SEGREGATED TRACTS				
RESERVE	ORIGINAL SURVEY			
TRACT NO	T	R	SEC	SUBDIVISION

ID 25873 J Nott Hist Trail
Historical information only, does not denote public access

ID 34007 R/W Tele Cable 5' Buried
Sec 5: Within Lot 4

ID 35896 R/W Trail 2.5'
Sec 5: Within Lot 4

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

CURRENT TO	CURRENT TO
[illegible] 27	

SURVEY PLATS

SCALE in Chains

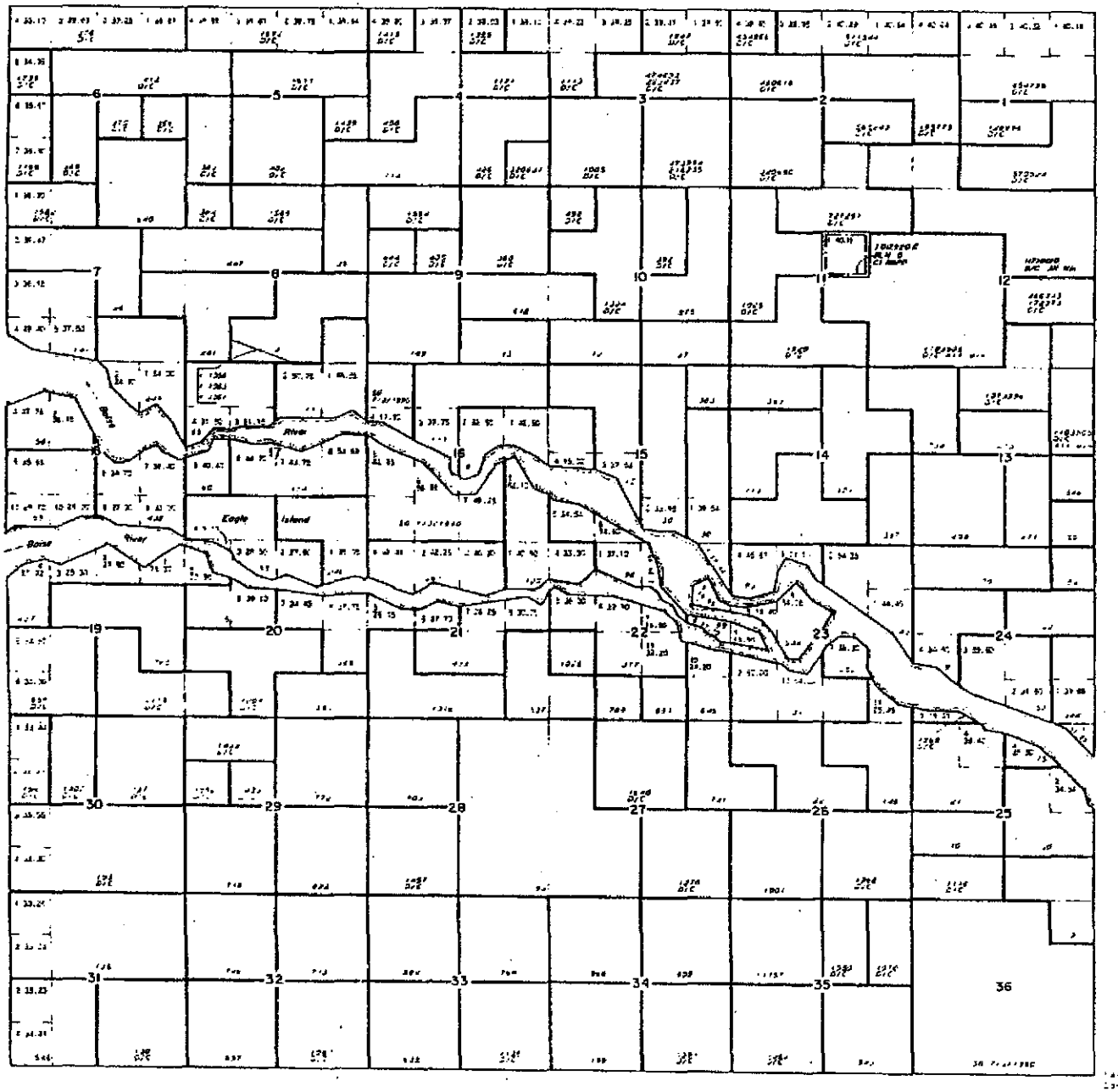
WARNING STATEMENT

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST

TOWNSHIP 4 NORTH RANGE 1 EAST OF THE BOISE MERIDIAN, IDAHO

ADA COUNTY 001

BOISE DISTRICT SEC 2



STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS				
RESURVEY	ORIGINAL SURVEY			
TRACT NO	T	R	SEC	SUBDIVISION

Survey Pending Group No 892

Partial Tp.

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

CURRENT TO	CURRENT TO
1 [illegible]	

USE PLATS:

SCALE in Chains

0 5 0 10 20 30 40

WARNING STATEMENT

This plat is the Bureau's Record of Title, and should be used only as a graphic display of the township survey data. Boundaries do not reflect later changes which may have been effected by natural movements of rivers or other bodies of water.

Boise Mer

T. 4 N.

Shurte, Jan

From: Spencer, Nick
Sent: Friday, August 12, 2005 4:19 PM
To: Shurte, Jan
Subject: FW: B63 Prelim I&O DR: Boise Valley Irrigation Ditch Co.: 63-00147B, 02360, 31198, 31832



63-00147B Boise Valley Irrigat...

Jan, can you send this on to whomever needs to look at it? Thanks. NBS

-----Original Message-----
From: Fred_Price@blm.gov [mailto:Fred_Price@blm.gov]
Sent: Friday, August 12, 2005 3:55 PM
To: nick.spencer@idwr.idaho.gov; susan.hamlin-nygard@idwr.idaho.gov
Cc: becky.harvey@idwr.idaho.gov; larry.brown@usdoj.gov
Subject: B63 Prelim I&O DR: Boise Valley Irrigation Ditch Co.:
63-00147B, 02360, 31198, 31832

Nick, Susan,

RE: POU on BLM outside digital boundary
T04N, R01E, S11, SWNE (=Lot 1)
63-00147B, 63-02360, 63-31198, and 63-31832

There is a POU on BLM in your data that is outside the digital boundary for Boise Valley Irrigation Ditch Co. It appears that this could be removed from the data as unintentional. It would save me an objection if it could be removed. The shapefile (digital boundary) is fine.

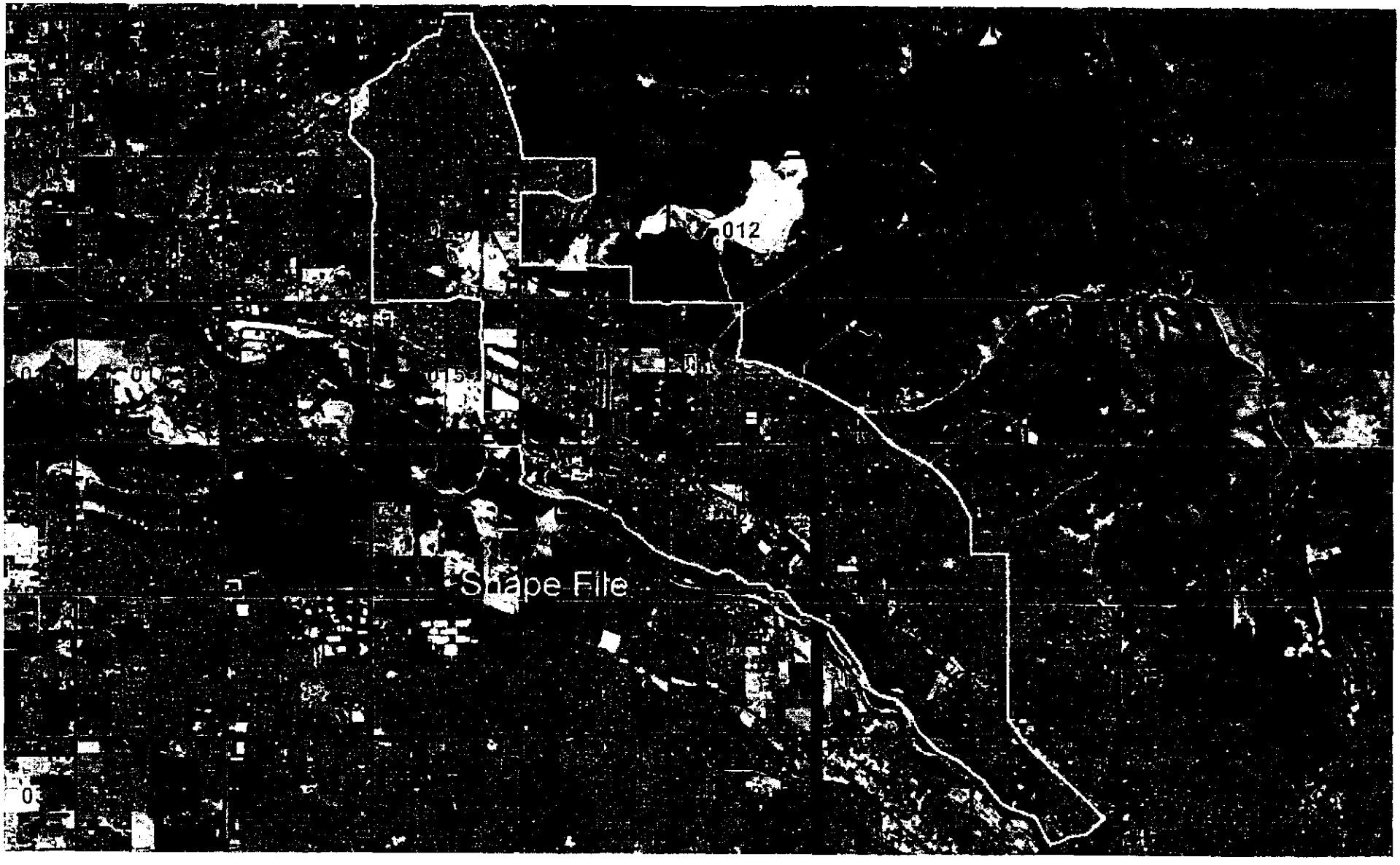
Does it seem odd to you that the digital boundary slices through the middle of a subdivision, and excludes part of it (see attached PowerPoint presentation)? If there are tweaks to the digital boundary between now and the final recommendation, please be careful to not accidentally include BLM (snapping issue).

Fred
(See attached file: 63-00147B Boise Valley Irrigation.ppt)

PS: did I construct Susan's email address correctly?

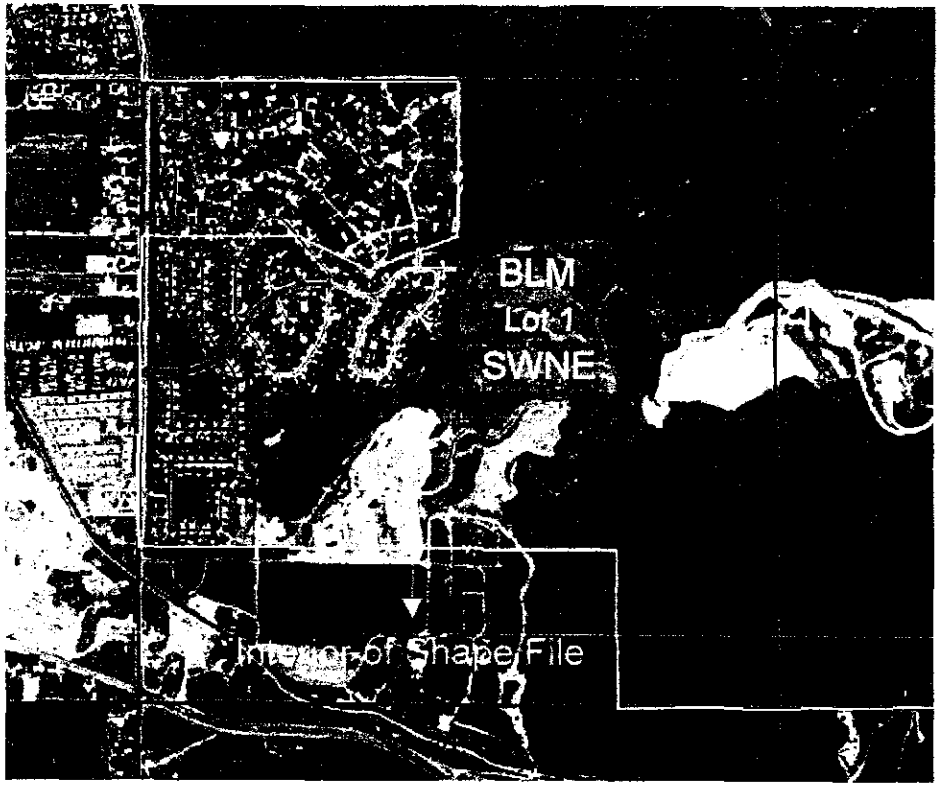
POUID - 696120
48 9887

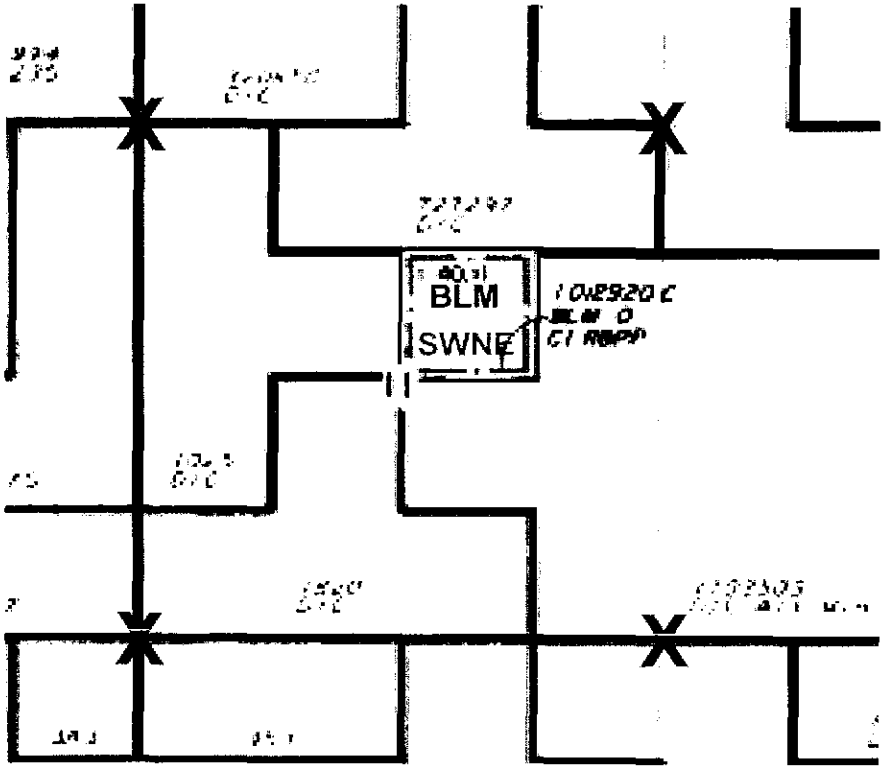
Boise Valley Irrigation Ditch Company – POU Overview



Boise Valley Irrigation Ditch Company – T04N R01E S11

	Town	Range	Sect	QQ	Quart	Gov	Subcase	Mix	PVT	BLM	FS	BOR	OtherFed	OrganizationName	Own Comment
	04N	01E	11	SW	NE		63-00147B	☐	☐	☑	☐	☐	☐	BOISE VALLEY IRRIGATION DITCH CO	Extra Data?
	04N	01E	11	SW	NE		63-02360	☐	☐	☑	☐	☐	☐	BOISE VALLEY IRRIGATION DITCH CO	Extra Data?
	04N	01E	11	SW	NE		63-31198	☐	☐	☑	☐	☐	☐	BOISE VALLEY IRRIGATION DITCH CO	Extra Data?
	04N	01E	11	SW	NE		63-31832	☐	☐	☑	☐	☐	☐	BOISE VALLEY IRRIGATION DITCH CO	Extra Data?





Rather than a snapping issue, this appears to be an issue of unintended, extra data existing outside of the shape file. If this extra data containing the SWNE POU was removed, BLM's issue would be resolved.

RECEIVED
MAY 26 2005
WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.
Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.
YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 24, 2005

Water Right Number: 63-31198

BOISE VALLEY IRRIGATION DITCH CO.
8750 N. BOGART LN.
BOISE, ID 83714
Telephone Number: (208)853-3288

c/o

CHARLES L. HONSINGER
RINGERT CLARK CHARTERED
BOISE, ID 83701-2773
Telephone Number: (208) 342-4591

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

2. Describe the changes you wish to make in the proposed recommendation:
Add two points of diversion in T03N R03E Section 28 SWSWSW
Change place of use from 2779.5 acres to 2822.83 acres

3. Give a brief explanation as to why you disagree with these portions:
Transfer No. 67107 provided for points of diversion requested.
BVID erroneously did not include28.93 acres in the place of use when discussing the same with IDWR.

____ **I AGREE with this proposed recommendation; no changes need to be made.**

DATE: 05/25/05 **SIGNATURE:** Charles L. Honsinger

Please print your name: Charles L. Honsinger

IDWR Wester Regional Office, 2735 Airport Way, Boise, ID 83705-5082, (208) 334-2190

BOISE VALLEY IRRIGATION DITCH CO.

ADDITIONAL INFORMATION ABOUT THE BOUNDARY AND PLACE OF USE.

The boundary and place of use for the Boise Valley Irrigation Ditch Co. is not a contiguous shape due the delivery systems and several transfers that moved water from their historical area of delivery to several locations. The largest place of use is approximately 2375 acres lying in the northwest Boise and east Eagle areas.

Boise Valley's water is diverted from the Boise River into the Farmers Union canal. About 1¼ miles downstream a head gate delivers water to the Boise Valley's own canal. The Farmer's Union canal continues to carry about 785 inches of Boise Valley water downstream from the head gate to Boise Valley shareholders. Some of the 785 shares are within the Boise Valley's historic boundary and some are further to the west within the Farmer' Union boundary. This split delivery system causes a fragmented boundary and place of use for Boise Valley that overlaps with the Farmer's Union Canal Co. boundary and place of use.

Several approved transfers have established points of diversion and places of use east of Boise that also contributed to the fragmentation of the company's boundary and place of use. Transfer 67107 moved 5.5 inches of water to irrigate 5.5 acres within a 30.9 acre parcel at the Shakespear Festival site. Approved transfer 71032 moved 10 inches of water to the Shakespear site to irrigate and additional 10 acres within the 30.9 acre parcel. Transfer 5119 was approved to move 3.97 cfs to irrigate 198.4 acres at the Simplot Sports Complex and common areas in Columbia Village. This water is diverted at a pumping station in the Boise River just upstream from the Hwy 21 bridge into a pipe line that serves the Micron plant, the Simplot Complex and United Water's proposed municipal station.

Below is a summary of the place of use acres for Boise Valley :

2375.1 acres	Within the main boundary
15.5 acres	Shakespear Festival site
198.4 acres	Simplot Complex
42.2 acres	Within the United Water service area
19.4 shares	Quong place of use
15.0 shares	Ada County landfill shares
16.0 shares	McCrae place of use
14.6 shares	Hanson place of use
12.97 shares	Moyle place of use
3.33 shares	Charlton place of use
1.0 shares	Canova place of use
43.33 shares	Buckhorn Estates place of use
14.6 shares	ACHD shares
37.0 shares	Veterans Cemetary irrigation
2808.43 acres	Total acres irrigated within the boundaries of Boise Valley Irrigation Co.

Field Exam Date

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 complete

Claim No(s) 63-31198

Owner: Boise Valley Irr. Ditch Co. Phone No. See 63-147B

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: 6-1-1865 = as decreed

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

_____

_____

Source: Boise River Tributary 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
	1		SE	SE	29	3N	3E	Ada	GPS 329160 & 2256311
	2	SW	SW	SW	28	"	"	"	T7N03W
	2	"	"	"	"	"	"	"	"

Description of diverting works

Water diverts to a large pond and then pumped to a pressurized sprinkler system

OVERLAP REVIEW

Other water rights with the same point of diversion: none

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 .11 CFS 24.7 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:

Limited to 2808.43 2789.5 acres within the boundary of BVID Co. 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: None

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

Delivery System Narrative:

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

This right is a split from 63-147
Designated as No. 1B
For use on 5.5 acres at the Shakespear Festival site in 3N, 3E, S29 & S28 per approved transfer # 67107
The preliminary recommendation was made when T 67107 was approved.

See 63-31197 for photos.
Only one POD was found on 8-19-2002 during the field review but the transfer proposes two additional diversions.

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

BOISE VALLEY IRRIGATION DITCH CO.

ADDITIONAL INFORMATION ABOUT THE BOUNDARY AND PLACE OF USE.

The boundary and place of use for the Boise Valley Irrigation Ditch Co. is not a contiguous shape due the delivery systems and several transfers that moved water from their historical area of delivery to several locations. The largest place of use is approximately 2375 acres lying in the northwest Boise and east Eagle areas.

Boise Valley's water is diverted from the Boise River into the Farmers Union canal. About 1¼ miles downstream a head gate delivers water to the Boise Valley's own canal. The Farmer's Union canal continues to carry about 785 inches of Boise Valley water downstream from the head gate to Boise Valley shareholders. Some of the 785 shares are within the Boise Valley's historic boundary and some are further to the west within the Farmer' Union boundary. This split delivery system causes a fragmented boundary and place of use for Boise Valley that overlaps with the Farmer's Union Canal Co. boundary and place of use.

Several approved transfers have established points of diversion and places of use east of Boise that also contributed to the fragmentation of the company's boundary and place of use. Transfer 67107 moved 5.5 inches of water to irrigate 5.5 acres within a 30.9 acre parcel at the Shakespear Festival site. Approved transfer 71032 moved 10 inches of water to the Shakespear site to irrigate and additional 10 acres within the 30.9 acre parcel. Transfer 5119 was approved to move 3.97 cfs to irrigate 198.4 acres at the Simplot Sports Complex and common areas in Columbia Village. This water is diverted at a pumping station in the Boise River just upstream from the Hwy 21 bridge into a pipe line that serves the Micron plant, the Simplot Complex and United Water's proposed municipal station.

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37.0 shares	Veterans Cemetary irrigation
2808.43 acres	Total acres irrigated within the boundaries of Boise Valley Irrigation Co.

63-31198 (10)

XII.

That the defendants JAMES L. GRAHAM, FRANK N. GRAHAM and WILLIAM GILBERT, be, and they are hereby awarded the use of the waters of Boise River, diverted from a point on said river near the SE corner of NW 1/4 of NE 1/4, Sec. 21, T. 4 N. R. 1 E. B.M., for use upon Lots 2 and 3 in NW 1/4 NE 1/4 and NE 1/4 NW 1/4, and lot 1 in NE 1/4 of NE 1/4, Sec. 20, and lots 3 and 4 in N. 1/2 NW 1/4, Sec. 21, all in T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0144

220 inches, from June 1, 1865; and hereby designated as Right No. 12. And be adjudged to pay $15.40 costs, in addition to the costs incurred by them.

XIII.

That the defendant the EUREKA WATER COMPANY, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south side of said river easterly of what is now the farm of William Simpson in Sec. 23, T. 4 N. R. 1 W. B.M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0145 T 227, 228, 1064

1666 inches, from June 1, 1865, and hereby designated as Right No. 13. And be adjudged to pay $116.62 costs, in addition to the costs incurred by it.

XIV.

That the defendant the NEW UNION DITCH COMPANY, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the north bank of said river on Lot 2, Sec. 23, T. 4 N. R. 1 E. B. M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0146

688 inches, from June 1, 1865, and hereby designated as Right No. 14. And be adjudged to pay $48.16 costs, in addition to the costs incurred by it.

~~XIV.~~ XV.

That the defendant the BOISE VALLEY IRRIGATION DITCH COMPANY, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted from said rive at the head of the canal of defendant the Farmers' Union Ditch Company, and taken through said canal to the point of use, for use upon the lands lying under its canal system, in the following amount and from the following date;

2729 inches, from June 1, 1865; and hereby designated as Right No. 15. And be adjudged to pay $191.03 costs, in addition to the costs incurred by it.

63 0147

T 1982, 1983

JUN 2 1 1996

63-147 reconciliation of splits

63-147 per T4381
54.58 cfs + 2542 ac.

-147A = 50.61 cfs + 2343.6 ac. → C = 49.82 cfs 2301.4 ac
(A) -147B = 3.97 cfs + 198.4 ac. → D = .79 cfs + 42.2 acres

T67019

* → 31197 = 49.71 + 2295.9 ac
T67107
→ 31198 = .11 cfs + 5.5 ac.

Adjudication claims:
63-147B - 3.97 cfs
-147D = .79 cfs
-31197 = 49.71 "
31198 = .11
54.58 cfs

* Adj claim = 49.71 cfs + 2343.6 ac and additional uses. (See T66743)

WATER RIGHT NO. 63-31198
As Modified by Transfer No. 67107

In accordance with the approval of Transfer No. 67107, Water Right No. 63-31198 is now described as follows.

Right Holder: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

Priority Date: 06/01/1865

Source: BOISE RIVER **Tributary:** SNAKE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.11 CFS	24.7 AF
			0.11 CFS	24.7 AF

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER	Lot 2	SWSWSW	Sec. 28 Twp 03N Rge 03E	ADA County
BOISE RIVER	Lot 2	SWSWSW	Sec. 28 Twp 03N Rge 03E	ADA County
BOISE RIVER	Lot 1	SESE	Sec. 29 Twp 03N Rge 03E	ADA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 03E 28											22.8 L2						22.8
03N 03E 29													1.0			7.1 L1	8.1

Total Acres: 30.9

CONDITIONS OF APPROVAL

1. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
2. Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.
3. This right is limited to the irrigation of 5.5 acres within the place of use described above in a single irrigation season. The exact location of the 5.5 acres shall be determined by the Shakespeare Festival, and shall be submitted to the Idaho Department of Water Resources (IDWR) within five (5) years of the date of this transfer approval. Failure to submit the information to IDWR is cause for the IDWR to void this transfer.
4. 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.

WATER RIGHT NO. 63-31198
As Modified by Transfer No. 67107

5. Approval of Transfer 67107 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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

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

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

Dated this 1st day of June, 2001

Chief, Water Allocation Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31198 V1

WATER RIGHT NUMBER: 63-31198 V1

Owner Type	Name and Address
Current Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83703 (208)853-5288

Priority Date: 06/01/1865

Basis: Decreed

Status: Active

Source	Tributary
BOISE RIVER	SNAKE RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/15	11/15	0.110 CFS	24.70 AF
		Total Diversion:	0.110 CFS	24.70 AF

Location of Point(s) of Diversion

BOISE RIVER ADA County	L2 SW1/4SW1/4SW1/4	Sec. 28,	Twp 03N,	Rge 03E, B.M.
BOISE RIVER ADA County	L2 SW1/4SW1/4SW1/4	Sec. 28,	Twp 03N,	Rge 03E, B.M.
BOISE RIVER ADA County	L1 SE1/4SE1/4	Sec. 29,	Twp 03N,	Rge 03E, B.M.

Place of Use

IRRIGATION Within ADA County

T03N R03E S28 Lot 2 SWSW	22.8	T03N R03E S29	NESE	1.0	
T03N R03E S29 Lot 1 SESE	7.1				

Total Acres: 30.9

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 5.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. THE EXACT LOCATION OF THE 5.5 ACRES SHALL BE DETERMINED BY THE IDAHO SHAKESPEARE FESTIVAL, AND SHALL BE SUBMITTED TO THE IDAHO DEPARTMENT OF WATER RESOURCES (IDWR) ON OR BEFORE JUNE 1, 2006. FAILURE TO SUBMIT THE INFORMATION TO IDWR IS CAUSE FOR THE IDWR TO VOID THIS TRANSFER.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31198 V1

Comments:

1. TransferUser 4/10/2001 1:34:22 PM Approved Transfer
Comment: This right is a result of approved transfer.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal:
Owner Name Connector:
Water District Number: 63
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4.5
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	7/5/2001 3:52:14 PM	DSHAFF			Active
POD	7/5/2001 3:53:27 PM	DSHAFF			Active
Source	7/5/2001 3:54:15 PM	DSHAFF			Active
POU	7/5/2001 3:56:55 PM	DSHAFF			Active
Use	7/5/2001 4:19:37 PM	DSHAFF			Active
Season	7/5/2001 4:20:42 PM	DSHAFF			Active
Quantity	7/5/2001 4:21:42 PM	DSHAFF			Active
Summary			07/05/2001	DSHAFF	Active

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
POU	7/5/2001 4:12:36 PM	DSHAFF	Edited shape boundary
POU	7/5/2001 4:13:35 PM	DSHAFF	Edited shape boundary
POD	7/5/2001 4:16:42 PM	DSHAFF	Edited point location
POD	7/5/2001 4:17:43 PM	DSHAFF	Edited point location
POD	7/5/2001 4:18:03 PM	DSHAFF	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31198 V1

Priority Date	7/5/2001 3:52:11 PM	DSHAFF	1. (NO) There has not been a later court decree of the water right(s) from the water source. 4. (NO) The basis of claim is not beneficial use. 5. (NO) The basis of claim is not a posted notice. 6. (YES) Parent right has a priority date. 7. (NO) The basis of claim is not an application or permit. 12. (YES) The claim is recommended. 13. (YES) The claim is coded correctly. 14. (NO) Priority remark was not required. 15. (NO) Priority condition was not required.
POD	7/5/2001 3:53:25 PM	DSHAFF	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a Point of Diversion. 3. (YES) The claimed Point of Diversion can be verified using the water right file. 8. (NO) Point of Diversion remark was not required. 9. (NO) Point of Diversion condition was not required.
Source	7/5/2001 3:54:13 PM	DSHAFF	1. (NO) The basis is not beneficial use. 2. (YES) Parent right has a source. 3. (YES) The claimed source can be verified using the water right file. 8. (YES) The source is surface water. 9. (YES) The source is a standard source. 10. (NO) Source remark was not required. 11. (NO) Source condition was not required.
POU	7/5/2001 3:56:53 PM	DSHAFF	1. (YES) The POU is required. 2. (NO) The basis of claim is not beneficial use. 3. (YES) The Parent Right has a POU. 4. (YES) The claimed POU can be verified using the water right file. 12. (YES) POU remark was required. 13. (NO) POU condition was not required.
POD	7/5/2001 4:10:42 PM	DSHAFF	Edited polygons
POD	7/5/2001 4:17:24 PM	DSHAFF	Edited point location
POD	7/5/2001 4:18:25 PM	DSHAFF	Edited point location
POD	7/5/2001 4:18:46 PM	DSHAFF	Edited point location
Use	7/5/2001 4:19:33 PM	DSHAFF	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a purpose of use. 3. (YES) The claimed purpose of Use can be verified using the water right file. 11. (NO) Purpose of Use remark was not required. 12. (NO) Purpose of Use condition was not required.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31198 V1

Season	7/5/2001 4:20:39 PM	DSHAFF	1. (NO) The basis of claim is not beneficial use. 2. (YES) The parent right has a period of use. 3. (YES) The claimed Period of Use can be verified using the water right file. 12. (YES) Irrigation is the purposed use. 14. (NO) The period of use on the decree, license or transfer is not shorter on either the start or end date than allowable under IDWR's current standard. 15. (NO) Period of Use remark was not required. 16. (NO) Period of Use condition was not required.
Quantity	7/5/2001 4:21:39 PM	DSHAFF	1. (NO) The basis of claim is not beneficial use. 2. (NO) The basis of claim is not a posted notice. 3. (YES) The parent right has a diversion rate and/or diversion volume. 4. (YES) The claimed diversion rate and/or volume can be verified using the water right file. 7. (YES) The parent right has an annual diversion volume limit. 8. (YES) Irrigation is a purpose of use. 9. (NO) Quantity remark was not required. 10. (NO) Quantity condition was not required.
Summary	7/5/2001 4:58:30 PM	DSHAFF	1. (NO) The basis of the claim is not beneficial use. 3. (NO) There is no indication that there has been a five year period of continuous nonuse that could result in a recommendation of forfeiture or partial forfeiture. 5. (YES) General remark was required. 6. (NO) Explanatory remark was not required. 7. (NO) Additional condition was not required. 8. (YES) Wanted to view the recommended right. 9. (YES) This is a split right. 10. (NO) This is not a combined right. 11. (NO) Documents were not linked or attached to this file. 12. (YES) Set the verification date.

BOISE VALLEY IRRIGATION DITCH CO.

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Below is a summary of the place of use acres for Boise Valley :

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42.2 acres	Within the United Water service area
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37.0 shares	Veterans Cemetary irrigation
2789.5 acres	Total acres irrigated within the boundaries of Boise Valley Irrigation Co.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31198

WATER RIGHT NUMBER: 63-31198

Owner Type	Name and Address
Current Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83703 (208)853-5288

Priority Date: 06/01/1865

Basis: Decreed

Status: Active

Source	Tributary
BOISE RIVER	SNAKE RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 11/15	0.110 CFS	24.70 AF
	Total Diversion:	0.110 CFS	24.70 AF

Location of Point(s) of Diversion

BOISE RIVER ~~L2 SW1/4SW1/4SW1/4 Sec. 28, Twp 03N, Rge 03E, B.M.~~

ADA County

BOISE RIVER ~~L2 SW1/4SW1/4SW1/4 Sec. 28, Twp 03N, Rge 03E, B.M.~~

ADA County

BOISE RIVER L1 SE1/4SE1/4 Sec. 29, Twp 03N, Rge 03E, B.M.

ADA County

No! OH

GPS = 329160
275631

Place of Use

IRRIGATION Within ADA County

T04N R01E S03	SESW	29.0	T04N R01E S03	SWSE	10.0
T04N R01E S10	NENE	35.0	T04N R01E S10	NWNE	20.0
T04N R01E S10	SWNE	10.0	T04N R01E S10	SENE	30.0
T04N R01E S10	NESE	36.0	T04N R01E S10	NWSE	38.0
T04N R01E S10	SWSE	20.0	T04N R01E S10	SESE	10.0
T04N R01E S11	SWSW	25.0	T04N R01E S11	SESW	15.0
T04N R01E S11	NWSE	5.0	T04N R01E S11	SWSE	12.0
T04N R01E S13	SWNE	5.0	T04N R01E S13	SWNW	30.0
T04N R01E S13	SENW	20.0	T04N R01E S13	NESW	2.0
T04N R01E S13	NWSW	35.0	T04N R01E S13	SWSW	30.0
T04N R01E S13	SESW	23.0	T04N R01E S13	NESE	20.0
T04N R01E S13	NWSE	6.2	T04N R01E S13	SWSE	8.1
T04N R01E S13	SESE	25.0	T04N R01E S14	NENE	5.0
T04N R01E S14	NWNE	25.0	T04N R01E S14	SWNE	38.0
T04N R01E S14	SENE	38.0	T04N R01E S14	NENW	35.0
T04N R01E S14	NWNW	35.0	T04N R01E S14	SWNW	15.0
T04N R01E S14	SENW	18.3	T04N R01E S14	NESW	24.8
T04N R01E S14	NWSW	23.7	T04N R01E S14	SWSW	38.0
T04N R01E S14	SESW	32.0	T04N R01E S14	NESE	37.0
T04N R01E S14	NWSE	39.0	T04N R01E S14	SWSE	35.0
T04N R01E S14	SESE	38.0	T04N R01E S15	NENE	37.0
T04N R01E S15	SENE	38.0	T04N R01E S23	NENE	35.0
T04N R01E S23	NWNE	37.0	T04N R01E S23	SWNE	10.0

T04N R01E S23	SENE	35.0	T04N R01E S23	NESE	15.0
T04N R01E S24	NENE	7.0	T04N R01E S24	NWNE	38.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31198

T04N R01E S24	NENE	7.0	T04N R01E S24	NWNE	38.0
T04N R01E S24	SWNE	35.0	T04N R01E S24	SENE	15.0
T04N R01E S24	NENW	35.0	T04N R01E S24	NWNW	32.5
T04N R01E S24	SWNW	35.0	T04N R01E S24	SENW	10.0
T04N R01E S24	NESW	25.0	T04N R01E S24	NWSW	39.0
T04N R01E S24	SWSW	10.0	T04N R01E S24	SESW	20.0
T04N R01E S24	NWSE	30.0	T04N R01E S24	SWSE	15.0
T04N R01E S24	SESE	15.0	T04N R01E S25	NENE	20.0
T04N R02E S18	SWSW	20.0	T04N R02E S19	NENE	2.0
T04N R02E S19	NWNE	15.0	T04N R02E S19	SWNE	5.0
T04N R02E S19	SENE	5.0	T04N R02E S19	NENW	29.0
T04N R02E S19	NWNW	15.0	T04N R02E S19	SWNW	30.0
T04N R02E S19	SENW	28.0	T04N R02E S19	NESW	30.0
T04N R02E S19	NWSW	8.6	T04N R02E S19	SWSW	21.0
T04N R02E S19	SESW	35.0	T04N R02E S19	NESE	20.0
T04N R02E S19	NWSE	20.0	T04N R02E S19	SWSE	6.1
T04N R02E S19	SESE	35.0	T04N R02E S20	SWSW	35.0
T04N R02E S29	NWNW	15.0	T04N R02E S29	SWNW	20.0
T04N R02E S29	SWSW	25.0	T04N R02E S30	NENE	15.0
T04N R02E S30	NWNE	25.0	T04N R02E S30	SWNE	30.0
T04N R02E S30	SENE	20.4	T04N R02E S30	NENW	30.0
T04N R02E S30	NWNW	35.0	T04N R02E S30	SWNW	15.0
T04N R02E S30	SENW	25.0	T04N R02E S30	NESW	20.0
T04N R02E S30	NESE	2.4	T04N R02E S30	NWSE	25.0
T04N R02E S30	SESE	5.0	T04N R02E S31	NENE	3.0
T04N R02E S32	NENW	15.0	T04N R02E S32	NWNW	13.5
T04N R02E S32	SWNW	8.0	T04N R02E S32	SENW	31.0
T04N R02E S32	NESW	4.0	T04N R01W S01	NWNW	7.0
T04N R01W S01	SWNW	13.0	T05N R01W S33	SENW	15.0
T05N R01W S33	NESW	2.0			

Total Acres: 2343.6

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.
2. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. 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.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. 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.

Remarks:

1. General This right is limited to the irrigation of 5.5 acres within the place of use described above in a single irrigation season. The exact location of the 5.5 acres shall be determined by the Shakespeare Festival, and shall be submitted to the Idaho Department of Water Resources (IDWR) within five (5) years of the date of this transfer approval. Failure to submit the information to IDWR is cause for the IDWR to void this transfer.
2. General Approval of Transfer 67107 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Comments:

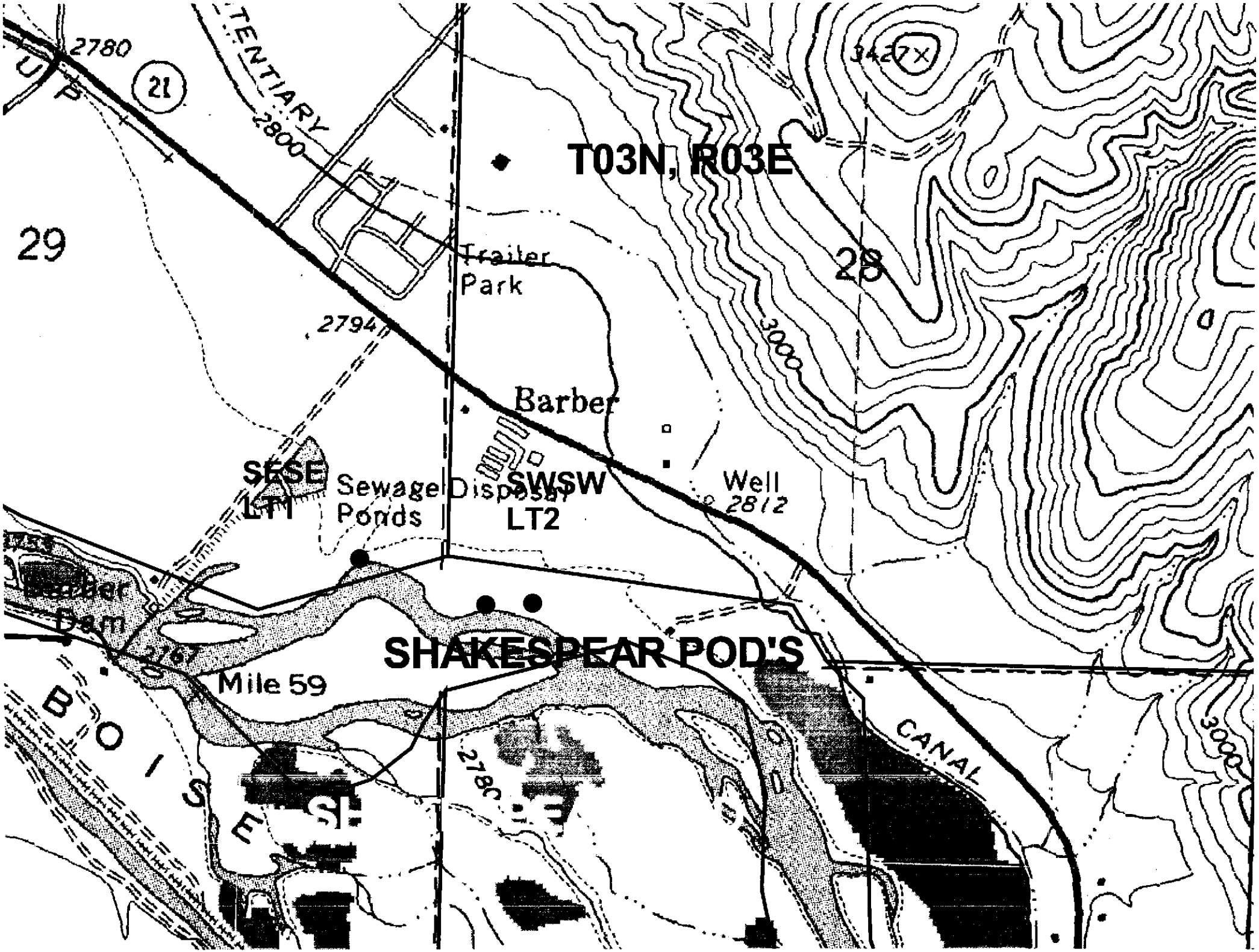
1. PSKAGGS 4/10/2001 1:34:16 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 67107

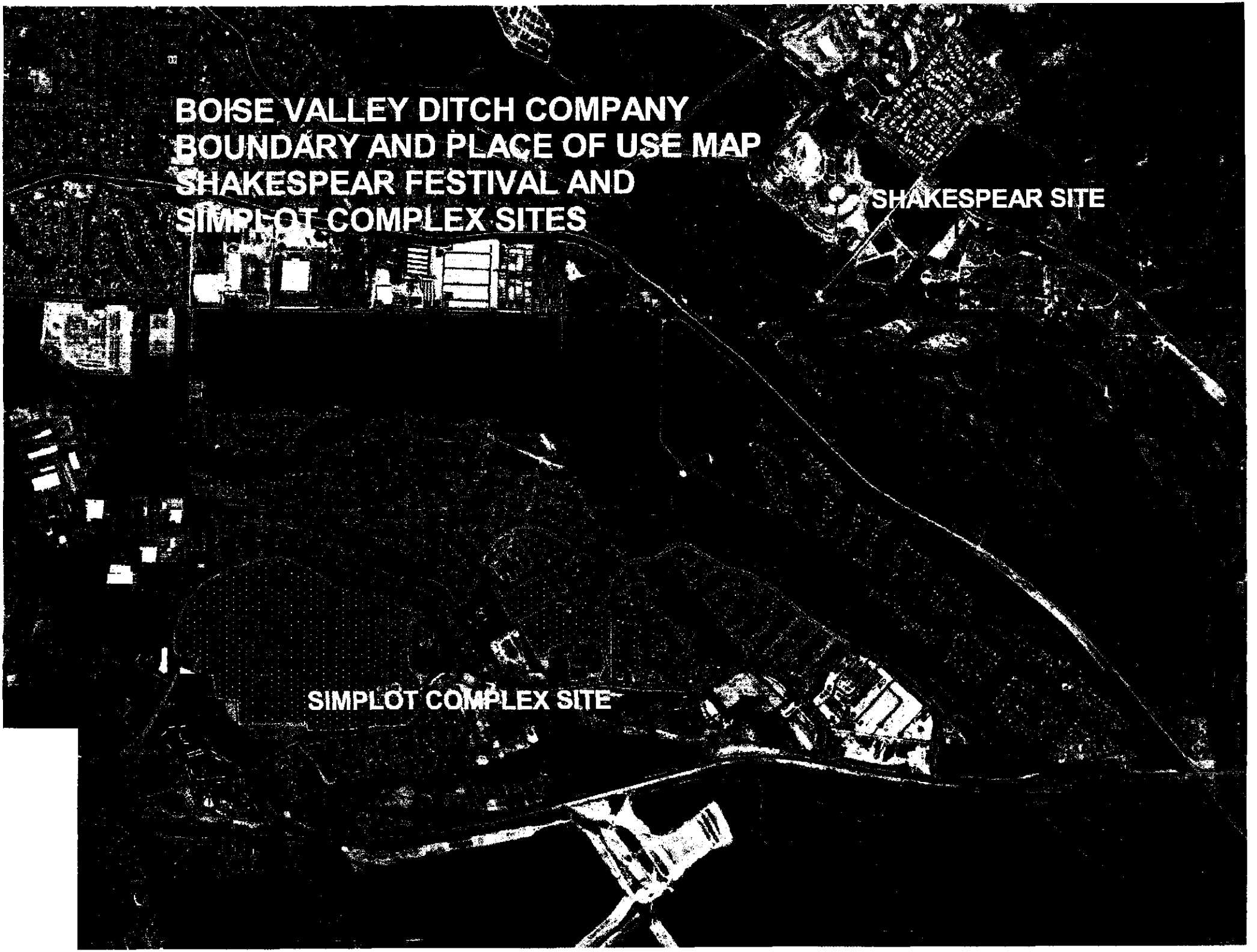
IDAHO DEPARTMENT OF WATER RESOURCES

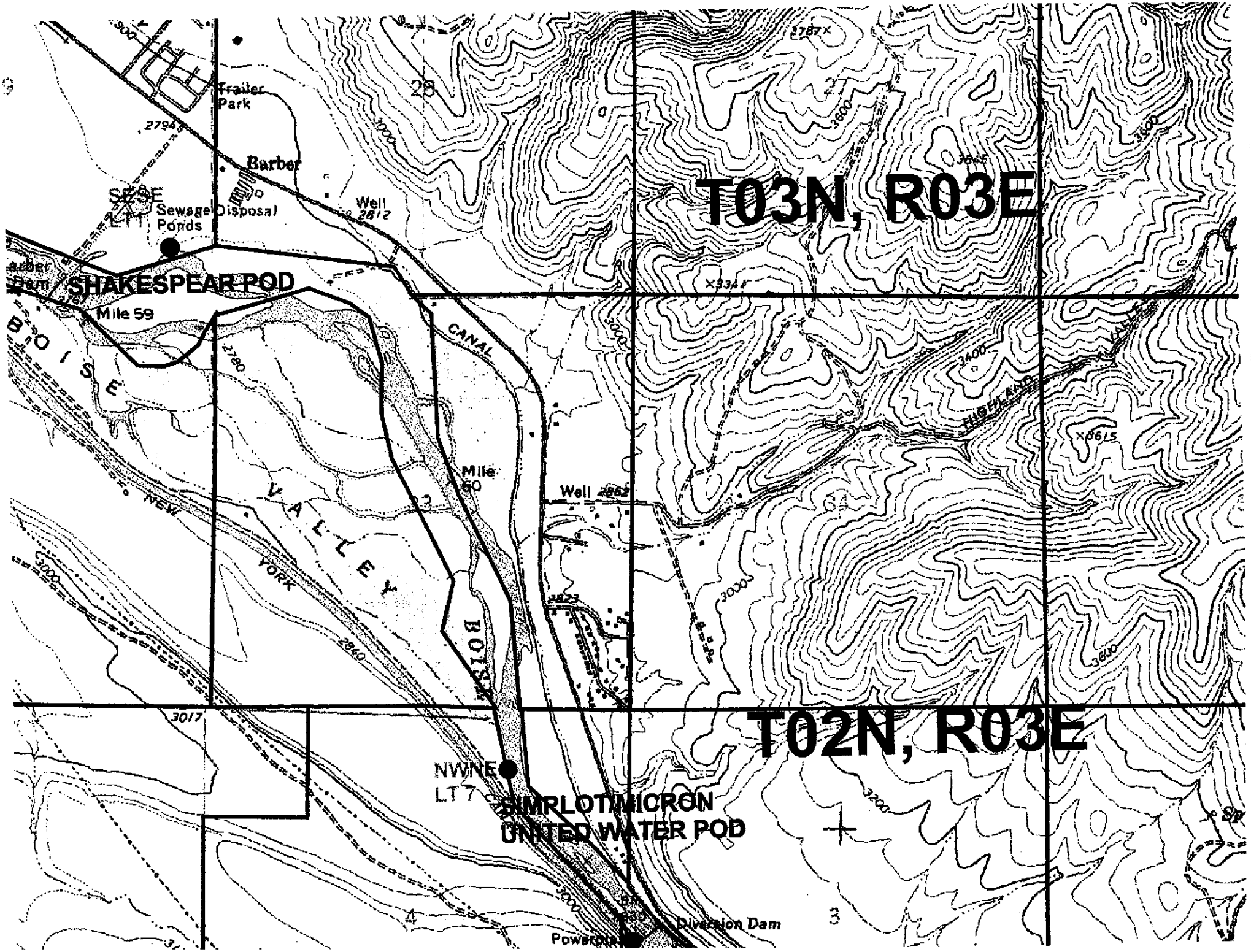
Adjudication Claim Report 63-31198

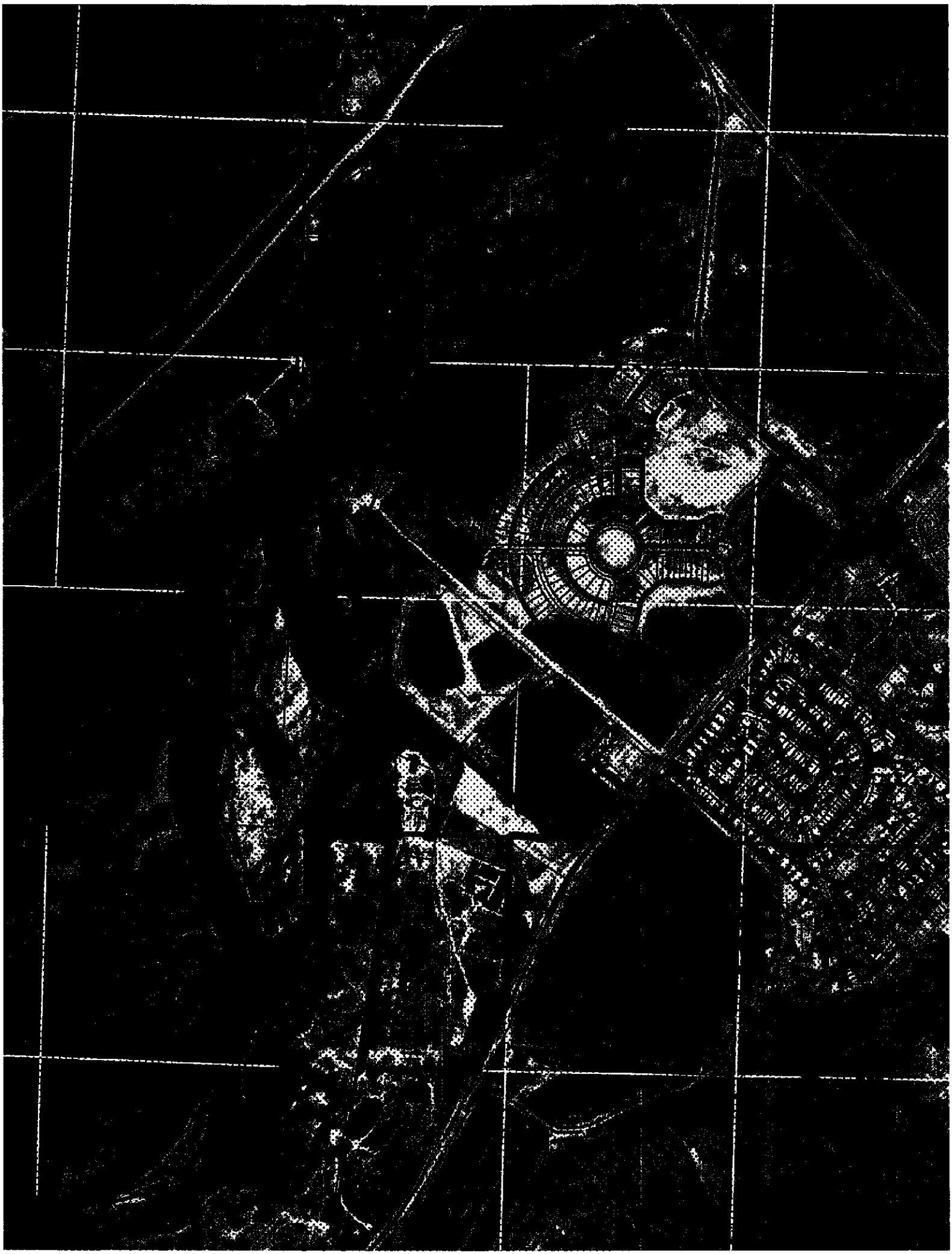
Dates and Other Information:

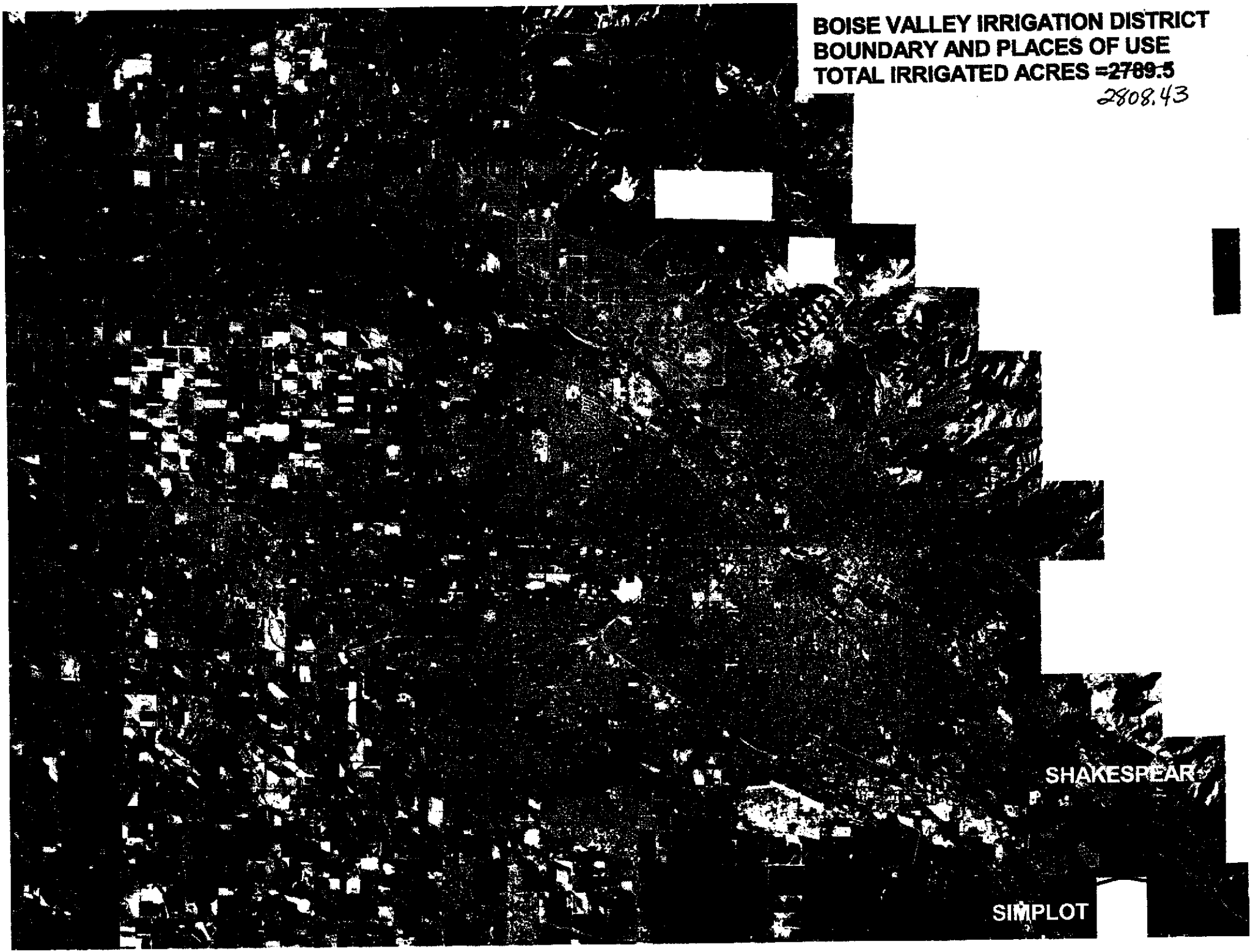
Claim Received Date: 7/10/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False


T03N, R03E
29
28
Trailer Park
Barber
SESE LT1
Sewage Ponds
SWSW LT2
Well 2812
SHAKESPEAR POD'S
Barber Dam
Mile 59
BOISE
CANAL
2780
2800
3000
2794


BOISE VALLEY DITCH COMPANY
BOUNDARY AND PLACE OF USE MAP
SHAKESPEAR FESTIVAL AND
SIMPLOT COMPLEX SITES
SHAKESPEAR SITE
SIMPLOT COMPLEX SITE


T03N, R03E
T02N, R03E
SHAKESPEAR POD
SIMPLOT/MICRON
UNITED WATER POD
Trailer Park
Barber
Well 2812
Sewage Disposal Ponds
Mile 59
Mile 60
Well 2862
CANAL
HIGHLAND
VALLEY
NEW YORK
BOISE
NWNE
LT 7
Diversion Dam
Powerplant
28
3
3017




BOISE VALLEY IRRIGATION DISTRICT
BOUNDARY AND PLACES OF USE
TOTAL IRRIGATED ACRES =~~2789.5~~
2808.43
SHAKESPEAR
SIMPLOT

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31198

WATER RIGHT NUMBER: 63-31198

Owner Type	Name and Address
Current Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83703 (208)853-5288

Priority Date: 06/01/1865

Basis:

Status: Active

Source	Tributary
BOISE RIVER	SNAKE RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 11/15	0.110 CFS	24.70 AF
	Total Diversion:	0.110 CFS	24.70 AF

Location of Point(s) of Diversion

BOISE RIVER ADA County	L2 SW1/4SW1/4SW1/4	Sec. 28,	Twp 03N,	Rge 03E, B.M.
BOISE RIVER ADA County	L2 SW1/4SW1/4SW1/4	Sec. 28,	Twp 03N,	Rge 03E, B.M.
BOISE RIVER ADA County	L1 SE1/4SE1/4	Sec. 29,	Twp 03N,	Rge 03E, B.M.

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 3												29.0 L 0			10.0 L 0		39.0
04N 01E 10	35.0 L 0	20.0 L 0	10.0 L 0	30.0 L 0									36.0 L 0	38.0 L 0	20.0 L 0	10.0 L 0	199.0
04N 01E 11											25.0 L 0	15.0 L 0		5.0 L 0	12.0 L 0		57.0
04N 01E 13			5.0 L 0				30.0 L 0	20.0 L 0	2.0 L 0	35.0 L 0	30.0 L 0	23.0 L 0	20.0 L 0	6.2 L 0	8.1 L 0	25.0 L 0	204.3
04N 01E 14	5.0 L 0	25.0 L 0	38.0 L 0	38.0 L 0	35.0 L 0	35.0 L 0	15.0 L 0	18.3 L 0	24.8 L 0	23.7 L 0	38.0 L 0	32.0 L 0	37.0 L 0	39.0 L 0	35.0 L 0	38.0 L 0	476.8
04N 01E 15	37.0 L 0			38.0 L 0													75.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31198

04N 01E	23	35.0 L0	37.0 L0	10.0 L0	35.0 L0								15.0 L0					132.0
04N 01E	24	7.0 L0	38.0 L0	35.0 L0	15.0 L0	35.0 L0	32.5 L0	35.0 L0	10.0 L0	25.0 L0	39.0 L0	10.0 L0	20.0 L0		30.0 L0	15.0 L0	15.0 L0	361.5
04N 01E	25	20.0 L0																20.0
04N 01W	1						7.0 L0	13.0 L0										20.0
04N 02E	18											20.0 L0						20.0
04N 02E	19	2.0 L0	15.0 L0	5.0 L0	5.0 L0	29.0 L0	15.0 L0	30.0 L0	28.0 L0	30.0 L0	8.6 L0	21.0 L0	35.0 L0	20.0 L0	20.0 L0	6.1 L0	35.0 L0	304.7
04N 02E	20											35.0 L0						35.0
04N 02E	29						15.0 L0	20.0 L0				25.0 L0						60.0
04N 02E	30	15.0 L0	25.0 L0	30.0 L0	20.4 L0	30.0 L0	35.0 L0	15.0 L0	25.0 L0	20.0 L0			2.4 L0	25.0 L0		5.0 L0		247.8
04N 02E	31	3.0 L0																3.0
04N 02E	32					15.0 L0	13.5 L0	8.0 L0	31.0 L0	4.0 L0								71.5
05N 01W	33								15.0 L0	2.0 L0								17.0

Total Acres: 2343.6

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.
2. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. 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.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. 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.

Remarks:

1. General This right is limited to the irrigation of 5.5 acres within the place of use described above in a single irrigation season. The exact location of the 5.5 acres shall be determined by the Shakespeare Festival, and shall be submitted to the Idaho Department of Water Resources (IDWR) within five (5) years of the date of this transfer approval. Failure to submit the information to IDWR is cause for the IDWR to void this transfer.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31198

2. General Approval of Transfer 67107 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Comments:

1. PSKAGGS 4/10/2001 1:34:16 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 67107

Dates and Other Information:

Claim Received Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 63
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4.5
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

WATER RIGHT NO. 63-31198
As Modified by Transfer No. 67107

In accordance with the approval of Transfer No. 67107, Water Right No. 63-31198 is now described as follows.

Right Holder: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

Priority Date: 06/01/1865

Source: BOISE RIVER **Tributary:** SNAKE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.11 CFS	24.7 AF
			0.11 CFS	24.7 AF

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER Lot 2 SWSWSW Sec. 28 Twp 03N Rge 03E ADA County

BOISE RIVER Lot 2 SWSWSW Sec. 28 Twp 03N Rge 03E ADA County

BOISE RIVER Lot 1 SESE Sec. 29 Twp 03N Rge 03E ADA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 03E 28											22.8						22.8
											L 2						
03N 03E 29													1.0			7.1	8.1
																L 1	

Total Acres: 30.9

CONDITIONS OF APPROVAL

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

2. Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.

3. This right is limited to the irrigation of 5.5 acres within the place of use described above in a single irrigation season. The exact location of the 5.5 acres shall be determined by the Shakespeare Festival, and shall be submitted to the Idaho Department of Water Resources (IDWR) within five (5) years of the date of this transfer approval. Failure to submit the information to IDWR is cause for the IDWR to void this transfer.

4. 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.

WATER RIGHT NO. 63-31198
As Modified by Transfer No. 67107

5. Approval of Transfer 67107 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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

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

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

Dated this 1st day of June, 2001

Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED **TRANSFER OF WATER RIGHT** *AMENDED*

TRANSFER NO. 67107

This is to certify that: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

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

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-147C	AJC/Decreed	06/01/1865	49.82 cfs	10,356.3 af	2,301.4	2,301.4	BOISE RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-147C	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-147C	**63-31198**	0.11 cfs	24.7 af	5.5	30.9	**63-31197**	49.71 cfs	10,331.6 af	2,295.9	2,295.9
TOTALS		**0.11 cfs**	**24.7 af**	**5.5**	**30.9**		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 1st day of June, 2001

Chief, Water Allocation Bureau

WATER RIGHT NO. 63-31198
As Modified by Transfer No. 67107

In accordance with the approval of Transfer No. 67107, Water Right No. 63-31198 is now described as follows.

Right Holder: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

Priority Date: 06/01/1865

Source: BOISE RIVER **Tributary:** SNAKE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	0.11 CFS	24.7 AF
			0.11 CFS	24.7 AF

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER Lot 2 SWSWSW Sec. 28 Twp 03N Rge 03E ADA County

BOISE RIVER Lot 2 SWSWSW Sec. 28 Twp 03N Rge 03E ADA County

BOISE RIVER Lot 1 SESE Sec. 29 Twp 03N Rge 03E ADA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 03E 28											22.8						22.8
											L 2						
03N 03E 29													1.0			7.1	8.1
																L 1	

Total Acres: 30.9

CONDITIONS OF APPROVAL

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

2. Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.

3. This right is limited to the irrigation of 5.5 acres within the place of use described above in a single irrigation season. The exact location of the 5.5 acres shall be determined by the Shakespeare Festival, and shall be submitted to the Idaho Department of Water Resources (IDWR) within five (5) years of the date of this transfer approval. Failure to submit the information to IDWR is cause for the IDWR to void this transfer.

4. 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.

WATER RIGHT NO. 63-31198
As Modified by Transfer No. 67107

5. Approval of Transfer 67107 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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

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

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

Dated this 10th day of April, 2001

Chief, Water Allocation Bureau

Western

RECEIVED
APR 1 1 2001
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 67107

This is to certify that: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-147C	AJC/	06/01/1865	49.82 cfs	9872.1 af		2,193.8	BOISE RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-147C	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-147C	**63-31198**	0.11 cfs	24.7 af	5.5	30.9	**63-31197**	49.71 cfs	9847.4 af	2,188.3	2,188.3
TOTALS		**0.11 cfs**	**24.7 af**	**5.5**	**30.9**		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 10th day of April, 2001

L. Glen Saxton

Chief, Water Allocation Bureau

Trans. No. 5687
67107

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED
APR 11 2000
WATER RESOURCES
WESTERN REGION

Name of applicant BOISE VALLEY IRRIGATION DITCH COMPANY Phone 208-939-0490

Post Office Address 4822 Alamosa Lane, Boise, Idaho 83703

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
   ☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Applicant proposes to transfer water rights appurtenant to 5.5 acres irrigated within Boise Valley Irrigation Ditch Company ("BVIDC") service area to lands controlled by the Idaho Shakespeare Festival ("ISF"). ISF proposes to use water under this right to irrigate 5.5 acres within a 30.9-acre permissible place of use outside the currently authorized place of use for Right No. 63-00147A. BVIDC therefore proposes to transfer 0.11 cfs from those lands within its service area that will no longer be irrigated to the ISF lands for irrigation purposes. Right No. 63-00147A has an authorized diversion rate of 50.610 cfs.

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

1.

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-00147~~A~~ F	6/1/1865	~~50.610 cfs~~ 0.11	Irrigation	03/15 To 11/15

2. Total amount of water being transferred .11 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		~~SE~~	~~NE~~	~~5~~	~~3N~~	~~2E~~	~~ADA~~	~~Farmers Union Canal~~
1	~~NE~~	SE	SE	29	3N	3E	ADA	Shakespeare Festival (RIVER)
2	NW	SW	SW	28	〃	〃	〃	Idaho Dept. of Parks & Rec. Sump
2	~~NW~~ SW	SW	SW	28	〃	〃	〃	Idaho Dept. of Parks & Rec. Alternate Diversion (RIVER)

5. Lands irrigated or place of use: **See Narrative, Exhibit A.**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	3E	28											22.8						22.8
		29											↑		1			7.1	8.1
													(2.2)					(2.1)	

Limited to irrigation of 5.5 acres w/in PPU → Total acres 30.9

SEE Attorneys' letters dated 4/10/2000 - fc → AMENDED

1

Tran: No.

PART 1

6. General Information:

a. Description of diversion system See Narrative, Attachment A hereto.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

_____ Yes ___X___ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Described the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

See Narrative, Exhibit A hereto

d. Remarks:

Water right 63-00147 will continue to be held by the Applicant BVIDC. The Shakespeare diversion and place of use represent an addition to the BVIDC system. IDPR diversion from sump intercepts shallow groundwater directly tributary to Boise River via 17' deep pump. Alternate IDPR diversion proposed to be direct from Boise River

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____.

_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

See pages 4-5

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. 63-00147A Decreed to BVIDC

   in case of Farmers Co-Op Ditch Company, LTD. vs. Riverside Irrigation District

   dated January 18, 1906 in Canyon County

   b. License No. _____ issued by the Idaho Department of Water Resources.

   c. Claim No. _____ on file with the Idaho Department of Water Resources.

   d. Transfer No. 5119 which produced this right. (Note: Another transfer, No.: 5322, is pending)

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Check appropriate box below: **See Exhibit B hereto**

   ☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Boise River tributary to Snake River

4. Date or priority 6/1/1865

5. Water is used for the following purpose:

   amount 50.610 cfs (cfs/ac-ft) for irrigation purpose from 03/15 to 11/15

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

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

6. Total amount of water under right 50.610 cubic feed per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	5	3N	2E	ADA	Farmers Union Canal

8. Lands irrigated or place of use: **BVIDC Service Area. See Water Right Proof Reading Report. Exhibit C hereto.**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

A 498

WR5809NP
No. 63-00147A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/28/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	BOISE VALLEY IRRIGATION DITCH CO	06/01/1865	IRRIGATION	03/15	11/15	50.610 CFS	10546.20 AFA
					TOTAL DIVERSION:	50.610 CFS	10546.20 AFA

Water Source: BOISE RIVER Tributary to: SNAKE RIVER Stage: DECREED

Point(s) of Diversion: T03N R02E S05 SENE ADA County

Point of Diversion Name(s):

		Name	Rate	Number
T03N R02E S05	SE NE	FARMERS UNION CANAL		

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
04N 01E 3												29			10		39.0
04N 01E 10	35	20	10	30									36	38	20	10	199.0
04N 01E 11											25	15		05	12		57.0
04N 01E 13			05				30	20	02	35	30	23	20	06	08	25	204.3
04N 01E 14	05	25	38	38	35	35	15	18	24	23	38	32	37	39	35	38	476.8
04N 01E 15	37			38													75.0
04N 01E 23	35	37	10	35									15				132.0
04N 01E 24	07	38	35	15	35	32	35	10	25	39	10	20		30	15	15	361.5
04N 01E 25	20																20.0
04N 02E 18											20						20.0
04N 02E 19	02	15	05	05	29	15	30	28	30	08	21	35	20	20	06	35	304.7
04N 02E 20											35						35.0
04N 02E 29						15	20				25						60.0
04N 02E 30	15	25	30	20	30	35	15	25	20				02	25		05	247.8
04N 02E 31	03																3.0
04N 02E 32					15	13	08	31	04								71.5
04N 01W 1						07	13										20.0
05N 01W 33								15	02								17.0
														TOTAL ACRES			2343.6

Pou County: ADA

Conditions of Approval:

R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 63.

R43 - The right holder shall maintain a measuring device and lockable
- controlling works of a type approved by the Department in a
- manner that will provide the watermaster suitable control of the
- diversion.

R32 - This right when combined with all other rights shall provide no

Pg. 5 of 8

Conditions of Approval:

- more than .02 cfs per acre nor more than 4.5 afa per acre for
- irrigation of the lands above.

T04 - Approval of this transfer in no way grants any right-of-way or
- easement for use of a delivery system owned by person(s) other
- than the right owner.

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

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.

T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.

Dates: App. Received: Priority Date: 06/01/1865
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 63 Field Exam Fee:

Comments: Date: 07/11/1994 User-ID: CHODGES Subject: TRANSFER NO. 4381
Transfer filed 6/8/94 to modify place of use and nature of use of 15 acres irrigation per sale and transfer of Boise Valley Irrigation Ditch Co. shares.
Following review of the proposed change, approval represents transfer of acres within the BVID Co. system.

Date: 01/23/1998 User-ID: PSKAGGS Subject: TRANSFER 5119
Transfer 5119 changes the point of diversion & place of use under a portion of Right 63-00147,splitting the right into Parts A & B.

Audit: 01/23/98 PSKAGGS 01/23/98 PSKAGGS 12/10/99 KTOWNSEN

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount 11 cfs (cfs/ac-ft) for irrigation purpose from 3/15 to 11/15
amount _____ (cfs/ac-ft) for _____ purpose from _____ to _____

2. Point(s) of Diversion: **See Narrative, Exhibit A hereto.**

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: **See Narrative, Exhibit A hereto.**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	1E	24							5.5										5.5

Total acres 5.5

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

1. amount 50.50 cfs (cfs/ac-ft) for irrigation purpose from 3/15 to 11/15
amount _____ (cfs/ac-ft) for _____ purpose from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	5	3N	2E		Farmers Union Canal

3. Lands irrigated or place of use: **Place of use unaffected by proposed transfer for 63-00147A is as described in the Water Right Proof Reading Report, Exhibit C hereto, except that 5.5 acres of the original 35 acres in the SW¼, NW¼ Section 24 no longer will be irrigated. The SW¼, NW¼ of Section 24 as it will exist after the transfer is set forth below.**

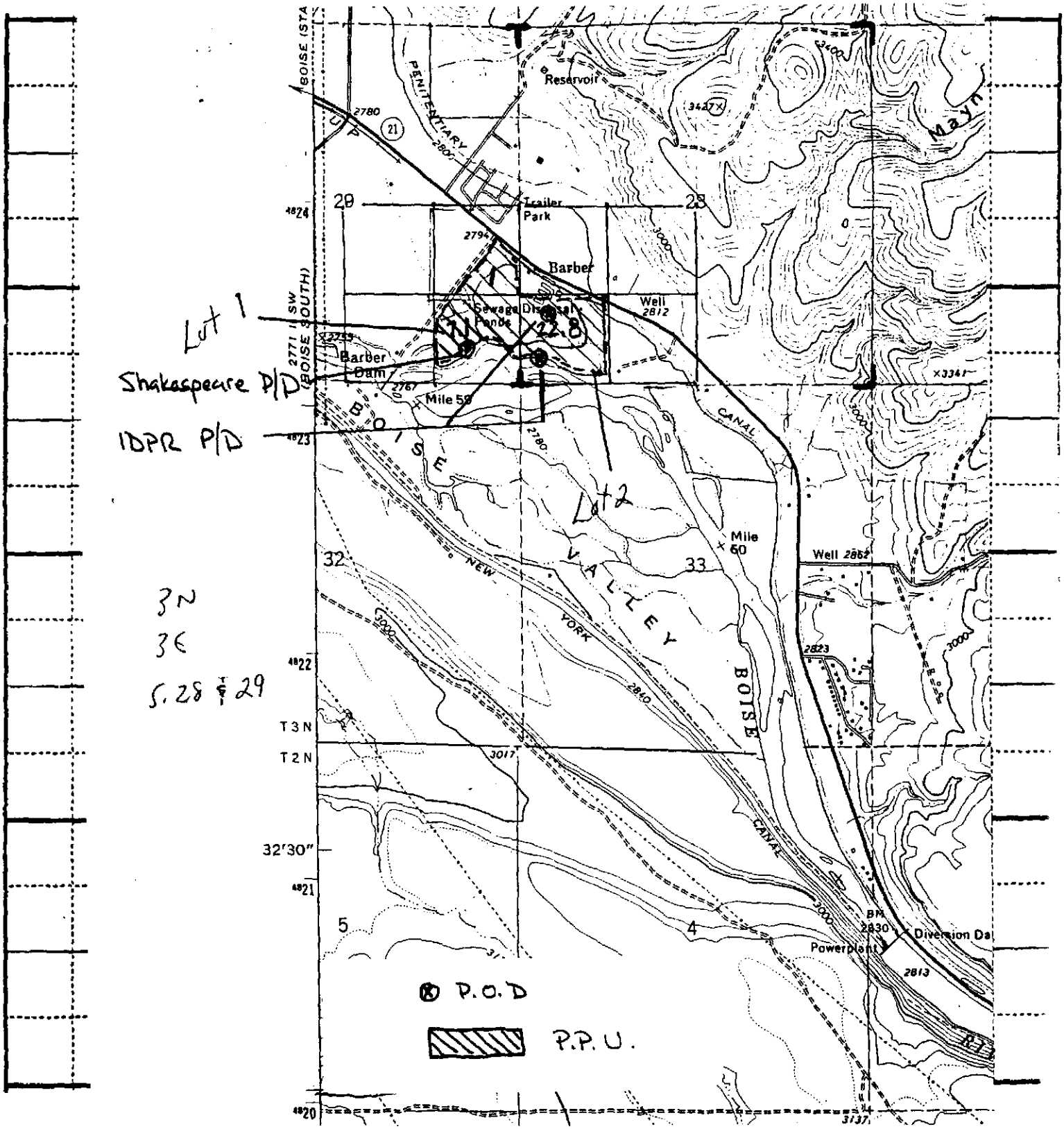
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	1E	24						~~29.5~~	29.5										29.5

Total acres 2338.10 acres of existing right will be unaffected by the proposed transfer

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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



Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use	Amount (cfs/ac-ft)	Hours/days/years	Period of Use
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____

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

_____

_____

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

_____

_____

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

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

Boise Valley Irrig Ditch Co 1-13-2000
Dee Gibbons President
(Signature of Applicant)

Subscribed and sworn to before me this 13 day of January, ~~19~~ 2000

Donna Matlock
(Notary Public)

My commission expires 3-2-01

FOR DEPARTMENT USE ONLY

Transfer contains ~~8~~ pages and ~~4~~ (4) attachments (A-D)

Received by SL Date 1/27/2000 Protest by _____

Prelim. check by SL Fee $100 _____

Receipted by SL Date 1/27/2000 WR26088 _____

Published in Id. Statesman ~~4-20-00~~ Copies of protest forwarded by _____

Pub. dates 4-20 & 27-00 Hearing held by _____ Date _____

Watermaster recommendation request on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to line holder _____

AMENDED VERSION Rec'd 4/11/00 (Substitute some pages for original). -SL
ORIGINAL discarded since amended prior to legal notice.

EXHIBIT A

NARRATIVE IN SUPPORT OF WATER RIGHT TRANSFER

NOTE: THURMAN MILL TRANSFER WILL NOT BE SOUGHT. DISREGARD REFERENCES RELATING TO THURMAN MILL SHARES, WATER AND ACRES.

Water Right Number 63-00147A

Applicant: Boise Valley Irrigation Ditch Company

OVERVIEW OF PROPOSED TRANSFER

Boise Valley Irrigation Ditch Company ("BVIDC") files this transfer application in conjunction with BVIDC shareholder Steven Gregory's conveyance of 0.11 cfs of BVIDC's natural flow right no. 63-00147A, which is represented by 5.5 shares BVIDC stock, to the Idaho Shakespeare Festival ("Shakespeare Festival"). The shares and the water rights they represent currently are appurtenant to 5.5 acres developed by Mr. Gregory within BVIDC's existing service area (the "Gregory Property"). The Gregory Property will no longer require the BVIDC water. The Gregory Property is described as:

> SW¼ NW¼ Section 24, Township 04 North, Range 01 East, Boise Meridian, Ada County, Idaho.

The Shakespeare Festival has proposed two transfers which, if approved, will enable irrigation of up to 14.5 acres within a 30.9-acre permissible place of use ("ppu") at the surrounding Shakespeare Festival site. This transfer would enable the irrigation of up to 5.5 acres of land within the 30.9-acre ppu with up to 0.11 cfs of water that currently is appurtenant to the Gregory Property. A second transfer would enable the irrigation of another 9 acres in the 30.9-acre ppu with up to 0.18 cfs of water under Right No. 63-30130, belonging to Thurman Mill Ditch Company, Ltd. Lands to be irrigated with the transferred water are owned and/or managed by the Shakespeare Festival, the Department of Parks and Recreation, or the Idaho Foundation for Parks and Lands, Inc.

The 30.9-acre ppu surrounding the Shakespeare Festival site to which all or a portion of the 0.11 cfs would become appurtenant is described as:

- Lands owned and/or operated by the Shakespeare Festival:

  2.56 acres within the SW1/4 of Section 28 and the SE1/4 of Section 29, all in T.3N, R.3E, B.M., Ada County, Idaho. This acreage is more precisely depicted on Exhibit A to the Memrorandum of Understanding, attached hereto as Exhibit E.

  7.81 acres within the SW1/4 of Section 28 and the SE1/4 of Section 29, all in T.3N, R.3E, B.M., Ada County, Idaho. This acreage is more precisely depicted on Exhibit B to the Memrorandum of Understanding, attached hereto as Exhibit E.

  Total acres 11.37 of the 30.9 ppu

T. 5687
ATTACHMENT A (3 PGS)

- Lands owned by the Idaho Department of Parks and Recreation:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	2E	28										2.9	7.0						9.9
		29																0.1	0.1

Total acres 10 of the 30.9-acre ppu

- Lands owned by the Idaho Foundation for Parks and Lands, Inc.:

2.33 acres within the SW1/4 of Section 28 and the SE1/4 of Section 29, all in T.3N, R.3E, B.M., Ada County, Idaho. This acreage is more precisely depicted on Exhibit C-1 to the Memrorandum of Understanding, attached hereto as Exhibit E.

7.20 acres within the SW1/4 of Section 28 in T.3N, R.3E, B.M., Ada County, Idaho. This acreage is more precisely depicted on Exhibit C-2 to the Memrorandum of Understanding, attached hereto as Exhibit E.

Total acres 9.53 of the 30.9-acre ppu

The Shakespeare Festival holds an interest in or cooperates in the use or management of the above lands as set forth in the Use Permit and Memorandum of Understanding between the above-named parties, copies of which are attached as Exhibit D and Exhibit E. Under the two proposed transfer applications, the first 10 inches of water transferred for use within the 30.9-acre ppu will be used on the 10 acres owned and/or operated by the Shakespeare Festival, with any remaining transferred water to be used on up to 4.5 acres within the lands owned by the Department of Parks and Recreation and the Idaho Foundation for Parks and Lands.

In sum, the proposed transfer would change the point of diversion and place of use of 0.11 cfs of BVIDC's natural flow right, represented by 5.5 shares of BVIDC stock, from the Gregory Property to the surrounding Shakespeare Festival site. After the transfer, right no. 63-00147A would reflect that 0.11 cfs of water could be used to irrigate 5.5 acres within the surrounding Shakespeare Festival site's 30.9-acre ppu. The point of diversion and place of use for the balance of right 63-00147A will remain the same except that irrigated acres within the Gregory Property would be decreased by 5.5 acres. The proposed transfer would not increase diversion rates, total irrigated acres, or consumptive use under right no. 63-00147A. The balance of the acres within the 30.9-acre ppu would be irrigated with Thurman Mill Ditch Company, Ltd. water rights transferred under a contemporaneous Transfer Application.

DESCRIPTION OF EXISTING RIGHT

The Water Right Proof Reading Report (attachment C) shows the current status of right no. 63-00147A. Currently recorded information about this right includes:

Right No.	Priority	Cfs	Acres	Purpose	Period
63-00147A	06/01/1865	50.610	2343.6	Irrigation	03/15 - 11/15

A2

The existing point of diversion is:

Twn	Rng	Section	Tract	County	Description
03N	02E	5	SE NE	(1) Ada	Farmers Union Canal

The Water Right Profile Report describes the existing place of use for the portion of the right that is the subject of this proposed transfer as:

Twn	Rng	Section	Tract	Lot	Acres	Code	Description	County
04N	01E	24	SW NW		35.0	01	Irrigation	(1) Ada

Transfer no. 5119 produced the right as it now exists. That transfer was approved on February 4, 1998. Another transfer, No. 5322, currently is pending.

SUMMARY OF PROPOSED CHANGES

The transfer would have the following results:

1. Maintain right no. 63-00147A's 06/01/1865 priority date.

2. Maintain right no. 63-00147A's 50.610 cfs diversion rate.

3. Maintain right no. 63-00147A's total irrigated acres at 2343.6 acres.

4. Change the place of use for 0.11 cfs of right no. 63-00147A as follows:

    a. Eliminate irrigation of 5.5 acres of land within the Gregory Property (i.e. SW 1/4 NW 1/4 S24, T4N, R1E B.M.); and

    b. Substitute irrigation of 5.5 acres within the surrounding Shakespeare Festival site's 30.9-acre ppu.

5. Add 3 potential diversion points for 0.11 cfs of water at the surrounding Shakespeare Festival site, all within T3N, R3E B.M., in the form of: a 12" intake and outlet pipe diverting from the Boise River in the SW1/4 SW1/4 SW1/4 S28; a pump diverting water from a shallow (less than 18') sump located in NW1/4 SW1/4 SW1/4 S28 and a point of diversion from the Boise River in the ~~NE1/4~~ SE1/4 SE1/4 S29 in the form of a 24" culvert with a 17' deep perforated base that uses a 1 horsepower pump to pump water to a holding pond for subsequent irrigation use.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-147C

WATER RIGHT NUMBER: 63-147C

Owner Type	Name and Address
Current Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83703 (208)853-5288

Priority Date: 06/01/1865

Basis: Decreed

Status: Parent

Source	Tributary
BOISE RIVER	SNAKE RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	3/15 to 11/15	50.610 CFS	10,546.20 AF
	Total Diversion:	50.610 CFS	10,546.20 AF

Location of Point(s) of Diversion

BOISE RIVER SE1/4NE1/4 Sec. 5, Twp 03N, Rge 02E, B.M.

ADA County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 01E 3												29.0 L0			10.0 L0		39.0
04N 01E 10	35.0 L0	20.0 L0	10.0 L0	30.0 L0									36.0 L0	38.0 L0	20.0 L0	10.0 L0	199.0
04N 01E 11											25.0 L0	15.0 L0		5.0 L0	12.0 L0		57.0
04N 01E 13			5.0 L0				30.0 L0	20.0 L0	2.0 L0	35.0 L0	30.0 L0	23.0 L0	20.0 L0	6.2 L0	8.1 L0	25.0 L0	204.3
04N 01E 14	5.0 L0	25.0 L0	38.0 L0	38.0 L0	35.0 L0	35.0 L0	15.0 L0	18.3 L0	24.8 L0	23.7 L0	38.0 L0	32.0 L0	37.0 L0	39.0 L0	35.0 L0	38.0 L0	476.8
04N 01E 15	37.0 L0			38.0 L0													75.0
04N 01E 23	35.0 L0	37.0 L0	10.0 L0	35.0 L0									15.0 L0				132.0
04N 01E 24	7.0 L0	38.0 L0	35.0 L0	15.0 L0	35.0 L0	32.5 L0	35.0 L0	10.0 L0	25.0 L0	39.0 L0	10.0 L0	20.0 L0		30.0 L0	15.0 L0	15.0 L0	361.5

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-147C

04N 01E	25	20.0 L0															20.0
04N 01W	1					7.0 L0	13.0 L0										20.0
04N 02E	18									20.0 L0							20.0
04N 02E	19	2.0 L0	15.0 L0	5.0 L0	5.0 L0	29.0 L0	15.0 L0	30.0 L0	28.0 L0	30.0 L0	8.6 L0	21.0 L0	35.0 L0	20.0 L0	20.0 L0	6.1 L0	35.0 L0	304.7
04N 02E	20									35.0 L0							35.0
04N 02E	29					15.0 L0	20.0 L0			25.0 L0							60.0
04N 02E	30	15.0 L0	25.0 L0	30.0 L0	20.4 L0	30.0 L0	35.0 L0	15.0 L0	25.0 L0	20.0 L0				2.4 L0	25.0 L0	5.0 L0		247.8
04N 02E	31	3.0 L0															3.0
04N 02E	32					15.0 L0	13.5 L0	8.0 L0	31.0 L0	4.0 L0								71.5
05N 01W	33								15.0 L0	2.0 L0								17.0

Total Acres: 2343.6

Conditions of Approval:

Remarks:

1. TRANS. 3200.
RT. DECREED FROM AUBREY CR. BUT DELIVERED FROM LOVING CR.
Trans. 67107 split right into 63-31197 and 63-31198.

Comments:

1. CHODGES 7/11/1994 TRANSFER NO. 4381
Comment: Transfer filed 6/8/94 to modify place of use and nature of use of 15 acres irrigation per sale and transfer of Boise Valley Irrigation Ditch Co. shares. Following review of the proposed change, approval represents transfer of acres within the BVID Co. system.

2. PSKAGGS 1/23/1998 TRANSFER 5119
Comment: Transfer 5119 changes the point of diversion & place of use under a portion of Right 63-00147,splitting the right into Parts A & B.

3. STAYLOR 11/16/1999 TRANSFER NO. 5599
Comment: This transfer was filed to add a point of diversion and change the place of use and to split the water right.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-147C

Dates and Other Information:

Claim Received Date: 7/5/2001
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

WATER RIGHT NO. 63-147C

As Modified by Transfer No. 67019

In accordance with the approval of Transfer No. 67019, Water Right No. 63-147C is now described as follows.

Right Holder: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

Priority Date: 06/01/1865
Source: BOISE RIVER **Tributary:** SNAKE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	49.82 CFS	10,356.3 AF
			49.82 CFS	10,356.3 AF

LOCATION OF POINT(S) OF DIVERSION:
BOISE RIVER NESENE Sec. 5 Twp 03N Rge 02E ADA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 01E 3												29.0			10.0		39.0
04N 01E 10	35.0	20.0	10.0	30.0									36.0	38.0	20.0	10.0	199.0
04N 01E 11											25.0	15.0		5.0	12.0		57.0
04N 01E 13			5.0				30.0	20.0	2.0	35.0	30.0	23.0	20.0	6.2	8.1	25.0	204.3
04N 01E 14	5.0	25.0	38.0	38.0	35.0	35.0	15.0	18.3	24.8	23.1	38.0	32.0	37.0	39.0	35.0	38.0	476.2
04N 01E 15	37.0			38.0													75.0
04N 01E 23	35.0	37.0	10.0	31.0									15.0				128.0
04N 01E 24	7.0	38.0	35.0	15.0	35.0	32.5	35.0	10.0	25.0	39.0	10.0	20.0		30.0	15.0	2.0	348.5
04N 01E 25	20.0																20.0
04N 01W 1						7.0	13.0										20.0
04N 02E 18											20.0						20.0
04N 02E 19	2.0	15.0	5.0	5.0	29.0	15.0	24.2	28.0	29.2	5.6	21.0	35.0	20.0	20.0	6.1	35.0	295.1
04N 02E 20											35.0						35.0
04N 02E 29						15.0	20.0				25.0						60.0
04N 02E 30	15.0	25.0	30.0	20.4	23.0	35.0	15.0	17.0	20.0				2.4	25.0		5.0	232.8
04N 02E 31	3.0																3.0
04N 02E 32					15.0	13.5	8.0	31.0	4.0								71.5
05N 01W 33								15.0	2.0								17.0

Total Acres: 2301.4

WATER RIGHT NO. 63-147C
As Modified by Transfer No. 67019

CONDITIONS OF APPROVAL

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

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

3. 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.

4. The portion of Right 63-147C used for conveyance losses is 5.94 cfs.

5. Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.

6. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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

Dated this 1st day of June, 2001

Chief, Water Allocation Bureau

Western

RECEIVED

JUN 12 2001

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 67019

This is to certify that: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

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

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-147A	AJC/Decreed	06/01/1865	50.61 cfs	10,546.2 af	2,343.6	2,343.6	BOISE RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-147A	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-147A	**63-147D**	0.79 cfs	190 af	42.2	N/A	**63-147C**	49.82 cfs	10,356.3 af	N/A	2,301.4
TOTALS		**0.79 cfs**	**190 af**	**42.2**	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 1st day of June, 2001

L. Glen Saxton

Chief, Water Allocation Bureau

Western

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FEB 14 2001
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 67019

This is to certify that: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-147A	AJC/Decreed	06/01/1865	50.62 cfs		2,542.0	2,542.0	BOISE RIVER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-147A	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-147A	**63-147D**	0.79 cfs	190 af	42.2	N/A	**63-147C**	49.82 cfs	9872.1 af	N/A	2,193.8
TOTALS		**0.79 cfs**	**190 af**	**42.2**	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 12th day of February, 2001

Chief, Water Allocation Bureau

WATER RIGHT NO. 63-147C
As Modified by Transfer No. 67019

In accordance with the approval of Transfer No. 67019, Water Right No. 63-147C is now described as follows.

Right Holder: BOISE VALLEY IRRIGATION DITCH CO
6051 ROE ST
BOISE ID 83703

Priority Date: 06/01/1865
Source: BOISE RIVER **Tributary:** SNAKE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	49.82 CFS	9,872.1 AF
			49.82 CFS	9,872.1 AF

LOCATION OF POINT(S) OF DIVERSION:
BOISE RIVER NESENE Sec. 5 Twp 03N Rge 02E ADA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 01E 3												25.0			8.0		33.0
04N 01E 10	35.0	20.0	10.0	30.0									2.0	15.0	20.0	10.0	142.0
04N 01E 11											25.0	15.0		5.0	12.0		57.0
04N 01E 13			5.0				30.0	20.0	25.0	35.0	35.0	20.0	20.0	20.0	39.0	20.0	269.0
04N 01E 14	5.0	25.0	38.0	38.0	35.0	35.0	15.0	20.0	25.0	24.4	38.0	32.0	37.0	39.0	35.0	38.0	479.4
04N 01E 15	37.0			38.0													75.0
04N 01E 23	35.0	37.0	6.0	23.0									15.0				116.0
04N 01E 24	15.0	28.0	35.0	15.0	32.0	35.0	25.0	10.0	25.0	20.0	10.0	15.0	5.0	30.0	15.0	2.0	317.0
04N 01E 25	20.0																20.0
04N 01W 1						7.0	13.0										20.0
04N 02E 18											20.0						20.0
04N 02E 19	2.0	15.0	5.0	5.0	25.0	15.0	24.2	32.0	29.2	22.0	15.0	32.0	20.0	20.0	20.0	20.0	301.4
04N 02E 20											15.0						15.0
04N 02E 29						15.0	15.0			15.0	10.0						55.0
04N 02E 30	15.0	20.0	27.0	15.0	23.0	32.0	15.0	17.0	20.0				10.0	25.0		5.0	224.0
04N 02E 31	3.0																3.0
04N 02E 32					10.0	15.0		4.0	1.0								30.0
05N 01W 33								15.0	2.0								17.0

Total Acres: 2193.8

WATER RIGHT NO. 63-147C
As Modified by Transfer No. 67019

CONDITIONS OF APPROVAL

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

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

3. 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.

4. The portion of Right 63-147C used for conveyance losses is 5.94 cfs.

5. Use of water under this water right will be regulated by the watermaster of State Water District No. 63, Boise River.

6. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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

Dated this 12th day of February, 2001

Chief, Water Allocation Bureau

Transfer No. 5599
67019

RECEIVED
OCT 0 8 1999
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

AMENDED

RECEIVED
MAY 1 0 2000
WATER RESOURCES
WESTERN REGION

Name of applicant BOISE VALLEY IRRIGATION DITCH COMPANY Phone 208-939-0490

Post Office Address 4822 Alamosa Lane, Boise, Idaho 83703

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
   ☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Boise Valley Irrigation Ditch Company ("BVIDC") and United Water Idaho ("UWID") recently entered into a share purchase agreement wherein BVIDC agreed to sell UWID shares in BVIDC thereby entitling UWID to divert 0.79 cfs from BVIDC's 50.61 cfs water right identified as water right 63-00147A. UWID proposes to use water under this right to provide irrigation water to customers residing throughout UWID's service area. UWID's service area encompasses land not included within the currently authorized place of use for Right No. 63-00147A. BVIDC therefore proposes to transfer 0.79 cfs from lands within its service area that will no longer be irrigated to be used for irrigation of lands throughout UWID's service area.

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

See Narrative, Exhibit A. Rather than amending the place of use for the entire existing right, BVIDC proposes to split the existing right into two separate water rights. The D portion would amend the existing place of use to UWID's service area.

	Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
1.	63-00147D	6/1/1865	0.79 cfs	Irrigation	03/15 To 11/15

2. Total amount of water being transferred .79 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Boise River tributary to Snake River
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
7		SE	NE	14	3N	2E	ADA	Marden Water Treatment Plant

5. Lands irrigated or place of use: **UWID's service area.**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres: N/A

* changes approved by: Daniel V. Steenson
initials DVS
date 5-5-00

Transfer No. 5599

6. General Information:

a. Description of diversion system 36 inch pipe in the river and 3 Ranney Collectors.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

_____ Yes __X__ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Described the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

See Narrative, Exhibit A hereto

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____.

_____

Transfer No. 5599

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. 63-00147A Decreed to BVIDC
   in case of Farmers Co-Op Ditch Company, LTD. vs. Riverside Irrigation District
   dated January 18, 1906 in Canyon County

   b. License No. _____ issued by the Idaho Department of Water Resources.

   c. Claim No. _____ on file with the Idaho Department of Water Resources.

   d. Transfer No. 5119 which produced this right. (Note: Another transfer, **No.: 5322**, is pending)

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

   ☐ Tax Notice ☐ Warranty Deed ☒ Other Treasury share certificates reissued in one certificate to UWID (Exhibit D)

3. Source of water Boise River tributary to Snake River

4. Date or priority 6/1/1865

5. Water is used for the following purpose:

   amount 50.610 cfs for irrigation purpose from 03/15 to 11/15
   (cfs/ac-ft)
   amount _____ for _____ purpose from _____ to _____
   (cfs/ac-ft)
   amount _____ for _____ purpose from _____ to _____
   (cfs/ac-ft)

6. Total amount of water under right 50.610 cubic feed per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	5	3N	2E	ADA	Farmers Union Canal

8. Lands irrigated or place of use: **BVIDC Service Area. See Water Right Proof Reading Report, Exhibit B hereto.**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

Transfer No._____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED
(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.79 cfs (cfs/ac-ft) for irrigation purpose from 3/15 to 11/15
amount _____ (cfs/ac-ft) for _____ purpose from _____ to _____

2. Point(s) of Diversion: **See Narrative, Exhibit A hereto. The new point of diversion to be added by the proposed transfer is described below.**

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	14	3N	2E	ADA	Marden Water Treatment Plant
								← this entry should be same as item C.2 below - OK since intent is clear. -SL 11/10/99

3. Lands irrigated or place of use: **See Narrative, Exhibit A hereto. The place of use will be UWID's service area.**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres_____

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

1. amount 49.82 cfs (cfs/ac-ft) for irrigation purpose from 3/15 to 11/15
amount _____ (cfs/ac-ft) for _____ purpose from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	5	3N	2E		Farmers Union Canal

3. Lands irrigated or place of use: **Place of use as described in the Water Right Profile Report, Exhibit B hereto, unaffected by proposed transfer except that 42.2 acres will no longer be irrigated. The place of use description below shows the changes to the existing place of use description in the Water Right Profile Report.**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	1E	14										22							476.1
4N	1E	23				31													71
4N	1E	24																2	359.5
4N	2E	19							24		29	5							295.1
4N	2E	30					23			17									232.8

BALANCE for Ditch Co. to ↗

Total acres 2301.8 acres of existing right will be unaffected by the proposed transfer

Transfer No. 55 99

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use	Amount (cfs/ac-ft)	Hours/days/years	Period of Use
			_____ to _____
			_____ to _____

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

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

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

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

Baise Valley Irrig Ditch Co
Alfred D. Gubbens President
(Signature of Applicant)

Subscribed and sworn to before me this 7 day of October, 19 99.

Donna Matlock
(Notary Public)

My commission expires 3-20-01

FOR DEPARTMENT USE ONLY

Exhibit A = pgs. 6-8
" B-D = 3 Attachments

Transfer contains 8 pages and 3 attachments

Received by KH Date 10/8/99 Protest by _____

Prelim. check by RL Fee $100.00 W025806

Receipted by KH Date 10/8/99

Published in Id Statesman

Pub. dates 11-18 & 25-99 Copies of protest forwarded by _____

Watermaster recommendation request on _____ Hearing held by _____ Date _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to line holder _____

NOTE For map of "pond" pld, see Remarks 7/31/ltr memo. This map was omitted from transfer appl. in advertising since it is already in dept. Records.

EXHIBIT A

NARRATIVE IN SUPPORT OF WATER RIGHT TRANSFER

Water Right Number 63-00147A

Applicant: Boise Valley Irrigation Ditch Company

OVERVIEW OF PROPOSED TRANSFER

BVIDC files this transfer application in conjunction with BVIDC's conveyance of 42.22 shares of BVIDC stock to UWID. The shares and the water rights they represent were purchased as shares reacquired by BVIDC from shareholders who recently discontinued irrigation with BVIDC water. The shares represent historical use for irrigation of 42.22 acres originally developed and irrigated by shareholders of BVIDC within BVIDC's existing service area. Exhibit C identifies the certificate numbers and the corresponding places of use for the purchased shares. Before being reacquired by BVIDC, these shares authorized delivery of water to the lands identified below:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼			
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼
4N	1E	14										.66						
4N	1E	23				.4												
4N	1E	24																13
4N	2E	19							5.8		.76	3						
4N	2E	30					7			8								

Actual reduction in acres per QQ ↗ -sr 11/10/99

Each share of BVIDC stock entitles the holder to divert up to 0.94 miner's inch under water right 63-00147A. This transfer would enable UWID to deliver 39.69 miners inches, or 0.79 cfs, of water to meet increased customer demand during the irrigation season. Water diverted pursuant to this transfer will be commingled with water diverted under other UWID water rights owned by UWID at the Marden Water Treatment Plant and delivered to UWID customers through UWID's municipal water system. UWID will be able to demonstrate through demand and production data that the 0.79 cfs proposed to be transferred will be used to meet the irrigation demand of its customers.

The place of use will be within the boundaries of UWID's service area. Only the 0.79 cfs represented by shares purchased by UWID will be authorized for delivery in UWID's certificated service area. The proposed transfer would therefore split water right 63-00147A into a water right for 0.79 cfs for irrigation in UWID's service area and a separate water right identical to the current water right 63-00147A except that the quantity element would be reduced by 0.79 cfs and the place of use within BVIDC's remaining service area would be reduced by 42.22 acres.

DESCRIPTION OF EXISTING RIGHT

The Water Right Proof Reading Report (Exhibit B) shows the current status of right no. 63-00147A. Currently recorded information about this right includes:

Pgs. 6-8 = Exhibit A T.5599

Right No.	Priority	Cfs	Acres	Purpose	Period
63-00147A	06/01/1865	50.610	2343.6	Irrigation	03/15 - 11/15

The existing point of diversion is:

Twn	Rng	Section	Tract	County	Description
03N	02E	5	SE NE	(1) Ada	Farmers Union Canal

The Water Right Profile Report describes the existing place of use for the portion of the right that is the subject of this proposed transfer as:

Twn	Rng	Section	Tract	Acres	Description	County
			NWSW*			
04N	01E	14	~~SWNW~~	23	Irrigation	(1) Ada
04N	01E	23	SENE	35	Irrigation	(1) Ada
04N	01E	24	SESE	15	Irrigation	(1) Ada
04N	02E	19	SWNW	30	Irrigation	(1) Ada
04N	02E	19	NESW	30	Irrigation	(1) Ada
04N	02E	19	NWSW	08	Irrigation	(1) Ada
04N	02E	30	SENW	25	Irrigation	(1) Ada
04N	02E	30	NENW	30	Irrigation	(1) Ada

Transfer no. 5119, approved on February 4, 1998, produced the right as it now exists. A separate transfer not related to this transfer is currently pending.

SUMMARY OF PROPOSED CHANGES

The transfer would have the following results:

1. Split water right no. 63-00147A into two separate water rights, 63-00147C and 63-00147D.

2. Water right 63-00147C would retain the elements as described in water right 63-00147A except that the quantity and place of use elements would be changed as follows:

   A. The quantity element would be reduced by 0.79 cfs from 50.61 cfs to 49.37 cfs.

   B. The place of use would be reduced by 42.22 acres from 2343.6 acres to 2301.38 acres. The following chart shows the particular quarter/quarter sections where acreage will be reduced.

* corrected per pg. 6 of transfer application. -SR 11/10/99

Twn	Rng	Section	Tract NWSW *	Current Acres	Proposed Acres
04N	01E	14	~~SWNW~~	23	22
04N	01E	23	SENE	35	31
04N	01E	24	SESE	15	2
04N	02E	19	SWNW	30	24
04N	02E	19	NESW	30	29
04N	02E	19	NWSW	08	5
04N	02E	30	SENW	25	17
04N	02E	30	NENW	30	23

≈ 4. A

3. Water Right 63-00147D would be the same as water right 63-00147A except that the quantity element would be 0.79 cfs, the place of use would be UWID's service area, and the point of diversion will be located in the SE 1/4 of the NE 1/4 of Township 3 North, Range 2 East.

* corrected per pg. 6 of transfer application. -SL 11/10/99

EXHIBIT B

T. 5599
Exhibit B
(3 pgs)

WR5809NP
No. 63-00147A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/27/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	BOISE VALLEY IRRIGATION DITCH CO	06/01/1865	IRRIGATION	03/15	11/15	50.610 CFS	10546.20 AFA
					TOTAL DIVERSION:	50.610 CFS	10546.20 AFA

Water Source: BOISE RIVER Tributary to: SNAKE RIVER Stage: DECREED

Point(s) of Diversion: T03N R02E S05 SENE ADA County

Point of Diversion Name(s):

			Name	Rate	Number
T03N	R02E	S05	SE NE FARMERS UNION CANAL		

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
04N	01E	3												29			10		39.0
04N	01E	10	35	20	10	30									36	38	20	10	199.0
04N	01E	11											25	15		05	12		57.0
04N	01E	13			05				30	20	02	35	30	23	20	06	08	25	204.3
04N	01E	14	05	25	38	38	35	35	15	18	24	23	38	32	37	39	35	38	476.8
04N	01E	15	37			38													75.0
04N	01E	23	35	37	10	35									15				132.0
04N	01E	24	07	38	35	15	35	32	35	10	25	39	10	20		30	15	15	361.5
04N	01E	25	20																20.0
04N	02E	18											20						20.0
04N	02E	19	02	15	05	05	29	15	30	28	30	08	21	35	20	20	06	35	304.7
04N	02E	20											35						35.0
04N	02E	29						15	20				25						60.0
04N	02E	30	15	25	30	20	30	35	15	25	20				02	25		05	247.8
04N	02E	31	03																3.0
04N	02E	32					15	13	08	31	04								71.5
04N	01W	1						07	13										20.0
05N	01W	33								15	02								17.0
																TOTAL ACRES			2343.6

Pou County: ADA

Conditions of Approval:

R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 63.

R43 - The right holder shall maintain a measuring device and lockable
- controlling works of a type approved by the Department in a
- manner that will provide the watermaster suitable control of the
- diversion.

R32 - This right when combined with all other rights shall provide no

B2

Conditions of Approval:

- more than .02 cfs per acre nor more than 4.5 afa per acre for
- irrigation of the lands above.

T04 - Approval of this transfer in no way grants any right-of-way or
- easement for use of a delivery system owned by person(s) other
- than the right owner.

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

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.

T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.

Dates: App. Received: Priority Date: 06/01/1865
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 63 Field Exam Fee:

Comments: Date: 07/11/1994 User-ID: CHODGES Subject: TRANSFER NO. 4381
Transfer filed 6/8/94 to modify place of use and nature of use of 15 acres irrigation per sale and transfer of Boise Valley Irrigation Ditch Co. shares.
Following review of the proposed change, approval represents transfer of acres within the BVID Co. system.

Date: 01/23/1998 User-ID: PSKAGGS Subject: TRANSFER 5119
Transfer 5119 changes the point of diversion & place of use under a portion of Right 63-00147,splitting the right into Parts A & B.

Audit: 01/23/98 PSKAGGS 01/23/98 PSKAGGS

B3

EXHIBIT C

STOCK CERTIFICATES PURCHASED BY UNITED WATER AND THEIR CORRESPONDING ADDRESS AND LEGAL DESCRIPTION

SHARES	CERTIFICATE No.	ADDRESS	LEGAL DESCRIPTION
13	02943- 02944- 02945	RIVERSIDE VILLAGE SUB.	4N 1E S24 SESE
4	02939- 02940	5866 ARNEY LANE	4N 1E S23 SENE
8	02910	3921 KESSINGER LANE	4N 2E S30 SENW
7	02867- 02968	6324 W. STATE ST.	4N 2E S30 NENW
5.8	02885- 02883	5121 PIERCE PARK LANE	4N 2E S19 SWNW
3	02900	5521 PIERCE PARK LANE	4N 2E S19 NWSW
.76	02905	5108 EUGENE	4N 2E S19 NESW
.35	02912	10202 MAYMIE	4N 1E S14 NWSW
.31	02913	10104 CLAUDIA	4N 1E S14 NWSW
42.22	TOTAL SHARES		

T. 5599

EXHIBIT D

T. 5599

Exhibit D
(3 pss)

INCORPORATED UNDER THE LAWS OF THE STATE OF IDAHO

No. 0012

42.22 Shares

NON-VOTING

Boise Valley Irrigation Ditch Co.

REINCORPORATED MARCH 17, 1933

CAPITAL STOCK $30,000.00

THIS CERTIFIES THAT United Water Idaho, Inc. is the owner of Forty-two and 22/100 (42.22) Shares of the Capital Stock of Boise Valley Irrigation Ditch Co.

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

IN WITNESS WHEREOF, the said Corporation has caused this Certificate to be signed by its duly authorized officers and its Corporate Seal to be hereunto affixed this 27 day of July A.D. 1999

Donna Watson
SECRETARY

Lee Gahlen
PRESIDENT

SHARES 10.00 EACH

© 1993 1998

02943, 02944-02945
02939, 02940, 02910,
02867, 02968, 02885,
02883, 02900, 02905
02912 + 02913
Transfered To certificat
0012

03

CERTIFICATE

FOR

1212

SHARES

of the

Capital Stock

Boise Valley Irrigation Ditch Co.

ISSUED TO

United Water Idaho Inc

DATE

July 21, 1999

For Value Received, hereby sell, assign and transfer unto

Shares

of the Capital Stock represented by the within Certificate, and do hereby irrevocably constitute and appoint

Attorney

to transfer the said Stock on the books of the within named Company with full power of substitution in the premises.

Dated

In presence of

NOTICE: THE SIGNATURE OF THIS ASSIGNMENT MUST CORRESPOND WITH THE NAME AS WRITTEN UPON THE FACE OF THE CERTIFICATE, IN EVERY PARTICULAR, WITHOUT ALTERATION OR ENLARGEMENT OR ANY CHANGE WHATEVER

BOISE VALLEY IRRIGATION DITCH CO

ADDITIONAL INFORMATION

DATE: MAY 31, 2005

BY: MEL SCHULTE

The primary contact is Stan Matlock, company president. (853-0992). The company secretary is Pauly Pierce (853-5288).

The company is represented by Ringert & Clark law office, Charley Honsinger.

The primary problem associated with Boise Valley Irrigation Ditch Co is their fragmented boundary and place of use. This problem was created by several approved transfers and the fact some of their water is delivered to several shareholders by Farmers Union ditch to an area far to the West of BVID main delivery area. See the attach memo that further explains this boundary and place of use issue.

The POD's for all of BVID's rights were established by GPS except two that were added by transfer 71032 at the Shakespeare Festival site.

MTS

BOISE VALLEY IRRIGATION DITCH CO.

ADDITIONAL INFORMATION ABOUT THE BOUNDARY AND PLACE OF USE.

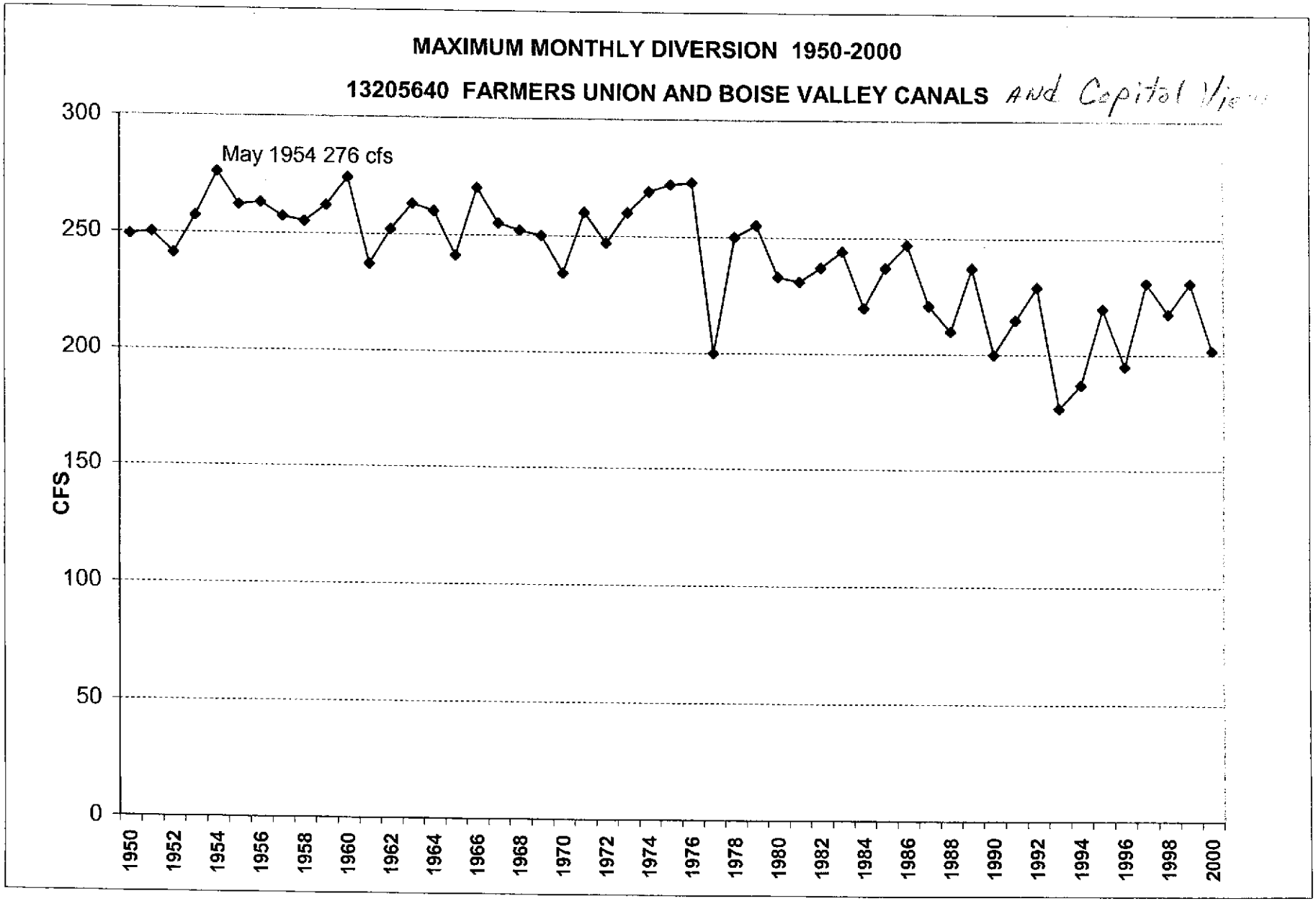
The boundary and place of use for the Boise Valley Irrigation Ditch Co. is not a contiguous shape due the delivery systems and several transfers that moved water from their historical area of delivery to several locations. The largest place of use is approximately 2375 acres lying in the northwest Boise and east Eagle areas.

Boise Valley's water is diverted from the Boise River into the Farmers Union canal. About 1¼ miles downstream a head gate delivers water to the Boise Valley's own canal. The Farmer's Union canal continues to carry about 785 inches of Boise Valley water downstream from the head gate to Boise Valley shareholders. Some of the 785 shares are within the Boise Valley's historic boundary and some are further to the west within the Farmer' Union boundary. This split delivery system causes a fragmented boundary and place of use for Boise Valley that overlaps with the Farmer's Union Canal Co. boundary and place of use.

Several approved transfers have established points of diversion and places of use east of Boise that also contributed to the fragmentation of the company's boundary and place of use. Transfer 67107 moved 5.5 inches of water to irrigate 5.5 acres within a 30.9 acre parcel at the Shakespear Festival site. Approved transfer 71032 moved 10 inches of water to the Shakespear site to irrigate and additional 10 acres within the 30.9 acre parcel. Transfer 5119 was approved to move 3.97 cfs to irrigate 198.4 acres at the Simplot Sports Complex and common areas in Columbia Village. This water is diverted at a pumping station in the Boise River just upstream from the Hwy 21 bridge into a pipe line that serves the Micron plant, the Simplot Complex and United Water's proposed municipal station.

Below is a summary of the place of use acres for Boise Valley :

2375.1 acres	Within the main boundary
15.5 acres	Shakespear Festival site
198.4 acres	Simplot Complex
42.2 acres	Within the United Water service area
19.4 shares	Quong place of use
15.0 shares	Ada County landfill shares
16.0 shares	McCrae place of use
14.6 shares	Hanson place of use
12.97 shares	Moyle place of use
3.33 shares	Charlton place of use
1.0 shares	Canova place of use
43.33 shares	Buckhorn Estates place of use
14.6 shares	ACHD shares
37.0 shares	Veterans Cemetary irrigation
2808.43 acres	Total acres irrigated within the boundaries of Boise Valley Irrigation Co.


MAXIMUM MONTHLY DIVERSION 1950-2000
13205640 FARMERS UNION AND BOISE VALLEY CANALS and Capitol View
May 1954 276 cfs
CFS
300
250
200
150
100
50
0
1950
1952
1954
1956
1958
1960
1962
1964
1966
1968
1970
1972
1974
1976
1978
1980
1982
1984
1986
1988
1990
1992
1994
1996
1998
2000

13205640 HISTORIC DIVERSION OF FARMERS UNION AND BOISE VALLEY CANALS (CFS)

W-YR	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	ANN
1950	44	0	0	0	0	0	104	229	245	249	192	163	1227
1951	57	0	0	0	0	0	131	216	240	250	210	160	1265
1952	54	0	0	0	0	0	59	231	220	241	207	165	1176
1953	54	0	0	0	0	0	129	229	168	257	220	188	1245
1954	62	0	0	0	0	0	126	276	235	260	207	176	1343
1955	60	0	0	0	0	0	27	145	262	239	218	176	1127
1956	44	0	0	0	0	0	148	237	260	263	223	185	1361
1957	55	0	0	0	0	0	34	176	257	249	221	181	1173
1958	62	0	0	0	0	0	67	226	218	255	233	181	1243
1959	62	0	0	0	0	0	175	237	262	241	221	106	1304
1960	21	0	0	0	0	0	129	244	274	242	211	171	1294
1961	57	0	0	0	0	0	101	237	217	189	189	109	1099
1962	20	0	0	0	0	0	101	197	242	252	231	195	1237
1963	44	0	0	0	0	0	79	239	234	263	242	171	1273
1964	54	0	0	0	0	0	101	226	190	260	239	185	1255
1965	47	0	0	0	0	0	84	241	237	241	220	180	1249
1966	75	0	0	0	0	0	188	270	232	221	200	126	1312
1967	39	0	0	0	0	0	118	250	203	255	208	133	1207
1968	26	0	0	0	0	0	134	247	252	215	114	151	1140
1969	37	0	0	0	0	0	97	250	245	223	229	158	1241
1970	36	0	0	0	0	0	72	231	232	234	218	150	1173
1971	57	0	0	0	0	0	52	254	230	260	236	183	1272
1972	29	0	0	0	0	0	60	236	230	247	234	171	1209
1973	65	0	0	0	0	0	126	250	260	231	211	148	1292
1974	21	0	0	0	0	0	39	252	269	257	246	188	1272
1975	50	0	0	0	0	0	8	174	272	268	241	203	1217
1976	68	0	0	0	0	0	62	273	252	262	207	151	1275
1977	46	0	0	0	0	0	136	168	197	200	197	138	1080
1978	23	0	0	0	0	0	29	171	250	247	220	146	1085
1979	65	0	0	0	0	0	42	221	255	224	176	138	1122
1980	39	0	0	0	0	0	55	189	208	233	200	143	1067
1981	63	0	0	0	0	0	30	179	213	231	205	161	1083
1982	46	0	0	0	0	0	42	195	237	216	215	150	1100
1983	36	0	0	0	0	0	34	135	244	223	210	160	1040
1984	47	0	0	0	0	0	32	184	198	220	207	160	1047
1985	55	0	0	0	0	0	59	220	237	210	179	118	1077
1986	26	0	0	0	0	0	62	181	234	246	247	126	1121
1987	11	0	0	0	0	0	92	221	200	190	185	104	1005
1988	3	0	0	0	0	0	74	210	203	150	137	84	861
1989	13	0	0	0	0	0	24	216	237	213	185	134	1023
1990	46	0	0	0	0	0	84	184	173	200	151	108	945
1991	57	0	0	0	0	0	66	159	215	179	153	74	903
1992	33	0	0	0	0	0	77	229	155	109	102	97	803
1993	44	0	0	0	0	0	13	135	175	177	148	145	837
1994	50	0	0	0	0	0	133	187	187	172	171	143	1043
1995	62	0	0	0	0	0	50	163	220	215	182	161	1053
1996	59	0	0	0	0	0	39	145	195	189	172	151	949
1997	78	0	0	0	0	0	123	215	220	231	226	166	1259
1998	88	0	0	0	0	0	87	151	163	218	198	158	1064
1999	59	0	0	0	0	0	101	182	210	231	210	153	1145
2000	42	0	0	0	0	0	86	189	202	174	156	138	986
AVERAGE:													
1950-2000	47	0	0	0	0	0	81	210	225	226	201	151	1141

Idaho Dept. of Water Resources
Place of Use Comparison Report

Basin	Sequence	Suffix	Basis	Status	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Owner(s)
63	16767		Beneficial Use	Active	9/10/1921	15.05		WASTE WATER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	147	B	Decreed	Active	1865-06-01	3.97	892.8	BOISE RIVER	IRRIGATION Supplied	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	147	D	Decreed	Active	1865-06-01	0.79	190	BOISE RIVER	IRRIGATION Unused Water	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	31197		Decreed	Active	1865-06-01	49.71	10311	BOISE RIVER	AESTHETIC, AESTHETIC STORAGE, DIVERSION TO ST	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	31198		Decreed	Active	1865-06-01	0.11	24.7	BOISE RIVER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	2360		License	Active	7/19/1921	1.2		BOISE RIVER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	~~3614~~	E	License	Active	12/9/1940		961	BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	BOISE VALLEY IRRIGATION DITCH CO (Current)
63	~~3618~~	H	Permit	Active	1/1/1955		2500	BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	BOISE VALLEY IRRIGATION DITCH CO (Current)

55.78 cfs without waste water
55.78 ÷ .02 = 2789 acres

2375.1 digitized acres within main boundary - after transfers
2794 total acres (See list of additional acres and shares outside the main boundary)

Boise Valley POU acres

2395.1 = within main boundary
15.5ac = European Festival C31198
198.4ac = Complex Complex C147B
42.2ac = United Water C147D
19.4sh = Quona
15.0sh = Ada Co Hwy
16.0sh = McRae
14.6sh = Hanson
12.97sh = Moyle
3.33sh = Chaffin
1.0sh = Canova
14.4sh = Buckhorn Estates
14.6sh = ACHD
37.0sh = Veterans Cemetery

2779.5

Boise Valley Irrigation Ditch Co.
Customer Contact List
November 24, 2003

Customer	Phone	Bill to	Shares	Lateral
ARNOLD, LANCE & SHARON	939-2922	ARNOLD, LANCE & SHARON 8730 HORSESHOE B...	.62	36
BALDWIN, MARLIN & DARLE...	939-0797	BALDWIN, MARLIN & DARLEEN 9801 ARNOLD RD...	.93	36
BALDWIN, VELMA		BALDWIN, VELMA 9999 ARNOLD RD BOISE ID 83...	1.24	36
BARGMANN, SUSAN	939-4671	BARGMANN, SUSAN 9820 SHIELDS AVE BOISE I...	.61	36
BEELER, WM R	853-5109	BEELER, WM R 7302 GARDNER BOISE ID 83714	1/3	36
BLACK, TINA	384-0553	BLACK, TINA 1000 S CURTIS BOISE ID 83705	0.62	36
BLANC, ROBERT K	939-1826	ROBERT BLANC 10233 W ARNOLD RD BOISE ID ...	1	36
BLANTON, RODNEY & MOLLY	384-0345	BLANTON, RODNEY & MOLLY 1700 N. 20th BOISE ...	0.60	36
BLESSINGER, MYRLE & OLGA		BLESSILNGER, MYRLE & OLGA 10158 UTAHNA R...	0.93	36
BROWN, LARRY	853-0739	BROWN, LARRY 10242 UTAHNA RD BOISE ID 837...	0.31	36
CAMBELL, TREY	939-0728	CAMBELL, TREY 10095 ARNOLD RD BOISE ID 83...	0.62	36
CARMAN, CLAYTON & BARB...	939-2475	CLAYTON & BARBARA CARMAN 9755 SHIELDS A...	0.50	36
CHRISTENSEN, JACK	853-2256	CHRISTENSEN, JACK 9724 UTAHNA RD BOISE I...	0.30	36
COLE, MATT & CHETTIE	853-1583	COLE, MATT & CHETTIE 9751 UTAHNA RD BOISE...	1.94	36
CUNNINGHAM, FERN	853-3158	CUNNINGHAM, FERN 9815 UTAHNA RD BOISE ID...	1.24	36
CUNNINGHAM, K A		CUNNINGHALM, K A 9798 ARNOLD RD BOISE ID ...	1.86	36
DABELL, KATHERINE	343-6857	KATHERINE DABELL 3705 FORSYTHIA BOISE ID...	0.62	36
DAVISON, GERALD & ANN	376-2844	DAVISON, GERALD & ANN P O BOX 140791 BOIS...	2.17	36
DIETRICH, MATT OR FAITH	938-3741	MATT DIETRICH 9740 SHIELDS AVE BOISE ID 83...	.61	36
DRESIE, MICHAEL	939-6977	DRESIE, MICHAEL 10400 ARNOLD RD BOISE ID 8...	0.62	36
DUNBAR, MAXINE	853-1240	DUNBAR, MAXINE 10008 MAYMIE RD BOISE ID 83...	1.86	36
ECHAVARRIA, FLOREN	939-6964	ECHAVARRIA, FLOREN 9876 ARNOLD RD BOISE I...	0.62	36
FRIEND, CLAY & NANCY	939-6443	CLAY & NANCY FRIEND 10030 ARNOLD RD BOIS...	.62	36
FRIEND, LARRY	939-6960	LARRY FRIEND 10155 ARNOLD RD BOISE, ID 83714	.75	36
GASKELL, ROBERT W	853-1443	GASKELL, ROBERT W 7672 GARDENER LN BOIS...	1.24	36
GIVENS, JACK H	939-1208	GIVENS, JACK H 10274 W. SHIELDS AVE BOISE I...	5	36
HOLDEN, MARGO	853-7640	HOLDEN, MARGO 7468 GARDEN ST BOISE ID 83...	0.93	36
HOLMES, DORIS	939-7170	HOLMES, DORIS 23414 FREEZEOUT RD CALDWE...	1.24	36
HUFF, CYNDA	939-0820	Cynda Huff 9797 SHIELDS AVE BOISE ID 83714	0.50	36
HUMPHREYS, HELEN	853-9143	HUMPHREYS, HELEN L 9954 UTAHNA BOISE ID 8...	0.95	36
JENSEN, ALONZO JAY & MARY	939-0050	JENSEN, ALONZO JAY & MARY 10050 SHIELDS A...	0.62	36
JONES, BART & CHERYL	939-5241	Bart & Cheryl Jones 10031 ARNOLD RD BOISE ID ...	0.62	36
JONES, PAULINE	939-8022	JONES, PAULINE 9665 ARNOLD RD BOISE ID 83714	1.24	36
LARSON, LOUIE S	938-4527	LOUIE S LARSON 10234 W ARNOLD RD BOISE I...	.62	36
LEIDING, JERRY		LEIDING, JERRY 9924 UTAHNA BOISE ID 83714	0.93	36
LOWRY, LANA & LYNN JONES	939-8032	LOWRY, LANA OR JONES, LYNN % DOUG EISEN...	0.61	36
MAESTAS, DOUGLAS & SHE...	939-1654	MAESTAS, DOUGLAS & SHERRY 10301 ARNOLD ...	0.62	36
MILLER, TERRY & JENNIFER	853-2893	MILLER, TERRY & JENNIFER 10195 MAYMIE RD B...	1.24	36
MOENCH, EVERETT & VICKIE	939-4865	MOENCH, EVERETT & VICKIE 10000 SHIELDS AV...	0.62	36
MYERS, LEON	939-6727	MYERS, LEON 9833 ARNOLD RD BOISE, ID 83714	1.24	36
NEY, ROBERT & LISA		NEY, ROBERT & LISA % STEVEN OR MARY FRIE...	0.62	36
RADFORD, VEE & EVA	939-6386	RADFORD, VEE & EVA 10300 ARNOLD RD BOISE ...	0.62	36
RAMSEY, FRANK	789-7274	RAMSEY, FRANK 2114 RADCLIFF RD JUNEAU AK...	0.31	36
RITCHIE, BRUCE & SHIRLEY		Bruce & Shirley Ritchie 9958 SHIELDS AVE BOISE ...	1.24	36
RYAN, MICHAEL,JUDITH,MA...	939-1360	RYAN,MICHAEL, JUDITH MARK OR LURA 9731 SH...	0.62	36
RYBKA, BERNICE	939-6398	Bernice Rybka 9903 SHIELDS BOISE ID 83714	1.24	36
SALUTREGUI, RICARDO	939-0089	SALUTREGUI, RICARDO 9966 ARNOLD RD BOISE...	1 1/2	36
SCOTT, WALTER & PEGGY		SCOTT, WALTER & PEGGY 9689 SHIELDS AVE B...	0.62	36
SHERER, DOROTHY	344-2655	SHERER, DOROTHY 2625 REGAN BOISE ID 83702	0.31	36
SKOGERSON, LORI	327-0498	SKOGERSON, LORI 7609 CAMBRIDGE BOISE ID 8...	0.46	36
SMITH, JESSIE JR	853-0391	SMITH, JESSIE JR 10168 MAYMIE RD BOISE ID 83...	0.31	36
STRATE, LISA		STRATE, LISA 9680 UTAHNA BOISE ID 83714	0.31	36
THORNOCK, WM & PHYLIS	853-2335	THORNOCK, WM & PHYLIS 7500 GARDNER LN B...	.62	36
TITUS, CHARLES	939-6986	Charles Titus 10257 Shield Ave BOISE ID 83714	1.24	36
WHEELER, ALTA	939-6661	Alta Wheeler 10252 ARNOLD RD BOISE ID 83714	0.62	36
WILSON, ANNIE		Annie Wilson 10190 SHIELDS AVE BOISE ID 83714	1	36
WORKMAN, ROBERT, & LYLA	939-8474	WORKMAN, ROBERT, & LYLA 10154 ARNOLD RD...	1.24	36

RECEIVED
DEC 0 1 2003
WATER RESOURCES
WESTERN REGION

52,62

Part of 3010 shares

63	✓	147	D	BOISE VALLEY IRRIGATION DITCH C Mel
63	✓	147	B	BOISE VALLEY IRRIGATION DITCH C Mel
63	✓	2360		BOISE VALLEY IRRIGATION DITCH C Mel
63	✓	16767		BOISE VALLEY IRRIGATION DITCH C Mel
63	✓	31197		BOISE VALLEY IRRIGATION DITCH C Mel
63	✓	31198		BOISE VALLEY IRRIGATION DITCH C Mel
		~~36145~~	?	
		~~36184~~	?	NO. competing claims to Anderson storage right

8-19-02

BVID Co.
Stan Matlock, Mgr.
8633 Bogart Lane
83703
853-0992.

Sample of crop fields
and the Marsing Plant
and Nampa Plant in the
boundary map for BVIC

Copies of deeds
+ Michaile
split + transfers

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

JUNE 6, 2003

BOISE VALLEY IRRIGATION DISTRICT CO
8633 BOGART LANE
BOISE, ID 83703

Re: Snake River Basin Adjudication (SRBA) claims review

We are currently reviewing the water right claims filed in the SRBA by all ditch companies and irrigation districts in Ada County prior to preparing our recommendations to the SRBA court. Your claims are part of this review process.

One of the end products resulting from the review process mentioned above will be a map for your organization that will include the land irrigated by your water rights and the outer perimeter boundary of the places of use. You may have already reviewed the boundary and place of use for your water rights with an employee of the department. However, if you have not recently reviewed and returned a map to us please call me at the number below as soon as possible. Establishing the most accurate boundary and place of use for your water rights is a very important initial step in our review process.

The total amount of water we will recommend for your water rights will be based on the standard of one inch (0.02 cubic foot per second) per acre for the actual acres irrigated with your water rights as described in your boundary map. However, it is possible to have additional water for delivery loss within your ditch system and additional water for lands that require more water due to the nature of the soils. We might need additional information from you to quantify the amount of water needed for delivery loss within your canal and ditch system. We might also need from you additional data to support and quantify any excess water in addition to one inch per acre for irrigation that might be necessary.

It is our plan to prepare recommendations for your SRBA claims during the summer of 2003. In order to prepare the most accurate recommendations it's imperative that the boundary and place of use map for your organization be completed before we proceed.

If you need additional information or want to discuss these matters in more detail please call me at the number below.

Cordially,

Mel Schulte

Mel Schulte
Sr. Water Right Agent
208-334-2190

RECEIVED
APR 2 8 2003
Department of Water Resources

BOISE VALLEY IRRIGATION DITCH CO.
8750 N. Bogart Lane
Boise, ID 83714

April 22, 2003

RECEIVED
JUL 2 0 2004
WATER RESOURCES
WESTERN REGION

Mr. Dave Tuthill DW
Dept. of Water Resources
1301 N. Orchard
Boise, ID 83706

Dear Dave:

Boise Valley Irrigation Ditch Co. has a problem with developers purchasing land on laterals and not using the irrigation water.

When purchasing the property they sell the water shares so they do not have to use it on the development. This can cause the other water users on the lateral to be short of water and could in some cases cause insufficient water to operate the lateral.

Boise Valley would like to require the developers to use the irrigation water on the subdivision. The objection to this is they do not have continual use. All laterals operate on a rotation schedule.

Boise Valley would like to adopt a system simular to the Gary Lane Meadows Homeowner open park area; which we worked with Idaho Water Resources in obtaining water shares and assigning the share to the nearest lateral for recharge so they could pump from a shallow well or sump.

Boise Valley Ditch Co. would like to be able to require developers to keep the irrigation water in the lateral for ground water recharge and in turn be able to pump from a shallow well or sump of 10'-12'.

The majority of Boise Valley area has a high water table.

We would like for the developers to able to install pumps in a well consisting of cement pipes stacked on top to each other in a pit no deeper than 12'. This can be excavated with a backhoe and back filled with same.

Although different in design this would be no different than Gary Lane Meadows or the Optimist soccer field, who pump from a pond 12' to 15' deep.

Page 2

Yellow Pine Irrigation District would appreciate any help you could give us in the acquisition of a permit to appropriate water rights and secure a ground water reservoir.

We would be glad to cooperate with you by having a meeting to discuss this.

Let us know if this is not your department would you please refer it to the proper department.

Sincerely,

Stanley Matlock

Stanley Matlock,
President

GPS readings

#809 Boise City Canal
above golf course = 321174
276610

#810 Downstream ranney
325637
278495

811 324449 = Upstream ranney
279812

#812 Boise Valley
Kespeon = 324512
279728

813 Simplot 329160
275631

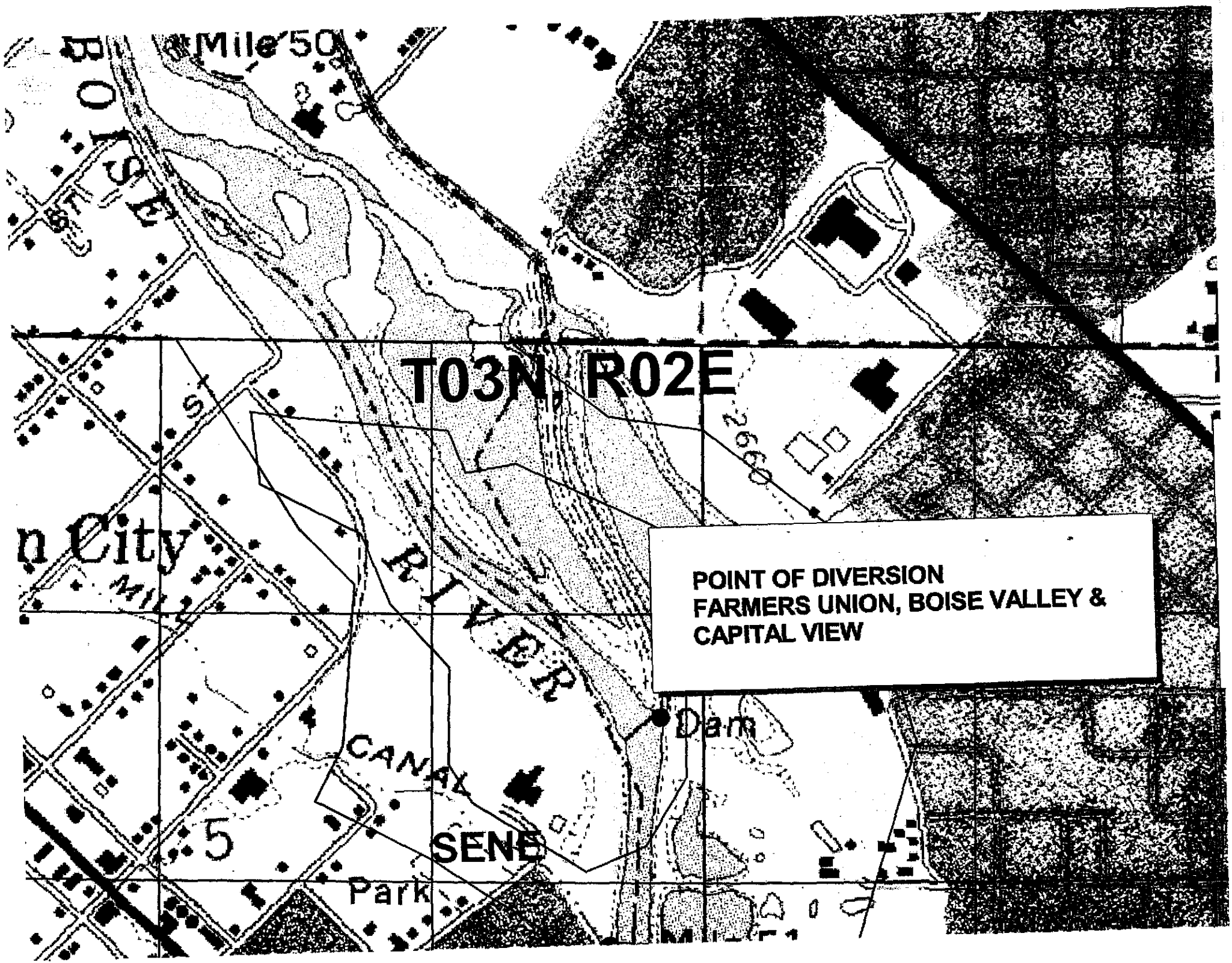
POD search 3N, 2E, S5, SENE

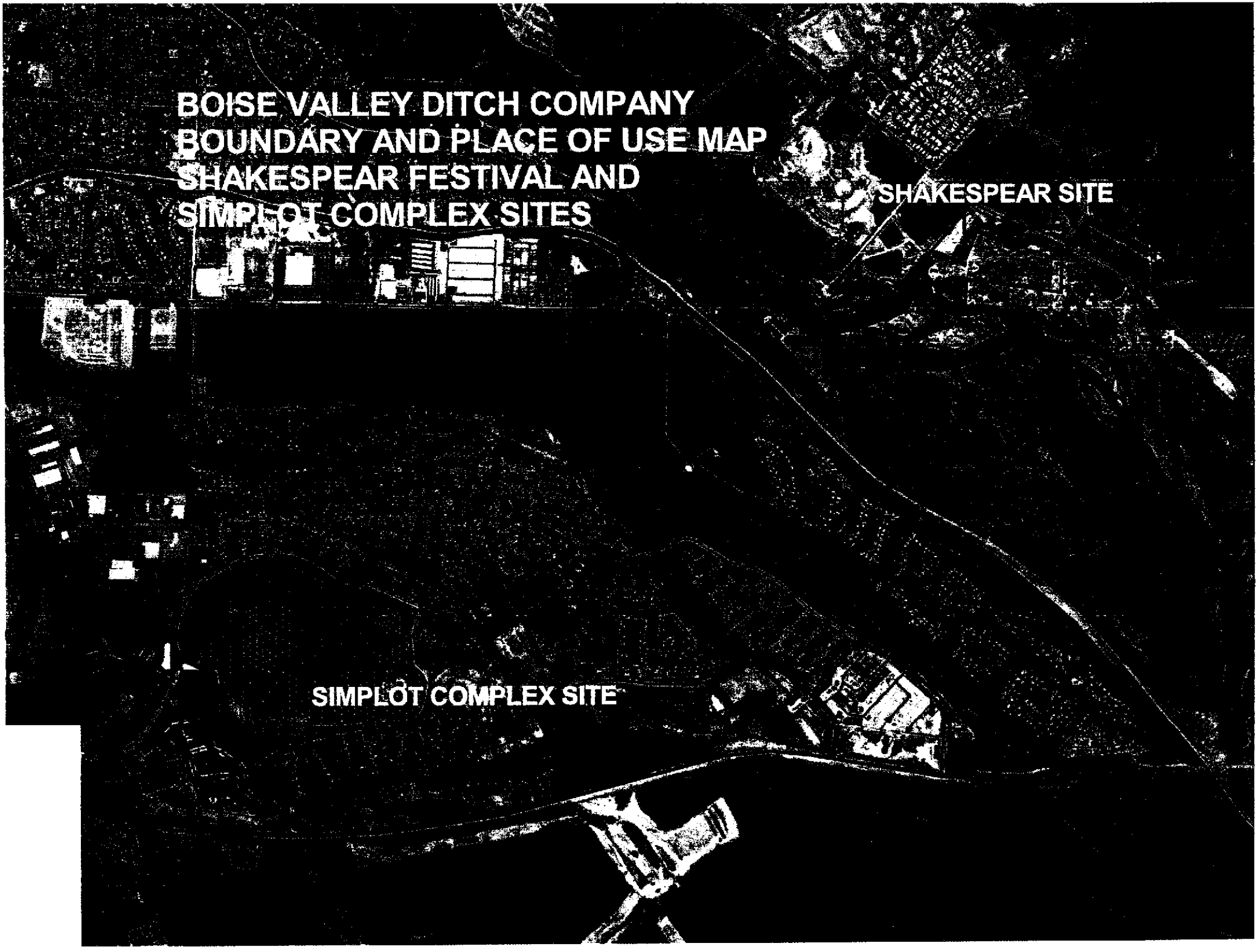
63	120	G	Decreed	Active	303511	1864-06-01	1.8	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	123	C	Decreed	Active	303512	1864-06-01	20	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	123	D	Decreed	Active	649018	1864-06-01	0.52	BOISE RIVER	IRRIGATION	EAST HILLS DEVELOPMENT LLC (Current)		wrAdjudicationClaim
63	124	Q	Decreed	Active	303513	1864-06-01	0.1	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	125	J	Decreed	Active	303514	1871-06-01	0.26	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	126	F	Decreed	Active	303515	1891-06-01	0.08	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	164	E	Decreed	Active	303516	1868-06-01	1.8	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	165	M	Decreed	Active	303517	1866-06-01	1.69	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	192		Decreed	Active	291415	1878-06-01	2.3	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim
63	196	AG	Decreed	Active	303518	1877-06-01	3.12	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	216	C	Decreed	Active	345922	1889-06-01	1.2	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim
63	248		Decreed	Active	303521	1894-07-02	110	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	297		Decreed	Active	303523	1894-07-02	54.46	BOISE RIVER	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	2360		License	Active	277959	#######	1.2	BOISE RIVER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)		wrAdjudicationClaim
63	2387	A	License	Active	344742	#######	2.23	DRAIN	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim
63	2892		License	Active	288901	2/7/1952	15	GROUND WATER	MUNICIPAL	UNITED WATER IDAHO INC (Current)		wrAdjudicationClaim
63	2895		License	Active	309108	#######	1.5	GROUND WATER	MUNICIPAL	CITY OF GARDEN CITY (Current)		wrAdjudicationClaim
63	3613	A	License	Active	560597	#######		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	FARMERS UNION DITCH CO (Current)		wrAdjudicationClaim
63	3614	C	License	Active	560598	#######		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	FARMERS UNION DITCH CO (Current)		wrAdjudicationClaim
63	3618	D	Permit	Active	560600	1/1/1955		BOISE RIVER	IRRIGATION FROM STORAGE, IRRIGATION STORAGE	FARMERS UNION DITCH CO (Current)		wrAdjudicationClaim
63	7805		License	Active	309110	6/1/1973	1.1	GROUND WATER	MUNICIPAL	CITY OF GARDEN CITY (Current)		wrAdjudicationClaim
63	8186		License	Active	318380	8/7/1975	0.94	GROUND WATER	DOMESTIC, INDUSTRIAL, IRRIGATION	BILBAO, DAN (Current)		wrAdjudicationClaim
63	16767		Beneficial Use	Active	277971	#######	15.05	WASTE WATER	IRRIGATION	BOISE VALLEY IRRIGATION DITCH CO (Current)		wrAdjudicationClaim
63	19425		Decreed	Active	291420	1882-06-01	4.2	BOISE RIVER	IRRIGATION	WARM SPRINGS DITCH co (Current)		wrAdjudicationClaim
63	20040		Decreed	Active	294883	8/1/1921	3.01	BOISE RIVER	IRRIGATION	BOISE CITY CANAL CO (Current)		wrAdjudicationClaim
63	20041		Decreed	Active	295289	1866-06-01	36.37	BOISE RIVER	FISH PROPAGATION, FISH PROPAGATION STORAGE, IRRIGATION, MUNICIPAL, STOCKWATER	BOISE CITY CANAL CO (Current)		wrAdjudicationClaim
63	21729		Beneficial Use	Active	303576	#######	1.8	UNNAMED DRAINS	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	21730		Beneficial Use	Active	303579	#######	38.5	UNNAMED DRAINS	IRRIGATION	FARMERS UNION DITCH CO LTD (Current)		wrAdjudicationClaim
63	31197		Decreed	Active	554307	1865-06-01	48.71	BOISE RIVER	AESTHETIC, AESTHETIC STORAGE, DIVERSION TO STORAGE, IRRIGATION, IRRIGATION FROM STORAGE, IRRIGATION STORAGE	BOISE VALLEY IRRIGATION DITCH CO (Current)		wrAdjudicationClaim

P.

P.

Not A53-0992


Mile 50
BOISE
T03N, R02E
2660
n City
RIVER
Dam
CANAL
5
SENE
Park
POINT OF DIVERSION
FARMERS UNION, BOISE VALLEY &
CAPITAL VIEW


BOISE VALLEY DITCH COMPANY
BOUNDARY AND PLACE OF USE MAP
SHAKESPEAR FESTIVAL AND
SIMPLOT COMPLEX SITES
SHAKESPEAR SITE
SIMPLOT COMPLEX SITE

Boise Valley Irrigation Ditch Co.
Customer Contact List
November 3, 2003

Customer	Phone	Bill to	Shares	Lateral
ACHD	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:4811 Alamosa Ln (1/2 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:4820 Willow Ln (1 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:7433 Hill Rd (2 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:7613 Hill Rd (4 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:7820 Gary Ln (1 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:8103 Hill Rd (1 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ACHD:8955 Duncan Ln (5 sh)	387-6275	ACHD ATTN: KATHY SMITH 318 E 37TH ST BOISE...	14.5	FU, 01
ADA COUNTY SOLID WASTE...	853-1297	ADA COUNTY S.W.M. SOLID WASTE MANAGEME...	15	FU
ADAMS, THOMAS & MARIE	342-7855	ADAMS, THOMAS & MARIE P O BOX 9753 BOISE ...	6.5	FU
ANDERSON, CLARK & VEDA	853-0123	Clark & Veda Anderson 8298 CASA REAL BOISE ID ...	4	FU
ANDERTON, LILA	853-1059	ANDERTON, LILA 847 E. INCA ST. MESA, AZ 85203	1	FU P4
AYLING, SCOTT		AYLING, SCOTT P O BOX 2645 RONKONKOMA N...	1 1/2	FU
BALKINS, JAMES & JUDITH	344-8111	BALKINS, JAMES & JUDITH 1606 RIDGECLIFF LN ...	17.75	FU
BALL, RAYMOND D		BALL, RAYMOND D 891 LANDER ST BOISE ID 83714	1	FU
BARNES, BOB & EVON	343-9790	Bob & Evon Barnes 5887 LAMPLIGHTER BOISE ID...	27.29	FU
BARNES, KEN R	342-5043	BARNES, KEN R 4820 WYLIE LN BOISE ID 83703	6	FU
BEAVER, REX & JOLENE	853-1199	BEAVER, REX & JOLENE 7141 HILL RD BOISE ID ...	1	FU
BENNETT, TAMARA	343-7088	BENNETT, TAMARA 4860 ALAMOSA LN BOISE ID...	1	FU
BETSCHER, MAUREEN OR A...	343-5072	BETSCHER,MAUREEN OR ALLAN 5558 W. LUCKY...	1/4	FUD HDGT5
BOISE BIBLE HALL PROPER...	385-0305	BOISE BIBLE HALL PROPERTIES,INC DBA COLLI...	5	FU
BOISE PARKS & RECREATIO...	384-4240	Boise Parks & Recreation Dept 1104 ROYAL BLVD B...	105.75	FU,23,15,34
BORGESON, DON	343-0464	DON BORGESON 5525 HILL RD BOISE ID 83714	4	FU
BRAY, CHRISTOPHER & GAIL	343-1855	Christopher and Gail Bray 6201 PIERCE PARK BOIS...	10	FU
BRIGGS, MARGARET	342-1973	BRIGGS, MARGARET 5701 HILL RD BOISE ID 83...	2	FU
BROOKHART, ALBERT & FE...	336-4195	ALBERT & FEROL BROOKHART 5207 STINGER D...	1	FU
BROWNFIELD, ROBT. & SHA...		ROBERT E. BROWNFIELD 5713 HILL RD BOISE I...	1	FUD
BUCKHORN ESTATES HOME...		Buckhorn Estates Homeowners Association Inc. c/o B...	14.40	FU
BUICH, DAVID OR KAREN	939-1788	DAVID BUICH 3497 HOLL DR EAGLE ID 83616	3.25	FUD
BYRNE, THOMAS P	853-2133	BYRNE, THOMAS P 6211 HILL RD BOISE ID 83714	19.78	FU
CANOVA, SUZANNE	286-9705	CANOVA SUZANNE 4393 N. POLLARD STAR ID 83...	1	FU
CARLSON, RONALD & RUTH	853-0323	CARLSON, RONALD & RUTH 8035 HILL RD BOISE...	3	FU
CASITAS NORTE H.O. ASSOC	884-0403	CASITAS NORTE H.O. ASSOC. % TOM MOHR P.O...	1 1/2	FU
CHARLTON, DAVID & KATHL...	286-7335	DAVID & KATHLEEN CHARLTON 4095 POLLARD L...	3 .33	FU
CHERRY LANE CONSTRUCT...	466-9200	CHERRY LANE CONSTRUCTION % BRIAN FALCK...	.70	FUD
CLAARIDON HILLS HOMEWO...	853-3144...	CLARIDON HILLS HOMEOWNERS ASSO c/o MAH...	11	FU
CLEMMENS, WALT OR CAROL	853-8043	CLEMMENS, WALT OR CAROL 8205 HILL RD BOI...	2	FU
CLOPTON, DAVID	344-0184	DAVID CLOPTON 5205 HILL RD BOISE ID 83714	2	FU
COBB, LAWRENCE OR BARB...		COBB, LAWRENCE OR BARBARA 7055 HILL RD B...	2	FU
COGSWELL, J H & KIETH MC...	383-9389	COGSWELL, J H & KIETH MCNALLY 4690 ALAMO...	1	FU
COLEMAN, SHAWN OR SHEL...	363-0686	COLEMAN, SHAWN OR SHELLEY 4707 ALAMOSA ...	2	FU lat 02
CROMWELL, BROCK J	853-1500	Brock J. Cromwell 8644 DUNCAN LN BOISE ID 837...	5	FU
CULVER, WALTER & ALICE A...	867-1397...	CULVER, WALTER & ALICE ANN 6100 PIERCE PA...	17.375	FU
DANIEL PLACE H O ASSOCIA...	424-0117	DANIEL PLACE H O ASSOC. STEVE HANSON 610...	3	FU
DAVIS, J BRENT	939-6660	J. BRENT DAVIS 2546 W TIMBER DR EAGLE IDA ...	5	FUD
DAVIS, M E		DAVIS, M E 7107 HILL RD BOISE ID 83714	5	FUD 14
DAVISON, BESSIE	853-2122	DAVISON, BESSIE 6216 PIERCE PARK LN BOISE ...	1 3/4	FU
DAWSON, JEAN	424-1854	DAWSON, JEAN 4808 WYLIE LN BOISE ID 83703	1/2	FU

14.50

4916 W State
3517 N Ave
Hill Rd

3610 N Ave (Clara Hale propt

Wylie Ln (Mingo Propt.)

303.135 in 288.25

Boise Valley Irrigation Ditch Co.
Customer Contact List
November 3, 2003

Customer	Phone	Bill to	Shares	Lateral
DODD, THAD & JULIE	(818) 628...	DODD, THAD & JULIE 17201 NE 128th KEARNEY, ...	2 1/2	FU
DOWDING & STAHL		DOWDING & STAHL % SHANE STAHL 102 COUR...	39 11/...92	FU
DRY CREEK CEMETERY	853-1940	Dry Creek Cemetery 9600 HILL RD BOISE ID 83714	48	FU
EVANS, HARLAN OR ANITA	343-8725	EVANS, HARLAN OR ANITA 5810 HILL RD BOISE I...	1	FU
FLANAGAN, PATRICIA TRUS...	631-623-...	FLANAGAN, PATRICIA TRUST JEAN F. ZLOTKIN, ...	11	FUD
FOLTMAN, BRADLEY & RUTH	342-1679	Bradley & Ruth T Foltman 5611 HILL RD BOISE ID 8...	1	FU
FOWLER, WM R	853-5333	FOWLER, WM R P O BOX 1129 IDA CITY ID 83631	1	FU
FREELAND, DOROTHY M	853-2563	FREELAND, DOROTHY M 6913 HILL RD BOISE ID...	8 1/3	FU
FREEMAN, BUTCH	939-5783	LLOYD (BUTCH) FREEMAN 1665 W WOODSGULC...	25	FU
FUGATE, DARREL		DARREL FUGATE 1571 N BALLANTYNE LN EAGL...	.50	FU
GENTHER, ED & BETTY	344-2776	GENTHER, ED & BETTY 5712 HILL RD BOISE ID 8...	2	FU
GILLIS, DON & MARY	853-2308	DON & MARY GILLIS 7749 N. CREWE PL BOISE I...	2	FU
GILLIS, JOE & SUE	853-1323	GILLIS, JOE & SUE 7822 N.CREWE PL BOISE ID 8...	2	FU
GILLIS, STEVE W	853-1271	GILLIS, STEVE W 7351 HILL RD BOISE ID 83714	2	FU
GREEN, WILLIS E.	888-0388	WILLIS E GREEN 1647 S. GOLDSMITH AVE MERI...	1	FU
HANSON, ROBERT J. & ELSIE	286-7596	ROBERT J HANSON 4151 HARTLEY RD EAGLE I...	14.6	FUD
HAUSTVEIT, RICHARD & CH...	344-4880	HAUSTVEIT, RICHARD & CHRISTINE 4709 ALAMO...	1	FU
HENRY'S N 40, LLC		HENRY'S N 40, LLC H. CRAIG VAN ENGLEN 6126 ...	19.41	FU
HODGES, CYNTHIA & WM SI...	338-9031	Cynthia Hodges & Wm Sifford 4510 WILLOW LN BOI...	1 1/8	FU
HOMAN, MIKE	429-1900...	MIKE HOMAN 2229 W STATE ST BOISE, IDA 83702	9.26	FU
JAMES, TODD OR CARRIE J...		TODD JAMES 5472 N RIFFLE BOISE ID 83713	1	FU
JONES, GORDON	345-4035	JONES, GORDON P.O. BOX 8492 BOISE ID 83707	14.65	FU
JONES, LEON	345-4199	JONES, LEON ATT: MIKE & DIANE JONES 5211 N ...	5	FU
KING, DANIEL		Daniel King 5115 STINGER BOISE ID 83703	2	FU
KING, J R & JEANNE	853-0500	KING, J R & JEANNE 6980 HILL RD BOISE ID 8371...	14	FU
KLOTZ, JOHN	336-7187	KLOTZ, JOHN 851 E. HIGHLAND VIEW BOISE ID ...	1	FU
LEXINGTON HEIGHTS,LLC	939-6000	LEXINGTON HEIGHTS, LLC 9601 W STATE ST S...	30	FU
LINK, CHARLES & FRANCIE	345-2450	Charles & Francie Link 5920 HILL RD BOISE ID 83714	1 4/7.57	FU
LLEWELLYN, DAVID & GAI	853-1448	DAVID & GAI LLEWELLYN 9170 HILL RD BOISE ID...	14	FU
LOWDER, O'DELL & DONNA	853-1064	LOWDER, O'DELL & DONNA 3703 KOOTENAI ST ...	1	FU
MASON, KEVIN & DENICE	939-7727	MASON, KEVIN & DENICE 8602 ULMER LN BOISE ...	2 1/2	FU
MATLOCK, STANLEY & DONNA	853-0992	MATLOCK, STANLEY & DONNA 8633 N BOGART L...	106.95	FU &LAT33,34,37,38
MC BAINE, RON & LORI	343-0840	MC BAINE, RON & LOR 4618 WILLOW LN BOISE I...	1	FU
MC KAY, DOROTHY	337-2123	MC KAY, DOROTHY 1784 So Whisper Cove Ave BO...	8.29	FU, 33
McMAINS, CHARLES & HELEN	853-7773	Charles & Helen McMains 3523 NORTH ST BOISE I...	1	FU
McPHERSON, DANIEL & ROB...	853-3721	Daniel & Roberta McPherson 3528 NORTH ST BOIS...	1 1/2	FU
MCRAE,DENNEY	938-9815	DENNEY McRAE 1700 W WOODS GULCH BOISE I...	16	FU
MCREYNOLDS, KENNETH		MCREYNOLDS, KENNETH 9050 DUNCAN LN BOIS...	6	FU
MOORE, CHARLES		CHARLES MOORE 3510 NORTH ST BOISE ID 83...	1	FU
MOORE, DONALD	853-2721	DONALD MOORE 3510 NORTH ST BOISE ID 83703	1	FU
MORRIS, MARK OR SANDRA	336-4056	MARK MORRIS 5415 HILL RD BOISE ID 83714	2	FU
MOYLE, MARJORIE	286-7413	MOYLE, MARJORIE 9594 BEACON LIGHT STAR I...	12.97	FU
O'LOUGHLIN, STEVEN & LES...	853-3679	O'LOUGHLIN,STEVEN & LESLIE 8399 HILL RD BOI...	3.25	FU
PACHECO, RYAN & TAUNA	345-0188	PACHECO, RYAN & TAUNA %MATTHEW HIGGIN...	1	FU
PARKER, NEIL & TERESA	853-3029	PARKER, NEIL & TERESA 8895 HILL RD BOISE ID...	2	FU
PENDLETON, JAMES	853-1645	PENDLETON, JAMES 7010 HILL RD BOISE ID 83714	3/4	FU
PERRY, NICKY	343-9963	PERRY, NICKY 5321 BLOOM ST BOISE ID 83703	1	FU
PFEIFER, MARK & TERESA	336-8453	PFEIFER, MARK & TERESA 5363 HILL RD BOISE I...	2	FU

426.665

Boise Valley Irrigation Ditch Co.
Customer Contact List
November 3, 2003

Customer	Phone	Bill to	Shares		Lateral
PIERCE PARK GREENS	853-3302	PIERCE PARK GREENS 5812 PIERCE PARK LN B...	15.015	FU	
PIERCE, FRANKIE & RITA	344-9987	PIERCE, FRANKIE & RITA 5832 HILL RD BOISE ID...	1 9/14,64	FU	
PIERCE, WILLIS & PAULINE	853-1360	PIERCE, WILLIS & PAULINE 8750 N BOGART LN B...	9.67	FU	
PULLMAN, EUGENE & PHYLLIS	853-2556	PULLMAN, EUGENE & PHYLLIS 7897 HILL RD BOI...	8	FU	
RIEBE, JAMES	344-6488	RIEBE, JAMES BOX 140214 BOISE ID 83714-0214	4 1/2	FU	Hill Rd
ROLES, WALKER	853-2737	ROLES, WALKER 7610 GARY LN BOISE ID 83714	2 1/4	FU	
ROUNDTREE, JAMES & BEV...	385-9268	ROUNDTREE, JAMES & BEVERLY 4598 ALAMOSA...	1 1/2	FU	
RUCKDASHEL, GLENN & BR...	331-0433	RUCKDASHEL, GLENN & BRENDA 5353 HILL RD ...	1	FU	
SANCHEZ, JUAN & MARIA		SANCHEZ, JUAN & MARIA 4507 ALAMOSA LN BOI...	2	FU	
SELLERS, WM. & MAUREEN	853-8785	SELLERS,WM & MAUREEN 8053 HILL RD BOISE I...	2	FU	
STATE OF ID.DIV. OF VETER...		STATE OF ID.DIV. OF VET.CEMETERY % JOE BL...	37	FU	
STEPHENSON, SAM	853-3605	STEPHENSON, SAM 9051 DUNCAN LN BOISE ID ...	7	FU	
STOPPENHAGEN,RANDALL ...	853-9345	STOPPENHAGEN,RANDALL & MAARCIA 8441 HIL...	3.79	FU	
STOY, MARGIE		STOY, MARGIE 5433 HILL RD BOISE ID 83714	1	FU	
SYMMONDS, JEFFERY & AN...	853-2123	SYMMONDS, JEFFERY & ANDREA 8513 HILL RD ...	21 2/3	FU	
THOMAS, RICK & VAL	338-1315	THOMAS, RICK & VAL 5727 HILL RD BOISE ID 837...	11	FU	
THOMPSON, WARREN & EDI...	853-3238	THOMPSON, WARREN & EDITH 8900 DUNCAN L...	6	FU	
THOMSEN, RONALD	939-6577	THOMSEN, RONALD & BETH 9805 Hwy 55 BOIE I...	20 11/...	FU	
TMC, INC		TMC INC 2313 OVERLAND RD BOISE ID 83705	1	FU	4902 W. State
WAGAR, DARCIE		DARCIE WAGAR 4614 ALAMOSA BOISE ID 83714	.50	FU	
WARE, PETER JR. OR LISA	319-0096	PETER OR LISA WARE, JR 5423 HILL RD BOISE; I...	.50	FU	
WEAVER, ELIZABETH	344-5378	WEAVER, ELIZABETH 4800 WYLIE LN BOISE ID 8...	1/2	FU	
WILSON, F J & SARAH	853-5288	WILSON, F J & SARAH 23221 BLESSENGER LN S...	1/2	FU	
ZEH, BARBARA	342-6691	Barbara Zeh 4804 ALAMOSA LN BOISE ID 83703	1	FU	
ZIMMER, TERESA	389-9864	ZIMMER, TERESA 4650 WILLOW LN BOISE ID 83...	1/6	FU	

160,115

Boise Valley Irrigation Ditch Co.
Customer Contact List
November 3, 2003

Boise River

Customer	Phone	Bill to	Shares	Lateral
IDAHO SHAKESPEARE FEST...	429-9906	IDAHO SHAKESPEARE FESTIVAL c/o MARK HOFFMAN P....	10.50	BR
J R SIMPLOT CO		J R SIMPLOT CO P.O. BOX 27 BOISE ID 83707	255.485	BR
UNITED WATER	362-7345	UNITED WATER % SCOTT RHEAD 8248 W VICTORY BOIS...	42.22	BR

PO Box 9365, Boise 8370 ← 83709

308.205

3010.04
- 308.225
2701.83

3010.04 shares - includes

785.4 within Barnes Boundar

the City has 15" for the landfill

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-147

WATER RIGHT NUMBER: 63-147

Owner Type Name and Address

Priority Date:

Basis:

Status: See Remarks

Source Tributary

Beneficial Use	From	To	Diversion Rate	Annual Volume

Total Diversion:

Location of Point(s) of Diversion

Place of Use

Conditions of Approval:

Remarks:

1. General RIGHT SPLIT INTO PARTS A & B THRU APPROVED TRANSFER 5119.

Comments:

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-147

Dates and Other Information:

Licensed Date:
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Formal Action Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-147

XII.

That the defendants [redacted], be, and they are hereby awarded the use of the waters of Boise River, diverted from a point on said river near the SE corner of NW 1/4 of NE 1/4, Sec. 21, T. 4 N. R. 1 E. B.M., for use upon Lots 2 and 3 in NW 1/4 NE 1/4 and NE 1/4 NW 1/4, and lot 1 in NE 1/4 of NE 1/4, Sec. 20, and lots 3 and 4 in N. 1/2 NW 1/4, Sec. 21, all in T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0144

220 inches, from [redacted]; and hereby designated as Right No. 12.

And be adjudged to pay $15.40 costs, in addition to the costs incurred by them.

XIII.

That the defendant the [redacted], a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south side of said river easterly of what is now the farm of William Simpson in Sec. 23, T. 4 N. R. 1 W. B.M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0145 7 Aug 27 1064

1666 inches, from [redacted], and hereby designated as Right No. 13.

And be adjudged to pay $116.62 costs, in addition to the costs incurred by it.

XIV.

That the defendant the [redacted], a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the north bank of said river on Lot 2, Sec. 23, T. 4 N. R. 1 E. B. M., for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0146

688 inches, from [redacted]; and hereby designated as Right No. 14.

And be adjudged to pay $48.16 costs, in addition to the costs incurred by it.

~~XV.~~ XV.

That the defendant the [redacted], a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted from said river at the head of the canal of defendant the Farmers' Union Ditch Company, and taken through said canal to the point of use, for use upon the lands lying under its canal system, in the following amount and from the following date;

54.58

2729 inches, from [redacted]; and hereby designated as Right No. 15.

And be adjudged to pay $191.03 costs, in addition to the costs incurred by it.

63 0147

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-147

Dates and Other Information:

Claim Received Date: 7/28/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-147

T04N R01E S24	NWSE 30.0	T04N R01E S24	SWSE 15.0
T04N R01E S24	SESE 15.0	T04N R01E S25	NENE 20.0
T04N R02E S18	SWSW 20.0	T04N R02E S19	NENE 2.0
T04N R02E S19	NWNE 15.0	T04N R02E S19	SWNE 5.0
T04N R02E S19	SENE 5.0	T04N R02E S19	NENW 29.0
T04N R02E S19	NWNW 15.0	T04N R02E S19	SWNW 30.0
T04N R02E S19	SENW 28.0	T04N R02E S19	NESW 30.0
T04N R02E S19	NWSW 8.6	T04N R02E S19	SWSW 21.0
T04N R02E S19	SESW 35.0	T04N R02E S19	NESE 20.0
T04N R02E S19	NWSE 20.0	T04N R02E S19	SWSE 6.1
T04N R02E S19	SESE 35.0	T04N R02E S20	SWSW 35.0
T04N R02E S29	NWNW 15.0	T04N R02E S29	SWNW 20.0
T04N R02E S29	SWSW 25.0	T04N R02E S30	NENE 15.0
T04N R02E S30	NWNE 25.0	T04N R02E S30	SWNE 30.0
T04N R02E S30	SENE 20.4	T04N R02E S30	NENW 30.0
T04N R02E S30	NWNW 35.0	T04N R02E S30	SWNW 15.0
T04N R02E S30	SENW 25.0	T04N R02E S30	NESW 20.0
T04N R02E S30	NESE 2.4	T04N R02E S30	NWSE 25.0
T04N R02E S30	SESE 5.0	T04N R02E S31	NENE 3.0
T04N R02E S32	NENW 15.0	T04N R02E S32	NWNW 13.5
T04N R02E S32	SWNW 8.0	T04N R02E S32	SENW 31.0
T04N R02E S32	NESW 4.0	T04N R01W S01	NWNW 7.0
T04N R01W S01	SWNW 13.0	T05N R01W S33	SENW 15.0
T05N R01W S33	NESW 2.0		

Total Acres: 2542

Conditions of Approval:

1. 01D A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
3. T04 Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. 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.
6. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:

1. General THIS CLAIM HAS BEEN SPLIT INTO 63-00147A AND 63-00147B BY APPROVED TRANSFER NO. 5119

Comments:

T04N R01E S24	SWSW	10.0	T04N R01E S24	SESW	20.0
T04N R01E S24	NWSE	30.0	T04N R01E S24	SWSE	15.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-147

WATER RIGHT NUMBER: 63-147

Owner Type	Name and Address
Original Owner	BOISE VALLEY IRRIGATION DITCH CO 8750 N BOGART LN BOISE, ID 83703 (208)853-5288

Priority Date: 06/01/1865

Basis:

Status: Parent

Source	Tributary
BOISE RIVER	SNAKE RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	3/15 to 11/15	54.580 CFS	
	Total Diversion:	54.580 CFS	

Location of Point(s) of Diversion

BOISE RIVER NE1/4SE1/4NE1/4 Sec. 5, Twp 03N, Rge 02E, B.M.

ADA County

Place of Use

IRRIGATION Within ADA County

T04N R01E S03	SESW	29.0	T04N R01E S03	SWSE	10.0
T04N R01E S10	NENE	35.0	T04N R01E S10	NWNE	20.0
T04N R01E S10	SWNE	10.0	T04N R01E S10	SENE	30.0
T04N R01E S10	NESE	36.0	T04N R01E S10	NWSE	38.0
T04N R01E S10	SWSE	20.0	T04N R01E S10	SESE	10.0
T04N R01E S11	SWSW	25.0	T04N R01E S11	SESW	15.0
T04N R01E S11	NWSE	5.0	T04N R01E S11	SWSE	12.0
T04N R01E S13	SWNE	5.0	T04N R01E S13	SWNW	30.0
T04N R01E S13	SENW	20.0	T04N R01E S13	NESW	2.0
T04N R01E S13	NWSW	35.0	T04N R01E S13	SWSW	30.0
T04N R01E S13	SESW	23.0	T04N R01E S13	NESE	20.0
T04N R01E S13	NWSE	6.2	T04N R01E S13	SWSE	8.1
T04N R01E S13	SESE	25.0	T04N R01E S14	NENE	5.0
T04N R01E S14	NWNE	25.0	T04N R01E S14	SWNE	38.0
T04N R01E S14	SENE	38.0	T04N R01E S14	NENW	35.0
T04N R01E S14	NWNW	35.0	T04N R01E S14	SWNW	15.0
T04N R01E S14	SENW	18.3	T04N R01E S14	NESW	24.8
T04N R01E S14	NWSW	23.7	T04N R01E S14	SWSW	38.0
T04N R01E S14	SESW	32.0	T04N R01E S14	NESE	37.0
T04N R01E S14	NWSE	39.0	T04N R01E S14	SWSE	35.0
T04N R01E S14	SESE	38.0	T04N R01E S15	NENE	37.0
T04N R01E S15	SENE	38.0	T04N R01E S23	NENE	35.0
T04N R01E S23	NWNE	37.0	T04N R01E S23	SWNE	10.0
T04N R01E S23	SENE	35.0	T04N R01E S23	NESE	15.0
T04N R01E S24	NENE	7.0	T04N R01E S24	NWNE	38.0
T04N R01E S24	SWNE	35.0	T04N R01E S24	SENE	15.0
T04N R01E S24	NENW	35.0	T04N R01E S24	NWNW	32.5
T04N R01E S24	SWNW	35.0	T04N R01E S24	SENW	10.0
T04N R01E S24	NESW	25.0	T04N R01E S24	NWSW	39.0

RECEIVED
JUL 2 0 2001
WATER RESOURCES
WESTERN REGION

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

West
Files
63-147C*
63-147D*
63-31197
63-31198*
* Data Entry & Review

IN THE MATTER OF TRANSFER NOS. 67019 AND 67107 IN THE NAME OF BOISE VALLEY IRRIGATION DITCH CO.

PRELIMINARY ORDER WITHDRAWING ORDERS APPROVING TRANSFERS AND AMENDING TRANSFER APPROVALS

Data Entry to match "transfer" but further review necessary.

This matter having come before the Department of Water Resources (Department) as a result of the filing of a petition to correct certain transfer approvals, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On February 12, 2001, the Department issued an order approving Transfer No. 67019 in the name of Boise Valley Irrigation Ditch Co. The transfer changed the point of diversion and place of use for part of Water Right No. 63-147A, splitting the water right into nos. 63-147C and 63-147D. Prior to the transfer, Water Right No. 63-147A authorized 50.61 cfs and 10546.2 af for irrigation of 2343.6 acres. The transfer authorized a change in the point of diversion and place of use for 0.79 cfs and 190 af for irrigation of 42.2 acres under Water Right No. 63-147D. By subtraction, the irrigated acreage and corresponding diversion volume remaining for the un-transferred portion of Water Right No. 63-147A would be 2301.4 acres and 10356.3 af. The order approving the transfer provided for 49.82 cfs and 9872.1 af for irrigation of 2193.8 acres under Water Right No. 63-147C thereby reducing the irrigated acreage and diversion volume amounts by 107.6 acres and 484.2 af. The reduction was based on a forfeiture review by the Department for the place of use listed under Water Right No. 63-147A.

2. On April 10, 2001, the Department issued an order approving Transfer No. 67107 in the Name of Boise Valley Irrigation Ditch Co. The transfer changed the point of diversion and place of use for part of Water Right No. 63-147C, splitting the water right into nos. 63-31197 and 63-31198. The transfer authorized a change in the point of diversion and place of use for 0.11 cfs and 24.7 af for 5.5 acres within a 30.9 acre permissible place of use under Water Right No. 63-31198. The order approving the transfer provided for 49.71 cfs and 9847.4 af for irrigation of 2188.3 acres under Water Right No. 63-31197 for the un-transferred portion of Water Right No. 63-147C.

3. On April 26, 2001, the Department received a petition from Charles L. Honsinger, Attorney for Boise Valley Irrigation Ditch Co., asking the Department to reverse its decision to reduce

the acreage and volume elements of Water Right No. 63-147C and correct the approvals for Transfer Nos. 67019 and 67107 accordingly.

CONCLUSIONS OF LAW

1. The un-transferred portion of Water Right No. 63-147A should not have been subjected to a forfeiture reduction in the irrigated acreage and diversion volume amounts in the approval of Transfer No. 67019 because the un-transferred portion was not the subject of the transfer.

2. The Department should withdraw the order approving Transfer No. 67019 and issue an amended transfer approval to correct the irrigated acreage and diversion volume amounts to 2301.4 acres and 10356.3 af for Water Right No. 63-147C.

3. The Department should withdraw the order approving Transfer No. 67107 and issue an amended transfer approval to correct the irrigated acreage and diversion volume amounts to 2295.9 acres and 10331.6 af for Water Right No. 63-31197.

ORDER

IT IS HEREBY ORDERED that the order approving Transfer No. 67019 issued by the Department on February 12, 2001 and the order approving Transfer No. 67107 issued by the Department on April 10, 2001 are WITHDRAWN and AMENDED as set forth in the amended transfer approvals issued in conjunction with this order.

Dated this 1st day of June, 2001.

L. GLEN SAXTON
Chief, Water Allocation Bureau

Harris, Lori

From: Shurte, Jan
Sent: Wednesday, June 27, 2001 9:47 AM
To: Harris, Lori
Subject: FW: Order & Amended Transfer Approvals 67019 & 67107

Hi - I couldn't remember if I had forwarded this one or not. Jan

-----Original Message-----
From: Shaff, Don
Sent: Thursday, June 21, 2001 9:59 AM
To: Harris, Lori
Cc: Shurte, Jan
Subject: FW: Order & Amended Transfer Approvals 67019 & 67107

Here's one I had seen was ahead of you and did not forward until now.

Don
dshaff@idwr.state.id.us
208/327-7932

-----Original Message-----
From: Skaggs, Pam
Sent: Friday, June 01, 2001 2:31 PM
To: Shaff, Don
Subject: Order & Amended Transfer Approvals 67019 & 67107

Don,

An Order & Amended approvals were issued for Transfers 67019 & 67107. All the editing was done on the Word documents & updates will need to be made to the AJ records for 63-147C (T67019) &/or 63-31197 (a further split of 63-147C.) The Order & approvals changed the POU, acres & volume under this "unchanged" portions of the rights.

The approvals will be sent out & a copy sent to you.

Pam

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: **A63-00147A**
Date Received: 7/28/1989
Receipt No: C008662
Received By: _____

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

1. Name: BOISE VALLEY IRRIGATION DITCH CO 208-342-7136
   Address: C/O WILMA RANSOM SECY
   4822 ALAMOSA LANE
   BOISE ID 83703

2. Date of Priority: JUN 1, 1865

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
03N	02E	5	NE SE NE		ADA

5. Description of diverting works:
   FRM.RIV.VIA FARM.UN.TO BVIDCO GATE,NWSWNE,S32,T4N,R2E,FOR DISTR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	50.620		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
   STKWTR.INCIDENTAL TO IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	3	SE SW		IRR	29.0
			SW SE		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		39.0
		10	NE	NE	IRR	35.0
			NW	NE	IRR	20.0
			SW	NE	IRR	10.0
			SE	NE	IRR	30.0
			NE	SE	IRR	36.0
			NW	SE	IRR	38.0
			SW	SE	IRR	20.0
			SE	SE	IRR	10.0
				Section Acres		199.0
		11	SW	SW	IRR	25.0
			SE	SW	IRR	15.0
			NW	SE	IRR	5.0
			SW	SE	IRR	12.0
				Section Acres		57.0
		13	SW	NE	IRR	5.0
			SW	NW	IRR	30.0
			SE	NW	IRR	20.0
			NE	SW	IRR	38.0
			NW	SW	IRR	35.0
			SW	SW	IRR	35.0
			SE	SW	IRR	35.0
			NE	SE	IRR	20.0
			NW	SE	IRR	35.0
			SW	SE	IRR	39.0
			SE	SE	IRR	25.0
				Section Acres		317.0
		14	NE	NE	IRR	5.0
			NW	NE	IRR	25.0
			SW	NE	IRR	38.0
			SE	NE	IRR	38.0
			NE	NW	IRR	35.0
			NW	NW	IRR	35.0
			SW	NW	IRR	15.0
			SE	NW	IRR	20.0
			NE	SW	IRR	25.0
			NW	SW	IRR	25.0
			SW	SW	IRR	38.0
			SE	SW	IRR	32.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
04N	01E	14	NE	SE		IRR	37.0
			NW	SE		IRR	39.0
			SW	SE		IRR	35.0
			SE	SE		IRR	38.0
						Section Acres	480.0
		15	NE	NE		IRR	37.0
			SE	NE		IRR	38.0
						Section Acres	75.0
		23	NE	NE		IRR	35.0
			NW	NE		IRR	37.0
			SW	NE		IRR	10.0
			SE	NE		IRR	35.0
			NE	SE		IRR	15.0
						Section Acres	132.0
		24	NE	NE		IRR	15.0
			NW	NE		IRR	38.0
			SW	NE		IRR	35.0
			SE	NE		IRR	15.0
			NE	NW		IRR	35.0
			NW	NW		IRR	35.0
			SW	NW		IRR	35.0
			SE	NW		IRR	10.0
			NE	SW		IRR	25.0
			NW	SW		IRR	39.0
			SW	SW		IRR	10.0
			SE	SW		IRR	20.0
			NE	SE		IRR	5.0
			NW	SE		IRR	30.0
			SW	SE		IRR	15.0
			SE	SE		IRR	15.0
						Section Acres	377.0
		25	NE	NE		IRR	20.0
						Section Acres	20.0
	02E	18	SW	SW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		20.0
		19	NE	NE	IRR	2.0
			NW	NE	IRR	15.0
			SW	NE	IRR	5.0
			SE	NE	IRR	5.0
			NE	NW	IRR	30.0
			NW	NW	IRR	15.0
			SW	NW	IRR	30.0
			SE	NW	IRR	32.0
			NE	SW	IRR	30.0
			NW	SW	IRR	37.0
			SW	SW	IRR	30.0
			SE	SW	IRR	35.0
			NE	SE	IRR	20.0
			NW	SE	IRR	20.0
			SW	SE	IRR	25.0
			SE	SE	IRR	35.0
				Section Acres		366.0
		20	SW	SW	IRR	35.0
				Section Acres		35.0
		29	NW	NW	IRR	15.0
			SW	NW	IRR	25.0
			NW	SW	IRR	25.0
			SW	SW	IRR	25.0
				Section Acres		90.0
		30	NE	NE	IRR	15.0
			NW	NE	IRR	25.0
			SW	NE	IRR	30.0
			SE	NE	IRR	25.0
			NE	NW	IRR	30.0
			NW	NW	IRR	35.0
			SW	NW	IRR	15.0
			SE	NW	IRR	25.0
			NE	SW	IRR	20.0
			NE	SE	IRR	10.0
			NW	SE	IRR	25.0
			SE	SE	IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		260.0
		31	NE	NE	IRR	3.0
				Section Acres		3.0
		32	NE	NW	IRR	15.0
			NW	NW	IRR	15.0
			SE	NW	IRR	4.0
			NE	SW	IRR	1.0
				Section Acres		35.0
	01W	1	NW	NW	IRR	7.0
			SW	NW	IRR	13.0
				Section Acres		20.0
05N	01W	33	SE	NW	IRR	15.0
			NE	SW	IRR	2.0
				Section Acres		17.0
				Total Acres		2542.0

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:
LIC.63-2360 & POSSIBLY B/U RT.FROM DEVELOPED WATERS.

14. Remarks:
LANDS DESCRIBED AS PLACES OF USE ARE THOSE IRRIGATED BY WATER DECREED FOR RT.# 63-0147 AND DELIVERED TO BVIDCO CONTROL GATE IN T04N,R02E,SEC.32,NWSWNE,UNDER AGREEMENT WITH FARMER'S UNION DITCH CO. LTD.,OR WATERS SO DECREED FOR LANDS LYING BEYOND THE BVIDCO GATE LYING EITHER ABOVE OR BELOW THE FARMERS'S UNION DITCH HELD BY BVIDCO SHAREHOLDERS AND DELIVERED BY AGREEMENT WITH FARMER'S UNION DITCH. ALL LANDS DESCRIBED ARE OWNED BY THE VARIOUS SHARE HOLDERS OF BVIDCO STOCK.
USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 63
CLAIM AMENDED PER TRANSFER 4381 APPROVED 3/14/1996. 4/26/96 MTS
THE RIGHT HOLDER SHALL MAINTAIN A MEASURING DEVICE AND

14. Remarks: Continued

LOCKABLE CONTROLLING WORKS OF A TYPE APPROVED BY THE DEPARTMENT IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

THIS RIGHT 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.

APPROVAL OF TRANSFER 5119 DOES NOT GRANT ANY RIGHT-OF-WAY OR EASEMENT FOR USE OF A DELIVERY SYSTEM OWNED BY PERSON(S) OTHER THAN THE RIGHT OWNER.

DURING THE PERIOD BEGINNING OCTOBER 16 AND ENDING NOVEMBER 15 OF ANY IRRIGATION SEASON, THE RIGHT HOLDER WILL FOREGO ITS RIGHT TO DIVERT WATER FROM THE ADDITIONAL POINT OF DIVERSION IDENTIFIED UNDER TRANSFER 5119 IF THE AMOUNT OF WATER RELEASED FROM LUCKY PEAK DAM INTO THE BOISE RIVER IS EQUAL TO OR LESS THAN 240.0 CUBIC FEET PER SECOND.

DURING THE PERIOD BEGINNING MARCH 16 AND ENDING APRIL 15 OF ANY IRRIGATION SEASON, THE RIGHT HOLDER WILL FOREGO ITS RIGHT TO DIVERT WATER FROM THE ADDITIONAL POINT OF DIVERSION IDENTIFIED UNDER TRANSFER 5119 IF THE AMOUNT OF WATER RELEASED FROM LUCKY PEAK DAM INTO THE BOISE RIVER IS EQUAL TO OR LESS THAN 1,000 CUBIC FEET PER SECOND.

SEE ALSO ADDITIONAL CONDITONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5119 IN FILE.

CLAIM AMENDED PER TRANSFER NO. 5119 APPROVED 02/04/1998.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/16/1906

FARMER'S COOP DITCH CO.		RIVERSIDE IRRIG.DISTRICT, LTD
Decree Plaintiff	vs	Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

_____
Signature of Authorized Agent

_____
Title and Organization

_____
Date

State of Idaho)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

Western AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

RECEIVED
APR 0 8 1998
WATER RESOURCES
WESTERN REGION

TRANSFER NO. 5119
WATER RIGHT NO. 63-00147B

This is to certify that: **BOISE VALLEY IRRIGATION DITCH CO**
4822 ALAMOSA LANE
BOISE ID 83703

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
IRRIGATION	03/15 to 11/15	3.97 CFS	892.8 AF

SOURCE	TRIBUTARY OF
BOISE RIVER	SNAKE RIVER

Priority: 06/01/1865

LOCATION OF POINT(S) OF DIVERSION: Lot 7(NWNE), Sec. 4, Township 02N, Range 03E
ADA County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
02N	02E	1	NENE	3.0	SENE	1.0			4.0
	03E	5	NENE	0.5	NWNE	1.0	NWNW	1.0	2.5
		6	NENE	0.5	NWNE	6.0	SWNE	1.0	
			SENE	2.0	NENW	25.0	NWNW	13.0	
			SENW	1.0					48.5
03N	02E	36	NESE	0.5	SESE	2.0			2.5
	03E	31	NESW	6.0	NWSW	7.0	SWSW	23.0	
			SESW	31.5	NESE	15.0	NWSE	3.5	
			SWSE	21.5	SESE	15.0			122.5
		32	NESW	2.0	NWSW	2.5	SWSW	1.9	
			SESW	1.0	NWSE	2.0	SWSE	8.0	
			SESE	1.0					18.4
					Total number of acres irrigated:				198.4

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

TRANSFER NO. 5119
WATER RIGHT NO. 63-00147B

CONDITIONS OF APPROVAL AND REMARKS

3. 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.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Approval of Transfer 5119 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
8. During the period beginning October 16 and ending November 15 of any irrigation season, the right holder will forego its right to divert water from the additional point of diversion identified under Transfer 5119 if the amount of water released from Lucky Peak Dam into the Boise River is equal to or less than 240.0 cubic feet per second.
9. During the period beginning March 16 and ending April 15 of any irrigation season, the right holder will forego its right to divert water from the additional point of diversion identified under Transfer 5119 if the amount of water released from Lucky Peak Dam into the Boise River is equal to or less than 1,100 cubic feet per second.

Dated this 4th day of February, 1998

Chief, Water Allocation Bureau

MEMORANDUM

Date: January 21, 1998

To: Pam

From: Jim Johnson

Subject: Boise Valley Transfer 5119

Finalizing this transfer had been delayed because Vic Conrad was trying to get an amended withdraw of protest from Idaho Rivers United. After several unsuccessful attempts Vic has now asked us to proceed. I have informed him that we propose to approve the transfer as follows.

- Split the water right into A & B
- Part B will not include a permissible place of use
- Part B will show only one point of diversion
- Part B will only include paragraph 1 and 2 of the Withdraw of Protest and Agreement of Conditions.
- A copy of the approved transfer (preliminary order) will be sent to both protestants allowing them to file a petition for reconsideration.

If you have any questions please let me know.

Form 222
1-87

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED
NOV 28 1995
WATER RESOURCES
WESTERN REGION

Name of applicant BOISE VALLEY IRRIGATION DITCH COMPANY Phone (208) 342-7136

Post Office address 4822 Alamosa Lane, Boise, Idaho 83703

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
   ☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes To add a point of diversion and increase the Boise Valley Irrigation Ditch Company's service area. The total number of irrigated acres within the new and old service area combined will remain unchanged as a result of this transfer.

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

1.

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	
63-00147	June 1, 1865	54.58 c.f.s.	Irrigation	3-15	to 11-15
					to
					to
					to

2. Total amount of water being transferred 4.5 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
7		NW	NE	4	2N	3E	Ada	
	NE	SE	NE	5	3N	2E	Ada	

5. Lands irrigated or place of use: The area described below identifies only the new lands to be added to the existing Boise Valley service area.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	3E	4							26	7	40	35	39	36		40	38		261
		5			*37	39			*24	*33	40	40	30	40	40	40	40	40	443
		8	40	39			38	39											156
		10									30	40		40	20		20		150
		15	10	40	39		40	39	40	39	25	36							308
		9	40			40													80

NOTE: Area described here is requested Permissible Place of Use to be added to existing Boise Valley Service Area. Attached map illustrates boundary of existing Boise Valley Service Area.

Transfer No. _____

PART 1

6. General Information:

a. Description of diversion system Diversion Dam, Pumps, Pipeline

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Some of the land formerly irrigated within Boise Valley's service area is no longer irrigated within this water right as a result of Urban Development.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19____.

_____

WR0749NP
No. 63-00147

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/16/
PAGE:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	USE PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
C	BOISE VALLEY IRRIGATION DITCH CO 4822 ALANOSA BOISE ID 83703-4332	06/01/1865	IRRIGATION	03/15	11/15	54.580 CFS	11439.00 AF/
				TOTAL DIVERSION:		54.580 CFS	11439.00 AF/

Water Source: BOISE RIVER Tributary to: SNAKE RIVER Stage: DECREED

Point(s) of Diversion: T03N R02E S05 SENE ADA County

Point of Diversion Name(s):

		Name	Rate	Number
T03N R02E S05	SE NE	FARMERS UNION CANAL		

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	
T	R	S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
04N	01E	3												29			10		39.0
04N	01E	10	35	20	10	30									36	38	20	10	199.0
04N	01E	11											25	15		05	12		57.0
04N	01E	13			05				30	20	38	35	35	35	20	35	39	25	317.0
04N	01E	14	05	25	38	38	35	35	15	20	25	25	38	32	37	39	35	38	480.0
04N	01E	15	37			38													75.0
04N	01E	23	35	37	10	35									15				132.0
04N	01E	24	15	38	35	15	35	35	35	10	25	39	10	20		30	15	15	372.0
04N	01E	25	20																20.0
04N	02E	18											20						20.0
04N	02E	19	02	15	05	05	30	15	30	32	30	37	30	35	20	20	25	35	366.0
04N	02E	20											35						35.0
04N	02E	29						15	20				25						60.0
04N	02E	30	15	25	30	25	30	35	15	25	20				07	25		05	257.0
04N	02E	31	03																3.0
04N	02E	32					15	15	08	31	04								73.0
04N	01W	1						07	13										20.0
05N	01W	33								15	02								17.0
																TOTAL ACRES			2542.0

Pou County: ADA

Conditions of Approval:

R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 63.

R43 - A measuring device and lockable controlling works of a type
- approved by this Department shall be maintained on the diverting
- works in a manner that will provide the watermaster suitable
- control of the diversion.

R32 - This right when combined with all other rights shall provide no

Conditions of Approval:

- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.

T04 - Approval of this transfer in no way grants any right-of-way or
- easement for use of a delivery system owned by person(s) other
- than the right owner.

T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.

T08 - Failure to comply with the conditions of this transfer is cause
- for the director to issue an order to show cause why the approval
- of the transfer should not be rescinded.

T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.

Dates: App. Received: Priority Date: 06/01/1865
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 63 Field Exam Fee:

Comments: Date: 07/11/1994 User-ID: CHODGES Subject: TRANSFER NO 381
Transfer filed 6/8/94 to modify place of use and nature of use
of 15 acres irrigation per sale and transfer of Boise Valley
Irrigation Ditch Co. shares.
Following review of the proposed change, approval presents
transfer of acres within the BVID Co. system.

Audit: 05/28/85 05/01/88 CONVERT 08/27/90 CURTIS 07/11/94 CHODGES
02/27/96 PSKAGGS 02/27/96 PSKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. 63-00147 Decreed to BOISE VALLEY IRRIGATION DITCH COMPANY

   in case of Farmers Co-Op Ditch Company vs. Riverside Irrigation District

   dated January 18, 1906 in _____ county of Canyon

   b. License No. _____ issued by the Idaho Department of Water Resources.

   c. Claim No. A63-00147 on file with the Idaho Department of Water Resources.

   d. Transfer No. _____ which produced this right.

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

   ☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority 6-1-1865

5. Water is used for the following purpose:

   amount 54.58 c.f.s. (cfs/ac-ft) for Irrigation purposes from 3-15 to 11-15

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

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

6. Total amount of water under right 54.58 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	NE	5	3N	2E	Ada	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
			Lands irrigated are within the boundaries of the Boise Valley																
			Irrigation Ditch Company (Map Attached)																

Total acres _____

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

6

PART 2

Transfer No. _____

has any portion of this water right undergone a period of five or more consecutive years of non-use?

s, describe _____

PORTION OF RIGHT BEING TRANSFERRED

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

.s. _____ for Irrigation purposes from 3-15 to 11-15

_____ for _____ purposes from _____ to _____

_____ for _____ purposes from _____ to _____

n:

	Sec.	Twp.	Rge.	County	Local name for diversion
:	4	2N	3E	Ada	

ace of use: The area described here identifies only the new lands to be added to the existing Boise Valley service area.

NE ¼				NW ¼				SW ¼				SE ¼				Totals
E ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
						26	7	40	35	39	36		40	38		261
		*37	39			*24	*33	40	40	30	40	40	40	40	40	443
0	39			38	39											156
)			40													80
								30	40		40	20		20		150
0	40	39		40	39	40	39	25	36							308

Hwy 21

Permissible Place of Use to be added to existing Boise Valley Service Area.

Total acres 1,398.00

JNCHANGED PORTION OF RIGHT *(omit if there is no change)*

_____ for Irrigation purposes from 3-15 to 11-15

_____ for _____ purposes from _____ to _____

_____ for _____ purposes from _____ to _____

	Sec.	Twp.	Rge.	County	Local name for diversion
	5	3N	2E	Ada	

ace of use:

NE ¼				NW ¼				SW ¼				SE ¼				Totals
E ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
Lands irrigated are within the boundaries of the Boise Valley																
Irrigation Ditch Company Service Area.																
Map of Existing Boundary Attached)																

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

No. If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount 4.5 c.f.s. (cfs/ac-ft) for Irrigation purposes from 3-15 to 11-15
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
7		NW	NE	4	2N	3E	Ada	

3. Lands irrigated or place of use: The area described here identifies only the new lands to be added to the existing Boise Valley service area.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	3E	4							26	7	40	35	39	36		40	38		261
		5			*37	39			*24	*33	40	40	30	40	40	40	40	40	443
		8	40	39			38	39											156
		9	40			40													80
		10									30	40		40	20		20		150
		15	10	40	39		40	39	40	39	25	36							308

* Lying South of Hwy 21

Permissible Place of Use to be added to existing Boise Valley Service Area.

Total acres 1,398.00

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

1. amount 50.08 (cfs/ac-ft) for Irrigation purposes from 3-15 to 11-15
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	NE	5	3N	2E	Ada	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
			Lands Irrigated are within the boundaries of the Boise Valley																
			Irrigation Ditch Company Service Area.																
			(Map of Existing Boundary Attached)																

Total acres _____

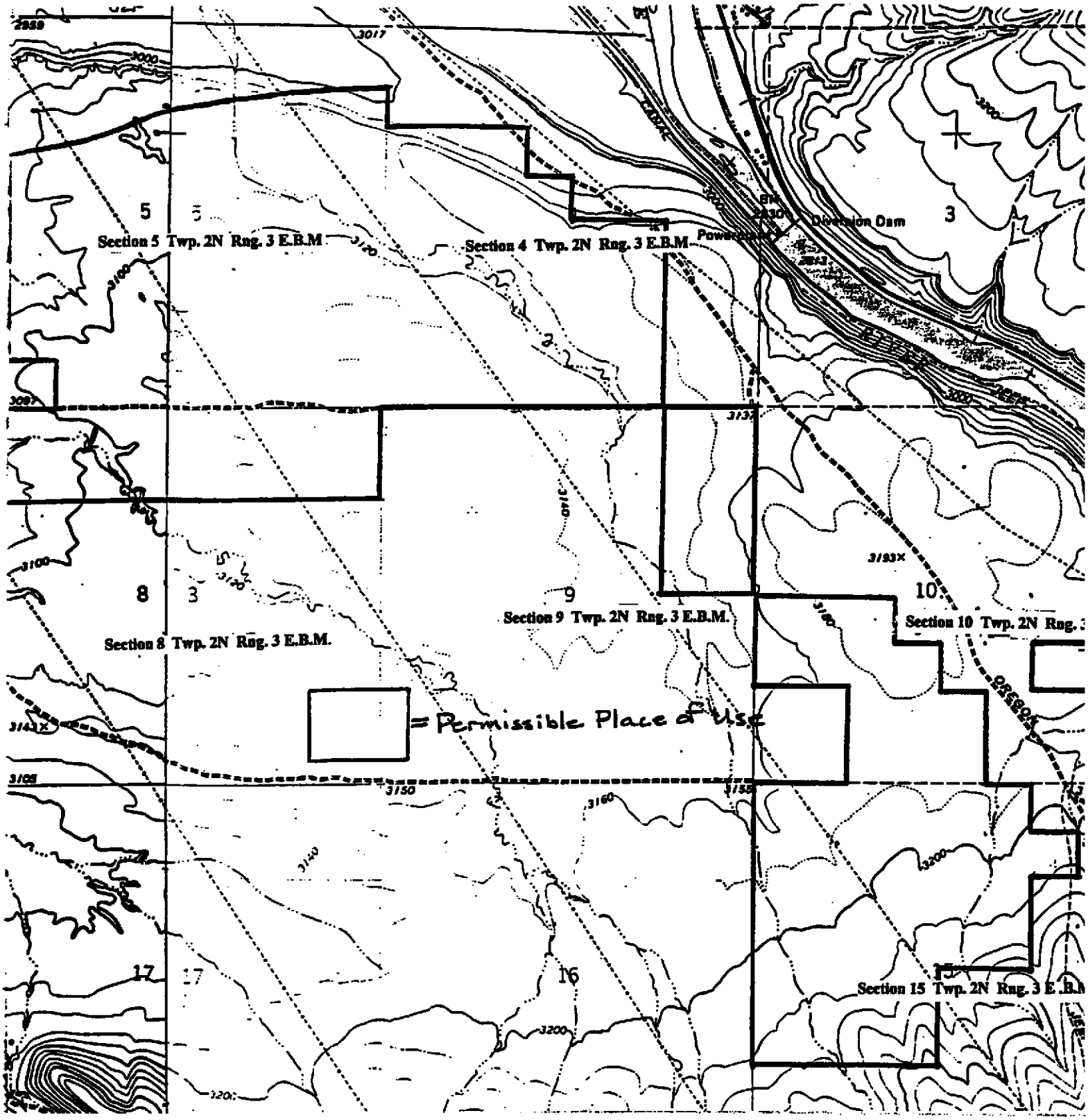
Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

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



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

 Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				_____ to _____
				_____ to _____

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

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

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

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

Boise Valley Irrigation Ditch Company

By: Dee Gibbens

Dee Gibbens, President (Signature of Applicant)

Subscribed and sworn to before me this 28th day of November, 19 95.

LAURA A. BRUNSON NOTARY PUBLIC STATE OF IDAHO

Laura A Brunson

(Notary Public)

My commission expires 10/29/99

+3 Amendment letters **FOR DEPARTMENT USE ONLY**

Transfer contains 6 pages and 2 attachments

Received by VR Date ① 11-28-95 Protest filed by _____

Prelim. check by _____ Fee ① $50 — ② $50 —

Receipted by VR ① #W020140 Date ① 11-29-95

VR ② W021240 ② 7-22-96

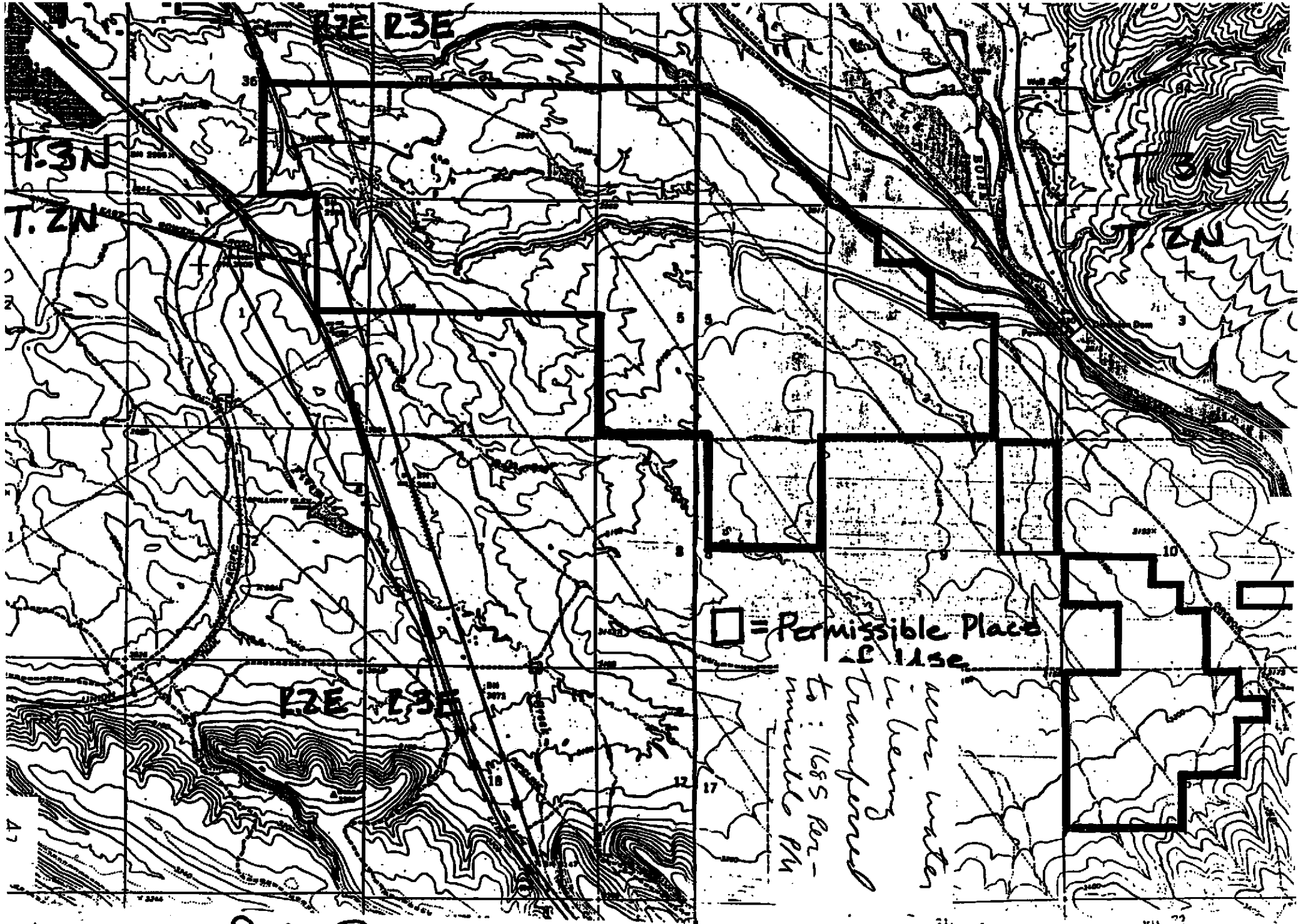
Published in _____ Copies of protest forwarded by _____

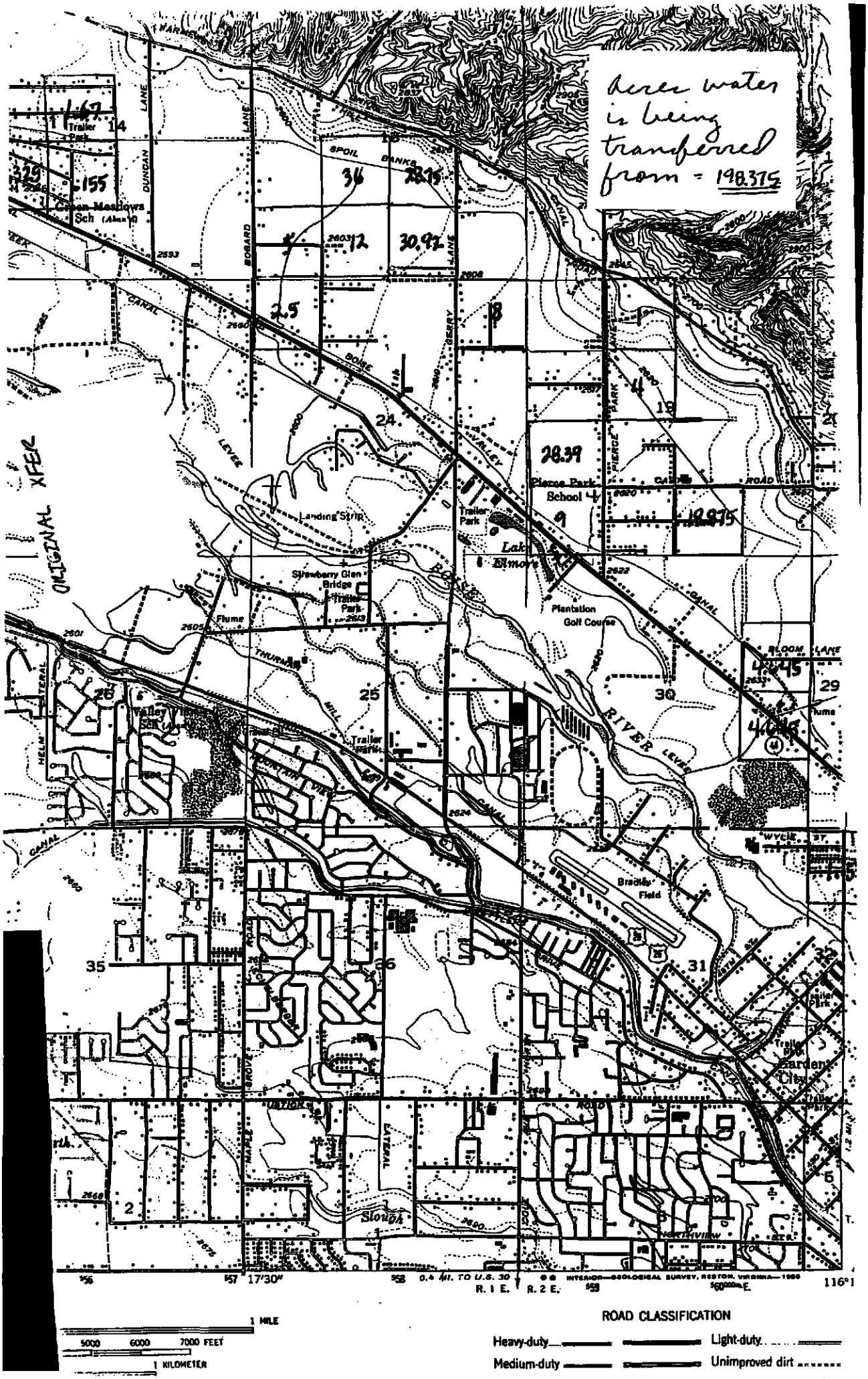
Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____


R2E R3E
T.3N
T.2N
R2E R3E
T.3N
T.2N
= Permissible Place of Use
Water will be diverted to the Lucky Peak Pumping Plant
ise South Quad reduced to 70% of original
Lucky Peak Quad reduced to 70% of orig


Green water is being transferred from = 198.375
ORIGINAL XFER
Trailer Park
Pierce Park School
Landing Strip
Strawberry Glen Bridge
Trailer Park
Flume
Plantation Golf Course
Bradley Field
Garden City
Slough
RIVER LEVEE
CANAL
LATERAL
ROAD
LANE
1 MILE
5000 6000 7000 FEET
1 KILOMETER
ROAD CLASSIFICATION
Heavy-duty
Medium-duty
Light-duty
Unimproved dirt

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: **A63-00147**
Date Received: 7/28/1989
Receipt No: C008662
Received By: _____

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

1. Name: BOISE VALLEY IRRIGATION DITCH CO 208-342-7136
   Address: C/O WILMA RANSOM SECY
   4822 ALAMOSA LANE
   BOISE ID 83703

2. Date of Priority: JUN 1, 1865

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
03N	02E	5	NE SE NE		ADA

5. Description of diverting works:
   FRM.RIV.VIA FARM.UN.TO BVIDCO GATE,NWSWNE,S32,T4N,R2E,FOR DISTR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	54.580		

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

8. Total consumptive use is 8753.5 Acre Feet Per Annum.

9. Non-irrigation uses:
   STKWTR.INCIDENTAL TO IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	3	SE SW		IRR	29.0
			SW SE		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		39.0
		10	NE NE		IRR	35.0
			NW NE		IRR	20.0
			SW NE		IRR	10.0
			SE NE		IRR	30.0
			NE SE		IRR	36.0
			NW SE		IRR	38.0
			SW SE		IRR	20.0
			SE SE		IRR	10.0
				Section Acres		199.0
		11	SW SW		IRR	25.0
			SE SW		IRR	15.0
			NW SE		IRR	5.0
			SW SE		IRR	12.0
				Section Acres		57.0
		13	SW NE		IRR	5.0
			SW NW		IRR	30.0
			SE NW		IRR	20.0
			NE SW		IRR	38.0
			NW SW		IRR	35.0
			SW SW		IRR	35.0
			SE SW		IRR	35.0
			NE SE		IRR	20.0
			NW SE		IRR	35.0
			SW SE		IRR	39.0
			SE SE		IRR	25.0
				Section Acres		317.0
		14	NE NE		IRR	5.0
			NW NE		IRR	25.0
			SW NE		IRR	38.0
			SE NE		IRR	38.0
			NE NW		IRR	35.0
			NW NW		IRR	35.0
			SW NW		IRR	15.0
			SE NW		IRR	20.0
			NE SW		IRR	25.0
			NW SW		IRR	25.0
			SW SW		IRR	38.0
			SE SW		IRR	32.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
04N	01E	14	NE	SE		IRR	37.0
			NW	SE		IRR	39.0
			SW	SE		IRR	35.0
			SE	SE		IRR	38.0
						Section Acres	480.0
		15	NE	NE		IRR	37.0
			SE	NE		IRR	38.0
						Section Acres	75.0
		23	NE	NE		IRR	35.0
			NW	NE		IRR	37.0
			SW	NE		IRR	10.0
			SE	NE		IRR	35.0
			NE	SE		IRR	15.0
						Section Acres	132.0
		24	NE	NE		IRR	15.0
			NW	NE		IRR	38.0
			SW	NE		IRR	35.0
			SE	NE		IRR	15.0
			NE	NW		IRR	35.0
			NW	NW		IRR	35.0
			SW	NW		IRR	35.0
			SE	NW		IRR	10.0
			NE	SW		IRR	25.0
			NW	SW		IRR	39.0
			SW	SW		IRR	10.0
			SE	SW		IRR	20.0
			NE	SE		IRR	5.0
			NW	SE		IRR	30.0
			SW	SE		IRR	15.0
			SE	SE		IRR	15.0
						Section Acres	377.0
		25	NE	NE		IRR	20.0
						Section Acres	20.0
	02E	18	SW	SW		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		20.0
		19	NE	NE	IRR	2.0
			NW	NE	IRR	15.0
			SW	NE	IRR	5.0
			SE	NE	IRR	5.0
			NE	NW	IRR	30.0
			NW	NW	IRR	15.0
			SW	NW	IRR	30.0
			SE	NW	IRR	32.0
			NE	SW	IRR	30.0
			NW	SW	IRR	37.0
			SW	SW	IRR	30.0
			SE	SW	IRR	35.0
			NE	SE	IRR	20.0
			NW	SE	IRR	20.0
			SW	SE	IRR	25.0
			SE	SE	IRR	35.0
				Section Acres		366.0
		20	SW	SW	IRR	35.0
				Section Acres		35.0
		29	NW	NW	IRR	15.0
			SW	NW	IRR	25.0
			NW	SW	IRR	25.0
			SW	SW	IRR	25.0
				Section Acres		90.0
		30	NE	NE	IRR	15.0
			NW	NE	IRR	25.0
			SW	NE	IRR	30.0
			SE	NE	IRR	25.0
			NE	NW	IRR	30.0
			NW	NW	IRR	35.0
			SW	NW	IRR	15.0
			SE	NW	IRR	25.0
			NE	SW	IRR	20.0
			NE	SE	IRR	10.0
			NW	SE	IRR	25.0
			SE	SE	IRR	5.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
				Section Acres		260.0
		31	NE	NE	IRR	3.0
				Section Acres		3.0
		32	NE	NW	IRR	15.0
			NW	NW	IRR	15.0
			SE	NW	IRR	4.0
			NE	SW	IRR	1.0
				Section Acres		35.0
	01W	1	NW	NW	IRR	7.0
			SW	NW	IRR	13.0
				Section Acres		20.0
05N	01W	33	SE	NW	IRR	15.0
			NE	SW	IRR	2.0
				Section Acres		17.0
				Total Acres		2542.0

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:
LIC.63-2360 & POSSIBLY B/U RT.FROM DEVELOPED WATERS.

14. Remarks:
LANDS DESCRIBED AS PLACES OF USE ARE THOSE IRRIGATED BY WATER DECREED FOR RT.# 63-0147 AND DELIVERED TO BVIDCO CONTROL GATE IN T04N,R02E,SEC.32,NWSWNE,UNDER AGREEMENT WITH FARMER'S UNION DITCH CO. LTD.,OR WATERS SO DECREED FOR LANDS LYING BEYOND THE BVIDCO GATE LYING EITHER ABOVE OR BELOW THE FARMERS'S UNION DITCH HELD BY BVIDCO SHAREHOLDERS AND DELIVERED BY AGREEMENT WITH FARMER'S UNION DITCH. ALL LANDS DESCRIBED ARE OWNED BY THE VARIOUS SHARE HOLDERS OF BVIDCO STOCK. AT ONE TIME IT WAS PROPOSED TO SPLIT THIS RIGHT INTO A AND B PORTIONS BY TRANSFERS #1982 AND #1983. THESE TRANSFERS WERE NEVER PROCESSED TO COMPLETION AND ACCORDING TO THE FILE WERE APPARENTLY WITHDRAWN, HENCE THE RIGHT IS BEING CLAIMED AS A SINGLE ENTITY.

14. Remarks: Continued
USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 63
CLAIM AMENDED PER TRANSFER 4381 APPROVED 3/14/1996. 4/26/96 MTS

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/16/1906

FARMER'S COOP DITCH CO. (Decree Plaintiff) vs RIVERSIDE IRRIG.DISTRICT, LTD (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 Rive Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pa 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)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____