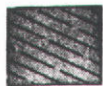


IRRIGATION WATER SOURCES

Data based on 1975 agricultural season



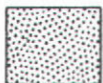
Private groundwater diversions



Combined small district and private Boise River diversions



Boise - Kuna Irrigation District (Boise River diversion)



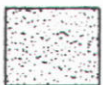
Eagle Island Water Users (Boise River diversion)



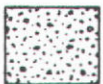
Farmers Union Ditch Co. (Boise River diversion)



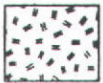
Little Pioneer Ditch Co. (Boise River diversion)



Nampa - Meridian Irrigation District (Boise River diversion)



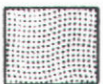
New York Irrigation District (Boise River diversion)



Pioneer Irrigation District (Boise River diversion)



Settlers Irrigation District (Boise River diversion)



Private Boise River tributary diversions



District surface water and supplemental private groundwater diversion

MICROFILMED
OCT 24 1983

EXHIBIT

B

Blumberg No. 6119



IDAHO DEPARTMENT OF WATER RESOURCES

CLAIM NO. 63-120H

Prepared by:
Jan Shurte
Date: 1-18-05

TWP 3N RGE 2W

1987 NAPP

 **Place of Use**

 **Section Lines**

 **1/41/4**

 **Pt of Diversion**



0 1320 Feet

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: A63-00120H
Date Received: 9/ 8/1989
Receipt No: C011305
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: FAY WHITE
Address: 4015 N. MERIDIAN ROAD
MERIDIAN ID

888-2526
83642

2. Date of Priority: JUN 1, 1864

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	9		NW	NW		ADA

5. Description of diverting works:

REINFORCED CONCRETE DAM IN RIVER TO EARTHEN CANAL AND LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

7. Total Quantity Appropriated is:

0.600 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 420.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02W	25	NE	SE		IRR	40.0
			SE	SE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
04N	01W	36	SE	NE	IRR	40.0
					Section Acres	40.0
					Total Acres	120.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-0230, 63-0231, 63-5262, 63-3618, 63-3614

14. Remarks:

TRANS. 595.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.

Decree Plaintiff

RIVERSIDE IRR. DIST.

vs Decree Defendant

RECORDED
OCT 24 1995

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

renumbered: A63-00120F
Ident. Number: ~~A63-00120F~~
Date Received: 9/08/1989
Receipt No: C011305
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FAY WHITE
Address: 4015 N. MERIDIAN ROAD
MERIDIAN, ID 83642
2. Date of Priority: JUN 01, 1864
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	9	NW	NW			ADA
5. Description of diverting works:
REINFORCED CONCRETE DAM IN RIVER TO EARTHEN CANAL AND LATERALS
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		
7. Total Quantity Appropriated is:
0.600 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 420.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02W	25	NE	SE		IRR	40.0
			SE	SE		IRR	40.0

10: Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
04N	01W	36	SE	NE	IRR	40.0
					Section Acres	40.0
					Total Acres	120.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-0230, 63-0231, 63-5262, 63-3618, 63-3614

14. Remarks:

TRANS. 595.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

FARMERS CO-OP DITCH CO.

Decree Plaintiff

vs

RIVERSIDE IRR. DIST.

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

RECEIVED
OCT 23 1990

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

9-08-892011305NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Fay White Phone () Mailing Address 4015 N. Meridian Rd., Meridian, ID Zip 836422. Date of Priority (Only one (1) per claim) June 1, 18643. Source of water supply (a) Boise River
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 3N Range 2E Section 9,
1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of AdaAdditional points of diversion if any:

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

Township Range Section , 1/4 of 1/4 of 1/4,Govt. Lot B.M., County of ending point is: Township Range Section , 1/4 of 1/4 of1/4, Govt. Lot B.M., County of 5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Reinforced concrete diversion dam
in river to earthen canal, to earthen lateral ditch system.

MICROFILMED

OCT 24

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount .30 or _____

For irrigation purposes from 3/15 to 11/15 amount .30 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .60 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 420 acre feet per annum.

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

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	1W	36				40													40
3N	2W	25													40			40	80

Total number of acres irrigated 120

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
Water Right Nos. 63-0230, 63-0231, 63-05262, 63-03618, and or None ()
63-03614

14. Remarks: A power of attorney (Exhibit A) provides written authorization
for the Chairman of Settlers Irrigation District to file this claim.
This water right is evidenced by transfer no. 595 (Exhibit C)

Last Name White Ident No. _____

Copies: White -State, Yellow-Claimant

MICROFILMED
OCT 24 1964

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

~~CONFIDENTIAL~~

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree x
If applicable provide IDWR Water Right Number 63-0120
Court _____ Case Number _____ Decree Date _____
Plaintiff vs 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 x
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 3

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

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Chairman Title
of Settlers Irrigation District Organization, that I have signed the foregoing
document in the space below as Chairman Title of Settlers Irrigation District Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Don Smutcher
Title and Organization Chairman / President Date 9/5/89

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

Subscribed and sworn (or affirmed) before me this 5th day of Sept 19 89

SEAL

Notary Public Zoe Ann M. Bieandi

Residing at Meridian Id

My Commission Expires 8-1-93

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

MICROFILMED
OCT 28 1986

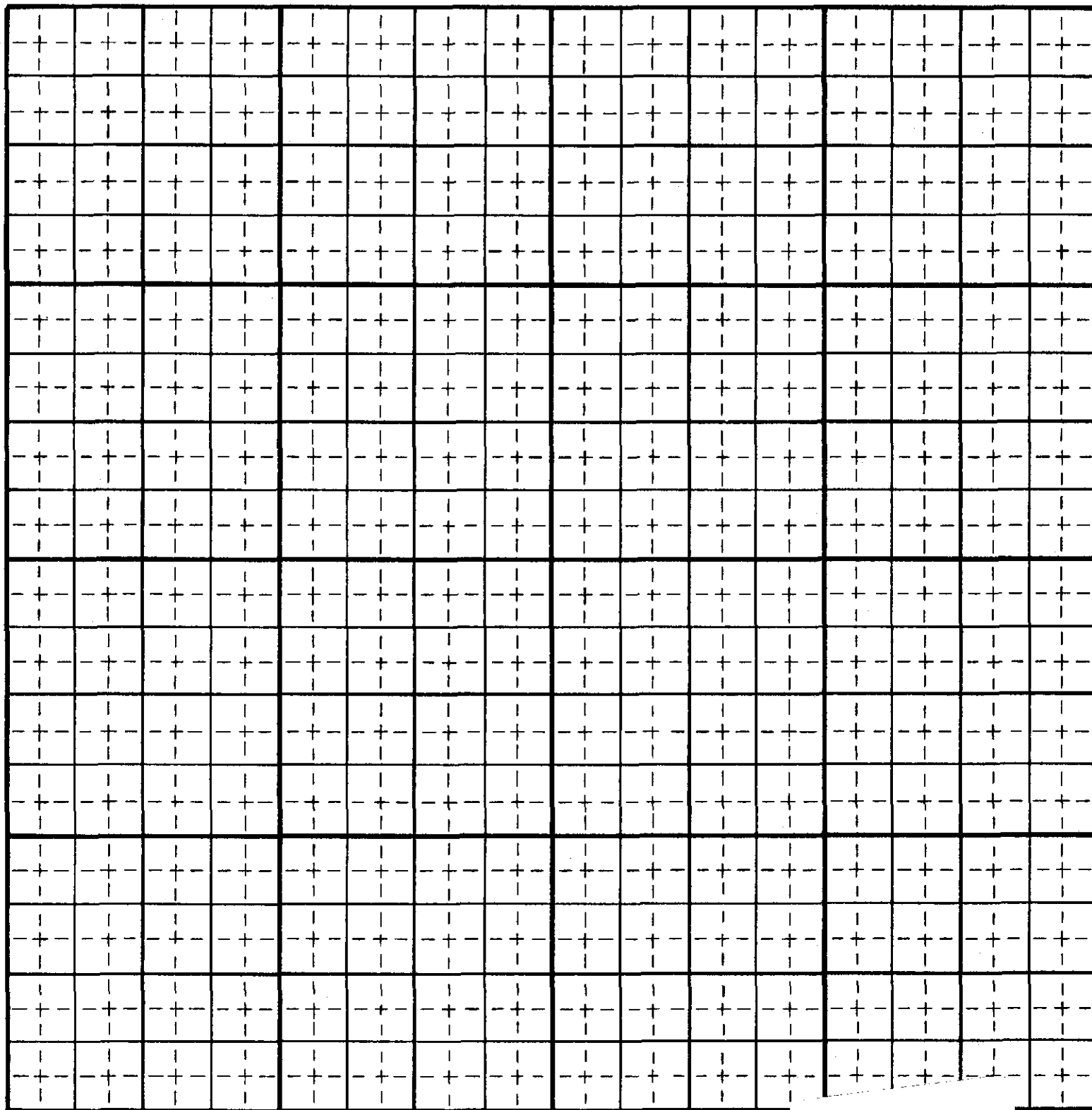
Last Name White Ident. Number _____

Copies White-State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

See Exhibit B



MICROFILMED
OCT 24 1996

Last Name White Ident No. _____

Copies: White-State, Yellow-Claimant

Water Right Number - 63-00120F

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

+ - - - -	Last Name	- - - +	+ - First Name	- - +	+ - - - -	Address	- - - - -
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*** C - CURRENT OWNER ***
BOISE TRUST CO.

$$\begin{array}{ccc} 1 & 1 & 1 \\ 1 & 2 & 3 \end{array}$$
State-
zip-

Phone -

THOMAS

1 1
1 2State-
zip-

City- Phone -

[illegible]

```

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

```

Eng	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
Eng	Sec	Tract	Lot	Rflg	County	Point of Diversion

Code	Description	period From	Water Use period To	Diversion Rate	Diversion Volume

01 - IRRIGATION
43 - DOMESTIC

0.400

- Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	+ - Total Consumptive Use - +	+ - KW Usage - +
0.400				

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

01	IRRIGATION	1	ADA
01	IRRIGATION	1	ADA
01	IRRIGATION	1	ADA

Total Acres:

- - Diversion Means -

- - Non-Irrigation Use - -

4 - Other Rights for Same Use -

TRANS.	595.	Remarks
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Water right number - 63-00120F Adj. flag translation: Standard Water Right Number

+ - - - - - Old Water Right Numbers - - - - - +
+ - - - - - Old Water Right Numbers - - - - - +
+ - - - - - No Old Water Right Numbers found. - - - - - +
+ - - - - - Conditions of Approval - - - - - +
+ - - - - - No Conditions of Approval found. - - - - - +

+ - - - - Decree Plaintiff - - - +
FARMERS CO-OP DITCH CO. - - - - - +
+ - - - - Decree Defendant - - - +
RIVERSIDE IRR. DIST. - - - - - +

+ - - - - Audit Fields - 05/28/85 05/01/88 CONVERT - - - - - +
+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000 Field Exam Made - 00/00/0000 Field Exam Fee -
Approved/Denied - 00/00/0000 Protested Date - 00/00/0000 Swan Falls -
Proof Made Date - 00/00/0000 Hearing Date - 00/00/0000 Temporary Right - P
Start Work Date - 00/00/0000 Verified Date - 05/28/1985 DLE/Carey Act -
Order Show Cause - 00/00/0000 Receipt Number - Water District -
Licensed Date - 00/00/0000 Appl Received - 00/00/0000 Transfer/Amended - T
Decree Date - 01/18/1906 Presumption Flag - Microfilm Roll Number -

Microfilm
007 24 00

#7702

LIMITED POWER OF ATTORNEY

I/We do hereby authorize and appoint Settlers Irrigation District and its duly elected and authorized officers and their agents to take all actions necessary or appropriate to prepare or cause to be prepared Notice of Water Right Claims and to execute and file the same on our behalf with the Idaho Department of Water Resources.

This authorization is limited to those Notice of Water Right Claims which describe and refer to water rights which allow the diversion and delivery of surface water from the Boise River through the Settlers Irrigation District water diversion and delivery system.

Date

8/3/89

Signature

Jay M. White
(Please print full name)

Date

8/3/89

Signature

Wanda White
(Please print full name)

EXHIBIT A

IRRIGATION WATER SOURCES

Data based on 1975 agricultural season



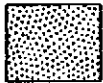
Private groundwater diversions



Combined small district and private Boise River diversions



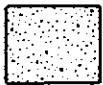
Boise - Kuna Irrigation District (Boise River diversion)



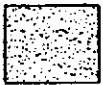
Eagle Island Water Users (Boise River diversion)



Farmers Union Ditch Co. (Boise River diversion)



Little Pioneer Ditch Co. (Boise River diversion)



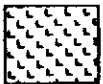
Nampa - Meridian Irrigation District (Boise River diversion)



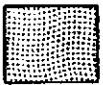
New York Irrigation District (Boise River diversion)



Pioneer Irrigation District (Boise River diversion)



Settlers Irrigation District (Boise River diversion)



Private Boise River tributary diversions



District surface water and supplemental private groundwater diversion

Exhibit No. 0110

EXHIBIT

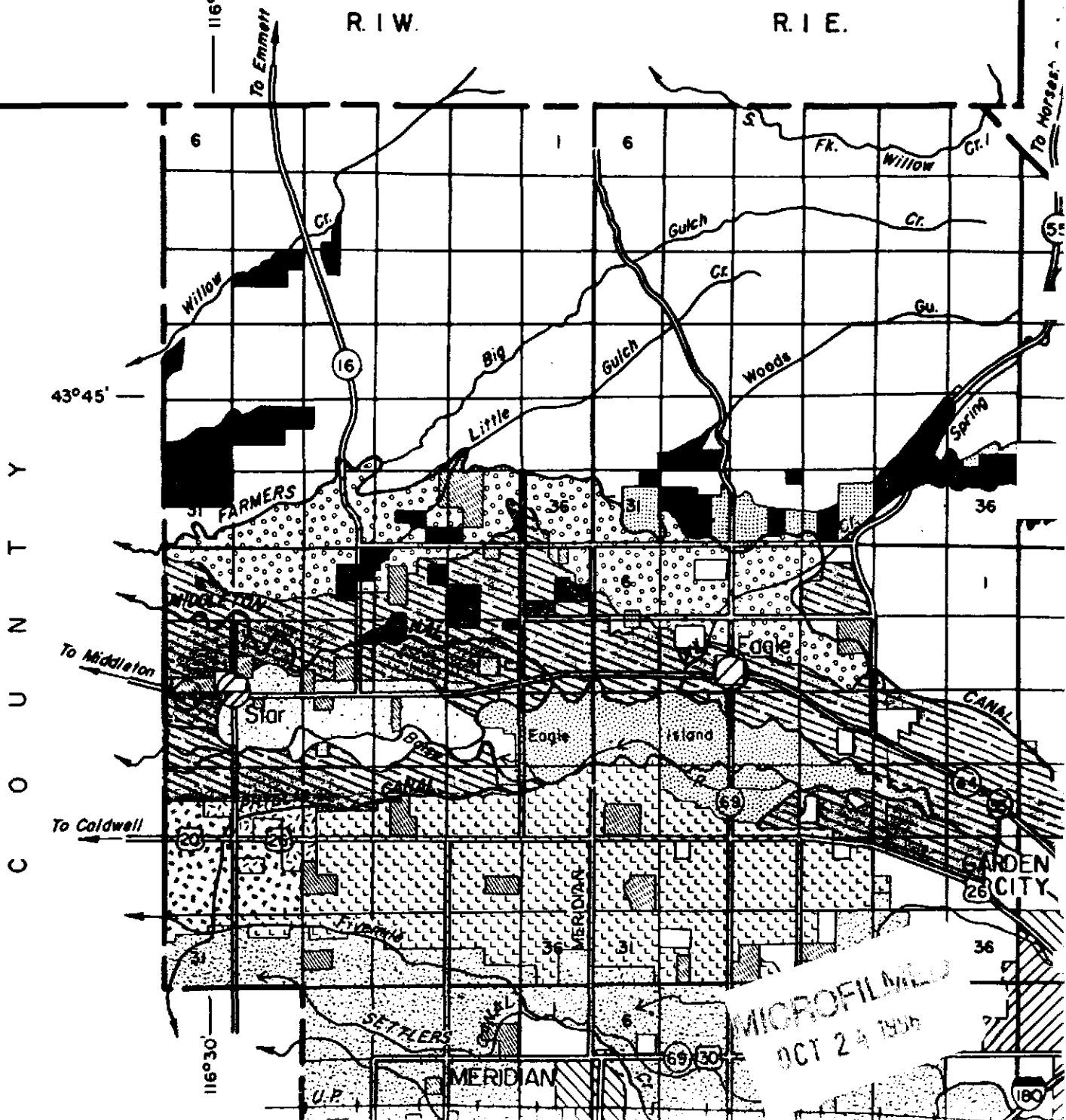
B



G E M C O U N T Y

R. I. W.

R. I. E.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right Number 595

THIS IS TO Certify that BOISE TRUST COMPANY, Boise, Idaho, with A. J. Gamble as President, is the owner of and using a certain water right, bearing date of priority of June 1, 1864 for 30 inches of the waters of Boise River, in the County of Ada, said water being decreed to Thomas Davis by decree of Judge Geo. H. Stewart of the 7th Judicial District of the State of Idaho, in and for the County of Canyon, in the case of

FARMERS' COOPERATIVE DITCH -vs- RIVERSIDE IRRIGATION
COMPANY, A corporation, DISTRICT, LIMITED

said decree bearing date of January 18, 1906, for the purpose of irrigating the following described lands, situate, lying and being in Water District 12-A, in the County of Ada, State of Idaho, to-wit:

Sections 10 and 11, Township 3 North, Range 2 East,
Boise Meridian.

THAT THE SAID Decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 5 of Decrees, at Page 410.

THAT THE SAID Applicant has become the owner of the said land and water right by decree of the court dated March 21, 1938, in the District Court of the Third Judicial District of the State of Idaho.

THAT NOW, UPON THE Application of A. J. GAMBLE, PRESIDENT OF THE BOISE TRUST COMPANY, of Boise, Idaho, for a Certificate of Transfer of Water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 30 inches of the waters of the Boise River, upon the lands above described, is HEREBY ABANDONED and the lands to be irrigated under such right and to which the water right hereby confirmed shall become appurtenant, by this Certificate, for irrigation and domestic purposes, are described as follows:

15 inches on the Southeast Quarter of the Northeast
Quarter of Section 36, Township 4 North, Range 1 West,
Boise Meridian,
15 inches on the East Half of the Southeast Quarter
of Section 25, Township 3 North, Range 2 West, Boise
Meridian.

situate, lying and being in the counties of Ada and Canyon respectively, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

30 inches of the waters of Boise River, with a date of
priority of June 1, 1864.

EXHIBIT C

-2-
THAT THE WATER RIGHTS, hereby transferred, have been diverted from the said Boise River at a point in the

Southwest Quarter of Section 13, Township 3 North,
Range 2 East, Boise Meridian,

and conducted to the lands first described herein through the Jacobs Canal, and will hereafter be conducted through the Settlers Irrigation District's Ditch and the Nampa Meridian Irrigation District's Canals.

THAT THE RIGHT To the use of the water aforesaid, hereby confirmed, is restricted to the lands or places of use specifically set forth in this transfer, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho, to be affixed at Boise, Idaho, this 27th day of September, 1938.

R. W. FARIS,
Commissioner of Reclamation

Paul H. Berg
By PAUL H. BERG
Deputy Commissioner

RECEIVED
SEP 27 1938

DATE RECEIVED 9/8/89

CK # 0011305

AMOUNT \$?

Required

	YES	NO	Info?
Is the name and address complete with zip code?	☒	☐	*
Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?	☒	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
(a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) N/A	☒	☐	
Is the legal description of the p.d. sufficient?	☒	☐	*
Is there a description of the diverting works?	☒	☐	
Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
Is a total quantity claimed entered?	☒	☐	
If required is a consumptive use entered? N/A	☒	☐	
Is the consumptive use correct? N/A	☒	☐	
Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A	☒	☐	*
Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
Is (are) the county(ies) entered?	☒	☐	
Is the ownership of p.u. checked?	☒	☐	
Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights)	☒	☐	
If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A	☒	☐	
Is the basis of the claim indicated?	☒	☐	
If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) N/A	☒	☐	
If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right N/A	☒	☐	
If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A	☒	☐	
Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.	☒	☐	*
Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
Was this claim filed on time, or was an extension granted?	☒	☐	*
Is the fee enclosed correct? Exempt	☒	☐	*

YES NO

Should this claim be receipted and data entered?

Claim checked by: Bruce A. Schardt Date: 7/31/90

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: S.O. Date: 8/8/89

Claim data entered by: PAS Date: 8/1/90 Checked by: _____ Date: _____

Returned to claimant by: _____ Date: _____

Comments: Claim is for .60 cfs, Secured Right is for .40

however see Exhibit C.

RECEIVED

OCT 24 1990

05/14/2005

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

RIGHT NUMBER: 63-120H

NAME AND ADDRESS: FAY M WHITE
4015 N MERIDIAN RD
MERIDIAN ID 83642

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.200 CFS

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

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.42 CFS. COMBINED RIGHT NOS.:
63-161AJ and 63-8695.

PRIORITY DATE: 06/01/1864

POINT OF DIVERSION:
T03N R02E S9 SWNE Lot 7 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.200 CFS

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

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S36 SENE 37.0

37 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 71 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 63-161AJ & 63-8695

Use of this right with Right No. 63-161AJ is limited to the irrigation of a
combined total of 37 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is also designated as Right No. 1 in the Boise River Stewart
Decree and Boise River Water Distribution Report.

WATER IS DELIVERED THROUGH THE SETTLERS IRRIGATION DISTRICT
SYSTEM.

01/28/2005

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

RIGHT NUMBER: 63-120H

NAME AND ADDRESS: FAY M WHITE
4015 N MERIDIAN RD
MERIDIAN ID 83642

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.200 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 1.42 CFS. COMBINED RIGHT NOS.: 63-161AJ
and 63-8695.

PRIORITY DATE: 06/01/1864

POINT OF DIVERSION:

T03N R02E S9 SWNE Lot 7 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.200 CFS

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

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S36 SENE 37.0

37 ACRES TOTAL

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:

This right is also designated as Right No. 1 in the Boise River Stewart Decree and Boise River Water Distribution Report.

WATER IS DELIVERED THROUGH THE SETTLERS IRRIGATION DISTRICT SYSTEM.

*add
stepdown
remark*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-120H V1

WATER RIGHT NUMBER: 63-120H V1

<u>Owner Type</u>	<u>Name and Address</u>
Representative	SETTLERS IRRIGATION DISTRICT PO BOX 7571 BOISE, ID 83707 (208)344-2471
Original Owner	THOMAS DAVIS 4555 WEST GREEN KUNA, ID 83634
Original Owner	BOISE TRUST CO ID
Current Owner	FAY M WHITE 4015 N MERIDIAN RD MERIDIAN, ID 83642

Priority Date: 06/01/1864

Basis:

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.200 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L7 (SW1/4NE1/4)	Sec. 9, 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	01W	36				37.0													37.0

Total Acres: 37

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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-120H V1

2. 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 also designated as Right No. 1 in the Boise River Stewart Decree and Boise River Water Distribution Report.
2. General This right shall receive 100% of the decreed amount until the natural flow of the waters of the Boise River shall decrease so that all rights cannot receive 100%, at which time this right and other various decreed rights shall be first cut to 75% of the said amounts, as the natural flow of the river decreases, beginning with the latest rights and preceding to the earliest rights in the order of their said priorities, and after all of the decreed rights shall have been reduced to 75% of the said amounts, should the natural flow of the waters of the river decrease below the amount necessary to supply said 75% of said decreed rights, then this right and other various rights, beginning with the latest and preceding to the earliest, as aforesaid, shall be reduced to 60% of the said specified amounts. 60% of the said specified amounts is hereby fixed and determined as the highest duty of water.
3. Quantity USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.42 CFS. COMBINED RIGHT NOS.: 63-161AJ and 63-8695.
4. Explanatory WATER IS DELIVERED THROUGH THE SETTLERS IRRIGATION DISTRICT SYSTEM.

Comments:

1. jshurte 1/27/2005 Delivery thru Settlers

Comment: There is an agreement in the file that allows this water right to be privately filed and delivered through Settlers Irrigation District. This agreement is signed by Settlers. There is also a correction to a previous transfer limiting the cfs amount on this right to .20 cfs. The other .20 cfs previously recorded on this right was to Nampa Meridian Irrigation District.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-120H V1

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: S
 Owner Name Connector: OR
 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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/11/2005 11:13:39 AM	jshurte			Active
Priority Date	1/11/2005 11:14:32 AM	jshurte			Active
Source	1/11/2005 12:17:58 PM	jshurte			Active
POU	1/11/2005 12:22:52 PM	jshurte			Active
Summary			01/11/2005	jshurte	Active
Summary			01/11/2005	jshurte	Active
POD	1/11/2005 12:32:29 PM	jshurte			Active
Use	1/11/2005 12:32:30 PM	jshurte			Active
Season	1/11/2005 12:32:33 PM	jshurte			Active
Quantity	1/11/2005 12:32:34 PM	jshurte			Active
Summary			01/27/2005	jshurte	Active
Summary			01/27/2005	jshurte	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	1/11/2005 11:13:40 AM	jshurte	(No) 1. Do you want to schedule an appointment? Comment for 1: In office review
POU	1/11/2005 12:22:53 PM	jshurte	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition

required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-120H V1

Quantity	1/11/2005 12:32:35 PM	jshurte	(Yes) 1. Is the basis of this claim a Decree or License?
Summary	1/27/2005 11:39:24 AM	jshurte	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights?
POU	1/27/2005 12:37:39 PM	jshurte	Edited shape boundary
Summary	1/27/2005 12:52:54 PM	jshurte	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	1/11/2005 12:17:14 PM	jshurte	Edited point location
Source	1/11/2005 12:17:59 PM	jshurte	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POD	1/11/2005 12:32:30 PM	jshurte	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD?
Use	1/11/2005 12:32:31 PM	jshurte	(Yes) 1. Is the basis of this claim a Decree or License?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-120H V1

Priority Date	1/11/2005 11:14:33 AM	jshurte	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Season	1/11/2005 12:32:33 PM	jshurte	(Yes) 1. Is the basis of claim Decree or License?
Summary	1/11/2005 12:29:26 PM	jshurte	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right?
Summary	1/11/2005 12:29:43 PM	jshurte	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

ADJUDICATION CLAIM NUMBER: 63-120H

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-120H	Claim	03N	02W	25	NE	SE		IRRIGATION	40/120	FAY M WHITE
63-2461	Claim	03N	02W	25	NE	SE		IRRIGATION	35/40	JERILYN ICKES LANCASTER
63-120H	Claim	03N	02W	25	SE	SE		IRRIGATION	40/120	FAY M WHITE
63-2461	Claim	03N	02W	25	SE	SE		IRRIGATION	5/40	JERILYN ICKES LANCASTER
63-10250	Claim	03N	02W	25	SE	SE		IRRIGATION	1.7/1.7	ERNEST ETCHECHOURY
63-20369	Claim	03N	02W	25	SE	SE		IRRIGATION	33/33	BEN T KRAJNIK
63-2461	Water Right	03N	02W	25	SE	SE		IRRIGATION	40/40	MRS T G SOMERMEIER
63-10250	Water Right	03N	02W	25	SE	SE		IRRIGATION	1.7/1.7	LOUANN ETCHECHOURY
63-120H	Claim	04N	01W	36	SE	NE		IRRIGATION	40/120	FAY M WHITE
63-161AJ	Claim	04N	01W	36	SE	NE		IRRIGATION	40/40	FAY M WHITE
63-8695	Claim	04N	01W	36	SE	NE		IRRIGATION	37/71	WANDA WHITE
63-161AJ	Water Right	04N	01W	36	SE	NE		IRRIGATION		CONSUMERS WATER CORP
63-2040	Water Right	04N	01W	36	SE	NE		IRRIGATION		L K DECK
63-8695	Water Right	04N	01W	36	SE	NE		IRRIGATION	37/71	FAY M WHITE
63-3614B DISTRICT	Claim	04N	01W	36	SE	NE		NEIRRIGATION FROM STORAGE40/10964.2		SETTLERS IRRIGATION
63-3618B DISTRICT	Claim	04N	01W	36	SE	NE		NEIRRIGATION FROM STORAGE40/10964.2		SETTLERS IRRIGATION
63-5262B DISTRICT	Claim	04N	01W	36	SE	NE		NEIRRIGATION FROM STORAGE40/10964.2		SETTLERS IRRIGATION

any
1/25/05
NO
CHD
AKED

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 02/17/00
PAGE: 1

WATER RIGHT NUMBER	NAME	CFS
63-00120	SPLIT INTO 63-0120A & 63-0120B BY TRANS. 512.	
63-00120A	ANDERSON , SCOTT W.	1.00
63-00120B	SPLIT INTO 63-0120C & 63-0120D BY TRANS. 513.	
63-00120C	SPLIT INTO 63-0120E & 63-0120F BY TRANS. 530.	
63-00120D	FARMERS UNION DITCH CO.	0.50
63-00120E	WHITNEY , A. B.	0.30
63-00120F	NAMPA & MERIDIAN IRRIGATION DISTRICT	0.40

→ SPLIT INTO 63-30181 - .20 CFS - NAMPA - MER.

63-120H - .20 CFS - SETTLER'S

PER TRANSFER # 5273 - SEE
PREL. ORDER CORRECTING TRANSFER

APPROVAL FOR TRANSFER # 5273

DATED 8-9-2002.

IDAHO DEPARTMENT OF WATER RESOURCES

CLAIM NO. 63-120H

Prepared by:
Jan Shurte
Date: 1-18-05

TWP 3N RGE 2W

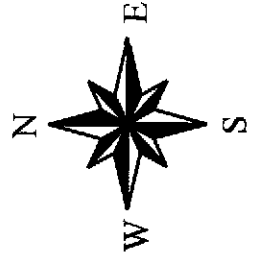
1987 NAPP

 **Place of Use**

 **Section Lines**

1/41/4

© Pt of Diversion



0 1320 Feet

CLAIM NO(s). 63-12017

2. No Change - DATE OF PRIORITY: Completed evidence submitted
Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: June 25, 2008
(If the priority date, based on your exam, seems questionable, explain below.)

- Source found: _____

- Township 3N Range 2E Section 9 1/4 1/4 SW 1/4 NE LOT 7
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

- Wattle's dam & canal.

→ changed to actual legal of pop for Berlin's

6. No Change - WATER USES
Different uses, (list uses found):

Use	_____	From	_____	To	_____	Amount	_____	CFS	_____	AFA
Use	_____	From	_____	To	_____	Amount	_____	CFS	_____	AFA
Use	_____	From	_____	To	_____	Amount	_____	CFS	_____	AFA

7. No Change - TOTAL VOLUME

Incomplete on claim, the total is, Amount _____ CFS _____ AFA

Changes found, the new total is, Amount 20 CFS _____ AFA *See remarks below*

8. No Change - NON-IRRIGATION USES: NA

Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. No Change — PLACE OF USE: (If changed, list below.)

Use:	<u>3N</u>	Township	<u>2W</u>	Range	<u>36</u>	Section	<u>1/4 SE</u>	<u>1/4 NE</u>
Use:	_____	Township	_____	Range	_____	Section	<u>1/4</u>	<u>1/4</u>
Use:	_____	Township	_____	Range	_____	Section	<u>1/4</u>	<u>1/4</u>
Use:	_____	Township	_____	Range	_____	Section	<u>1/4</u>	<u>1/4</u>

Place of use change based on info. found in transfer review.

POU in QRC 36 - NADPA-MERIDIAN POU
Remarks: (Comments pertinent to field examination) See additional attachment

It was discovered during the review of transfer #5273 that 63-120F was only good for 4cfs & then it was further discovered that .20 of the 4 was Nampa-Mer & .20 was Settler's.

SYSTEM DIAGRAM INCLUDED _____ NA
Shown on GIS Layout

CK IF IN OFFICE EXAM
DATE EXAM CONDUCTED: _____

FIELD EXAMINER: _____

JAN SHURTZ
Print Name
[Signature]
Signature

Thus, this right is being reduced to .20cfs per Pct. Order Correcting Xfer #5273 (in file)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 12, 2002

NAMPA & MERIDIAN IRRIGATION DISTRICT
1503 FIRST STREET SOUTH
NAMPA ID 83651-4395

RE: Preliminary Order Correcting Transfer Approval for Transfer 5273. *

Dear Interested Parties:

The accompanying order is a "preliminary order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as described in the enclosed information sheet.

If you have any questions regarding this matter, please call me at 208-327-7940.

Sincerely,

for Jeff Peppersack
Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

cc: Lee Sisco, Watermaster, 6616 Overland Rd, Boise, ID 83709
Jan Shurte, Western Region office
→ Steve Lester, Western Region office

* Amends to current Record?

63.120F was .4 cfs NMID

Now .2 cfs NMID

.2 cfs Settles in dist.

-SL

RECEIVED

AUG 12 2002

WATER RESOURCES
WESTERN REGION

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF TRANSFER)
NO. 5273 IN THE NAME OF NAMPA &)
MERIDIAN IRRIGATION DISTRICT)
_____)

**PRELIMINARY ORDER
CORRECTING TRANSFER
APPROVAL**

FINDINGS OF FACT

1. On January 18, 1906, water right no. 63-120 was decreed in the case Farmers Cooperative Ditch Company vs. Riverside Irrigation District, et al with a priority date of June 1, 1864 for 2.2 cfs for irrigation use.
2. Application for transfer no. 595 was filed in August, 1938 for a portion of water right no. 63-120 in the amount of 0.6 cfs. The application proposed to change the point of diversion and place of use under the right to lands served by Settlers Irrigation District and Nampa & Meridian Irrigation District canals.
3. On September 27, 1938, transfer no. 595 was approved; the transferred portion of the water right has been designated water right no. 63-120F in records of the Idaho Department of Water Resources (Department).
4. Department review found that only 0.4 cfs was available for the transfer due to previous transfers to water right no. 63-120 and the Department subsequently corrected the records to reflect 0.4 cfs under water right no. 63-120F.
5. Nampa & Meridian Irrigation District filed a claim in the Snake River Basin Adjudication for their portion of water right no. 63-120F under claim no. 63-30181.
6. On January 16, 1998, Nampa & Meridian Irrigation District filed application for transfer no. 5273 (transfer) involving several water rights including water right no. 63-120F. The application proposed to change the entire 0.4 cfs under water right no. 63-120F.
7. On January 27, 2000, the Department approved the transfer, which included a quantity of 0.4 cfs for water right no. 63-120F and a total quantity under the transfer of 532.34 cfs.

8. In January, 2002, the watermaster of State Water District 63 contacted Department staff regarding water right no. 63-120F. The watermaster questioned the ownership for the water right. The water district records showed 0.2 cfs each for Settlers Irrigation District and Nampa & Meridian Irrigation District under the water right as approved under transfer no. 595.
9. Department staff review confirmed that ownership documentation did not exist for Nampa & Meridian Irrigation District for the entire 0.4 cfs recorded under water right no. 63-120F.
10. On January 23, 2002, the Department sent a letter to Dave Shaw, consultant for Nampa & Meridian Irrigation District, inquiring about ownership of water right no. 63-120F and requesting documentation to show ownership of the entire 0.4 cfs.
11. On February 28, 2002, Department staff in conference with Bryce Farris, attorney for Nampa & Meridian Irrigation District, noted Mr. Farris' indication that Nampa & Meridian Irrigation District does not have documentation for ownership of the entire 0.4 cfs and agreement that the correct quantity is probably 0.2 cfs.
12. On May 2, 2002, the Department sent a letter to Nampa & Meridian Irrigation District and to Settlers Irrigation District describing the error in the Department's records regarding ownership of water right no. 63-120F and proposing that the records be corrected to show a quantity of 0.2 cfs each for Nampa & Meridian Irrigation District and for Settlers Irrigation District. The letter indicated that a reply would not be necessary unless information was available to provide a different conclusion.
13. On June 21, 2002, the Department received an amendment to application for transfer no. 69594, which also proposes a change to water right no. 63-120F, from Bryce Farris on behalf of Nampa & Meridian Irrigation District. The amendment was provided to change the quantity for water right no. 63-120F from 0.4 cfs, as originally listed, to 0.2 cfs.

CONCLUSIONS OF LAW

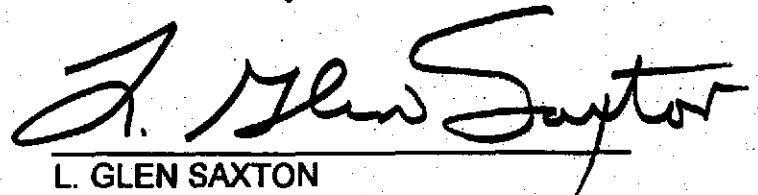
1. The transfer approval should accurately describe each established water right as changed by the transfer pursuant to Section 42-222, Idaho Code.
2. The transfer approval incorrectly describes the quantity for the portion of water right no. 63-120F owned by Nampa & Meridian Irrigation District and the total quantity transferred.

3. The Department should correct the transfer approval to show the correct quantity associated with Nampa & Meridian Irrigation District's portion of water right no. 63-120F and to show the correct total quantity transferred.

ORDER

IT IS THEREFORE HEREBY ORDERED that transfer approval no. 5273 is **CORRECTED** by changing the quantity for Nampa & Meridian Irrigation District's portion of water right no. 63-120F, to be designated as water right no. 63-30181, to 0.2 cfs and by changing the total quantity transferred to 532.14 cfs.

Dated this 9th day of August, 2002.


L. GLEN SAXTON
Chief, Water Allocation Bureau

CERTIFICATE OF SERVICE

I hereby certify that on **August 12, 2002**, I mailed a true and correct copy, certified, postage prepaid, of the foregoing **PRELIMINARY ORDER** to the person(s) listed below:

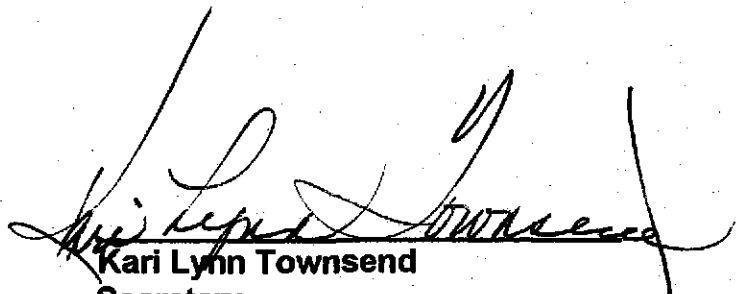
RE: Water Right Transfer 5273

**NAMPA & MERIDIAN IRRIGATION DISTRICT
1503 FIRST STREET SOUTH
NAMPA ID 83651-4395**

**LEE SISCO
WATERMASTER
6616 OVERLAND RD
BOISE ID 83709**

**JAN SHURTE
WESTERN REGION OFFICE**

**STEVE LESTER
WESTERN REGION OFFICE**


**Kari Lynn Townsend
Secretary**

RECEIVED

FEB - 1 2000

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

RECEIVED

FEB 02 2000

TRANSFER NO. 5273

WATER RIGHT NO(S) . 63-00120F/63-00198Q/63-00199B/63-00200B

WATER RESOURCES
WESTERN REGION

This is to certify that: **NAMPA & MERIDIAN IRRIGATION DISTRICT**
1503 FIRST ST S
NAMPA ID 836514395

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.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
Right No. 63-00120F :		
Priority: 06/01/1864		
IRRIGATION	03/15 to 11/15	0.40 CFS
Right No. 63-00198Q :		
Priority: 06/01/1877		
IRRIGATION	03/15 to 11/15	0.40 CFS
Right No. 63-00199B :		
Priority: 05/01/1878		
IRRIGATION	03/15 to 11/15	169.60 CFS
INDUSTRIAL	03/15 to 11/15	0.64 CFS
GROUNDWATER RECHARGE	03/15 to 11/15	2.56 CFS
SUBTOTAL:		169.60 CFS
Right No. 63-00200B :		
Priority: 08/20/1888		
IRRIGATION	03/15 to 11/15	361.94 CFS
INDUSTRIAL	03/15 to 11/15	1.36 CFS
GROUNDWATER RECHARGE	03/15 to 11/15	5.44 CFS
SUBTOTAL:		361.94 CFS
TOTAL:		532.34 CFS

SOURCE

BOISE RIVER

TRIBUTARY OF

SNAKE RIVER

TRANSFER NO. 5273
WATER RIGHT NO(S). 63-00120F/63-00198Q/63-00199B/63-00200B

LOCATION OF POINT(S) OF DIVERSION:

Surprise Valley Diversion	Lot 6(NWNE), Sec. 4, Township 02N, Range 03E
Ridenbaugh Canal	Lot 6(NWSW), Sec. 29, Township 03N, Range 03E
	ADA County

PLACE OF USE: See Remarks

CONDITIONS OF APPROVAL AND REMARKS

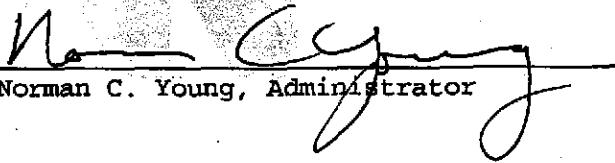
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Prior to March 15 of each year the right holder shall report to the department the number and location of acres to be irrigated by these rights from the Surprise Valley diversion and shall also report the maximum rate of flow to be diverted for industrial and groundwater recharge purposes at the Surprise Valley diversion. Use of water under these rights each year shall not exceed the reported amounts.
5. The amount of water diverted from the Surprise Valley diversion for irrigation purposes shall be calculated at a diversion rate of 0.0156 cfs per acre to be irrigated, and when combined with any other rights these 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 purposes. This condition shall not be construed as a requirement for the right holder to regulate water on a volumetric basis.
6. The number of acres available for irrigation under these rights from the Surprise Valley diversion each year shall be reduced from a maximum of 1300 by at least the number resulting from the total rate of flow to be diverted for industrial and groundwater recharge purposes divided by 0.0156 cfs per acre.
7. Each year the amount of water available for irrigation at the Surprise Valley diversion shall be reduced by the amount of water to be diverted for industrial and groundwater recharge purposes under these rights.
8. Diversion and use of water for industrial purposes under these rights shall not be more consumptive nor more depletive of water flowing in the Boise River than an equivalent diversion and use of water for irrigation purposes under these rights.

TRANSFER NO. 5273
WATER RIGHT NO(S) . 63-00120F/63-00198Q/63-00199B/63-00200B

CONDITIONS OF APPROVAL AND REMARKS

9. The rate of flow diverted under these rights at the Surprise Valley Diversion shall not exceed a combined total of 20.34 cfs.
10. When the authorized diversion of water under these rights is reduced at the Ridenbaugh Canal, excluding reductions for canal maintenance, the diversion of water under these rights at the Surprise Valley diversion must also be reduced by an equivalent proportion.
11. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
12. The annual volume of water used for industrial and groundwater recharge purposes shall be measured using separate totalizing measuring devices and the right holder shall report the totals to the department by Dec. 31 of each year.
13. Place of use is within the Nampa and Meridian Irrigation District boundaries.
14. Right 63-00198Q is limited to the irrigation of 40 acres within the authorized place of use.
15. The place of use for industrial and groundwater recharge purposes under these rights is limited to the lands served by the Surprise Valley diversion.

Dated this 27TH day of JANUARY, 20 00.


Norman C. Young, Administrator

MEMORANDUM

June 22, 1995

TO: SRBA Claims Submitted by Settler's Irrigation District

FROM: KAY WALKER

Kay

RE: Correspondence prior to June 22, 1995

See File A63-00230F for all correspondence concerning
Settler's claims and claims they submitted for private individuals.

ENCLOSURE
OCT 2 5 1995



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

January 10, 1995

Fay White
4015 N. Meridian Rd.
Meridian, ID 83642

Re: Identification Number Change for a Notice of Claim in the
Snake River Basin Adjudication (SRBA)
Ada County - Claim No. A63-00120H

Dear Claimant,

The identification number of your Notice of Claim to a Water Right has been changed from A63-00120F to A63-00120H. The Idaho Department of Water Resources assigns identification numbers to claims that will allow processing without duplication or confusion; this change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new identification number. Refer to this record number in any future inquiries or correspondence. Please do not hesitate to contact this office, if you have any questions.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

cc: Settlers Irrigation District

Enclosures:
copy of Notice of Claim

MAILED 10/10/95
OCT 25 1995

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Davis, Thomas	2.1		63-0120
512	Anderson, Scott W.	1.0	1.2	63-0120A
513	Farmers Union Ditch Co.	0.5	0.7	63-0120B
530	Whitney, A. B.	0.3	0.4	63-0120C
595	Boise Trust Company	0.4	0	63-0120D

4 CFS

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-120

WATER RIGHT NUMBER: 63-120

Owner Type Name and Address

Priority Date:

Basis:

Status: See Remarks

Source Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
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Total Diversion:Location of Point(s) of DiversionPlace of UseConditions of Approval:Remarks:

1. General SPLIT INTO 63-0120A & 63-0120B BY TRANS. 512.

Comments:Dates and Other Information:

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
Transferred Right No. 818

THIS IS TO CERTIFY, That W. SCOTT ANDERSON is the owner of, and using, a certain water right, bearing date of priority of June 1, 1904, for 1.00 cubic foot per second of the waters of BOISE RIVER, County of Ada, State of Idaho, decreed to THOMAS DAVIS by decree of Judge GEORGE H. STEWART of the 7th Judicial District, in and for the County of Canyon, State of Idaho, in the case of:

FARMERS' COOPERATIVE DITCH COMPANY -vs- RIVERSIDE IRRIGATION DISTRICT, et al.

said decree bearing date of January 18, 1904, for the purpose of irrigating the following described lands situate, lying and being in Water District No. 12-4 in the County of Ada, State of Idaho, to-wit:

Beginning at the corner of Sections 10, 11, 14 and 15 in Township 3 North, Range 2 East of Boise Meridian, thence N. 0° 28' East along the section line 82 feet to the north bank of the river, the real place of beginning; thence continuing N. 0° 28' East 478 feet; thence N. 85° 06' West 1903.4 feet; thence S. 34° 54' West 80 feet; thence N. 85° 06' West 771 feet; thence S. 34° 54' West 58 feet; thence N. 85° 06' West 222 feet; thence S. 34° 54' West 18 feet; thence N. 85° 06' West 158 feet; thence S. 34° 54' West 525 feet; thence N. 85° 06' West 760 feet; thence S. 34° 54' West 298.99 feet; thence N. 84° 30' West 420.53 feet; thence S. 30° 45' West 115.54 feet to the north bank of the Boise River; thence Southeasterly along the meanderings of the river to the real place of beginning; containing approximately 82 acres, more or less;

and

THAT, said decree has been entered in the records of the Department of Reclamation of Idaho in Book 8 of Decrees at page 410; and

THAT, The said W. SCOTT ANDERSON is the person who has become the owner thereof by deed of conveyance; and

THAT, Upon the application of W. SCOTT ANDERSON for a transfer of water right made before the Commissioner of Reclamation of Idaho, and the said application having been granted, the right to the use of:

1.00 cubic foot per second of the waters of BOISE RIVER

upon the lands above described is hereby abandoned, and the lands to be irrigated under such right, and to which the water right hereby confirmed shall become appurtenant by this certificate for irrigation and domestic purposes, are described as follows:

Lands lying under and irrigated through the main canal of the

FARMERS' UNION DITCH COMPANY, Limited

said water to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

1.00 cubic foot per second, dated June 1, 1884

The water right hereby transferred has heretofore been diverted from said BOISE RIVER at a point on the:

North bank of said River, one mile East of the East line of the

ORIGINAL TOWNSHIP of BOISE CITY, IDAHO

through, what is commonly known as, the FARMERS' CANAL and will hereafter be diverted through the:

FARMERS' UNION HEAD-GATE;

and

THAT, The right to the use of water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho;

WITNESS, The seal and signature of the Commissioner of Reclamation of Idaho affixed at Boise, this 27th day of May, 1888.

R. W. FARIS
Commissioner of Reclamation

By *Charles L. Coffin*
Assistant Commissioner
of Reclamation

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-120B

WATER RIGHT NUMBER: 63-120B

Owner Type Name and Address

Priority Date:

Basis:

Status: See Remarks

Source Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
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Total Diversion:Location of Point(s) of DiversionPlace of UseConditions of Approval:Remarks:

1. General SPLIT INTO 63-0120C & 63-0120D BY TRANS. 513.

Comments:Dates and Other Information:

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
Transferred Right No. 518

THIS IS TO CERTIFY, That the FARMERS' UNION DITCH COMPANY, Ltd., is the owner of, and using, a certain water right, bearing date of priority of June 1, 1884, for .50 cubic foot per second of the waters of BOISE RIVER, County of Ada, State of Idaho, decreed to THOMAS DAVIS by decree of Judge GEORGE H. STEWART of the 7th Judicial District, in and for the County of Canyon, State of Idaho, in the case of:

FARMERS' COOPERATIVE DITCH COMPANY -vs- RIVERSIDE IRRIGATION DISTRICT,
et al.,

said decree bearing date of January 18, 1906, for the purpose of irrigating the following described lands situate, lying and being in Water District No. 12-A in the County of Ada, State of Idaho, to-wit:

Beginning at the corner of Sections 10, 11, 14 and 15 in Township 5 North, Range 8 East of Boise Meridian, thence N. 0° 58' East along the section line 62 feet to the north bank of the river, the real place of beginning; thence continuing N. 0° 58' East 478 feet; thence N. 55° 06' West 1903.4 feet; thence S. 34° 54' West 80 feet; thence N. 55° 06' West 771 feet; thence S. 34° 54' West 58 feet; thence N. 55° 06' West 222 feet; thence S. 34° 54' West 19 feet; thence N. 55° 06' West 158 feet; thence S. 34° 54' West 525 feet; thence N. 55° 06' West 760 feet; thence S. 34° 54' West 298.93 feet; thence N. 55° 06' West 488.38 feet; thence S. 30° 48' West 115.55 feet to the north bank of the Boise River; thence Southeasterly along the meanderings of the river to the real place of beginning; containing approximately 82 acres, more or less;

and

THAT, Said decree has been entered in the records of the Department of Reclamation of Idaho in Book 5 of Decrees at page 410; and

THAT, The said FARMERS' UNION DITCH COMPANY, Ltd., is the company who has become the owner thereof by deed of conveyance; and

THAT, Upon the application of the FARMERS' UNION DITCH COMPANY, through its President, Mr. ED STRAUB, for a transfer of water right made before the Commissioner of Reclamation of Idaho, and the said application having been granted, the right to the use of

.50 cubic foot per second of the waters of BOISE RIVER

upon the lands above described is hereby abandoned, and the lands to be irrigated under such right, and to which the water right hereby confirmed shall become appurtenant by this certificate for irrigation and domestic purposes, are described as follows:

Lands lying under and irrigated through the main canal of the
FARMERS' UNION DITCH COMPANY, Ltd.,

said water to be limited at any given time to an amount actually needed
and beneficially used for such purposes and shall not exceed the follow-
ing amount, to-wit:

.50 cubic foot per second, dated June 1, 1884

The water right hereby transferred has heretofore been diverted from said
BOISE RIVER at a point on the:

North bank of said River, one mile East of the East line of the
Original Townsite of Boise City, Idaho

through, what is commonly known as, the JACOBS' CANAL and will hereafter
be diverted through the:

FARMERS' UNION HEAD-GATE;

and

THAT, The right to the use of water aforesaid, hereby confirmed, is re-
stricted to the lands or place of use last above described, as provided
by the laws of the State of Idaho;

WITNESS, The seal and signature of the Commissioner of Reclamation of
Idaho affixed at Boise, this 27th day of May, 1938.

R. W. FARIS
Commissioner of Reclamation

By *Marion A. Coffin*
Assistant Commissioner
of Reclamation

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-120C

WATER RIGHT NUMBER: 63-120C

Owner Type Name and Address

Priority Date:

Basis:

Status: See Remarks

Source Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
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Total Diversion:Location of Point(s) of DiversionPlace of UseConditions of Approval:Remarks:

1. General SPLIT INTO 63-0120E & 63-0120F BY TRANS. 530.

Comments:Dates and Other Information:

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

CERTIFICATE OF WATER RIGHT
Transferred Right No. 830.

THIS IS TO CERTIFY, That A. B. WHITNEY, of Minneapolis, Minnesota,
is the owner of and using, a certain water right bearing date of priority
of June 1, 1864, for 0.30 cubic feet per second of the waters of the Boise
River, County of Ada, State of Idaho, being a fractional part of the waters
decreed to Thomas Davis by Decree of Judge C. C. H. Stewart of the Seventh
Judicial District of the State of Idaho, in and for the County of Ada in
the case of

Farmer's Coop Ditch Co. vs. Riverside Irrigation Dis.

said decree bearing date of January 18, 1906, for the purpose of irrigating
the following described lands, situate, lying and being in Water District
No. 13-A, in the County of Ada, State of Idaho, to-wit:

Beginning at the corner of Sections 10, 11, 14 and 15,
in T. 4 N., R. 2 E. B.M., thence N. 0°52' E. along the section
line 82 ft. to the North Bank of the River, the real place of
beginning; thence continuing N. 0°52' E. 478 ft.; thence N. 65°
06' W. 1903.4 ft.; thence S. 74°54' W. 80 ft.; thence N. 53°08'
W. 771 ft.; thence S. 34°54' W. 15 ft.; thence N. 65°06' W.
222 ft.; thence S. 34°54' W. 15 ft.; thence N. 35°08' W. 188
ft.; thence S. 34°54' W. 525 ft.; thence N. 35°08' W. 780 ft.;
thence S. 34°54' W. 293.99 ft.; thence N. 36°50' S. 425.39 ft.;
thence S. 20°48' W. 115.86 ft. to the north bank of the Boise
River; thence Southeasterly along the meanderings of the river
to the real place of beginning. Containing approximately 32
acres, more or less.

And that said Decree has been entered in the records of the Depart-
ment of Reclamation of the State of Idaho in Book 8 of Decrees at Page 410.

That said A. B. WHITNEY has become the owner of said Water Right by
Purchase of 20 shares of stock in the Boise City Canal Company, representing
0.30 cubic feet per second of water.

That now upon the application of A. B. WHITNEY for a transfer of
said water right, amounting to 0.30 cubic feet per second of water, made before
the Commissioner of Reclamation of the State of Idaho, and the said application
having been granted, the right to the use of

0.30 cubic feet per second of the waters of Boise River

upon the lands above described is hereby ABANDONED, and the lands to be irrigated under such right, and to which the water right hereby confirmed shall become appurtenant, by this certificate, for irrigation and domestic purposes, are described as follows:

Lot 2, Sec. 6, Twp. 4 N., R. 1 W., and Southwest Quarter of the Southeast Quarter of Section 31, Twp. 5 N., R. 1 W., S.W., commonly known as the Julia Davis Park,

situate, lying and being in the County of Ada, and the State of Idaho, said water to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

0.30 cubic feet per second, dated June 1, 1864

The water right hereby transferred has heretofore been diverted from said Boise River at a point

On the north bank of said river about one mile east of the East line of the original townsite of Boise City, Idaho.

through a ditch commonly known as the Jacobs Canal and will hereafter be diverted

From the Boise River through the headgate of the Farmer's Union Ditch Company, Ltd.

and carried to said lands through the canal of the Farmer's Union Ditch Company, Ltd.

That in addition to the foregoing right, the last above described lands have appurtenant to them an inadequate water supply as evidenced by shares of stock in the Boise City Canal Company,

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 15th day of May, 1934.

E. W. Faris
Commissioner of Reclamation

By _____
Director of Water Resources

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right Number 595

THIS IS TO Certify that BOISE TRUST COMPANY, Boise, Idaho, with A. J. Gamble as President, is the owner of and using a certain water right, bearing date of priority of June 1, 1864 for 30 inches of the waters of Boise River, in the County of Ada, said water being decreed to Thomas Davis by decree of Judge Geo. H. Stewart of the 7th Judicial District of the State of Idaho, in and for the County of Canyon, in the case of

FARMERS' COOPERATIVE DITCH -vs- RIVERSIDE IRRIGATION
COMPANY, A corporation, DISTRICT, LIMITED

said decree bearing date of January 18, 1906, for the purpose of irrigating the following described lands, situate, lying and being in Water District 12-A, in the County of Ada, State of Idaho, to-wit:

Sections 10 and 11, Township 3 North, Range 2 East,
Boise Meridian.

THAT THE SAID Decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 5 of Decrees, at Page 410.

THAT THE SAID Applicant has become the owner of the said land and water right by decree of the court dated March 21, 1938, in the District Court of the Third Judicial District of the State of Idaho.

THAT NOW, UPON THE Application of A. J. GAMBLE, PRESIDENT OF THE BOISE TRUST COMPANY, of Boise, Idaho, for a Certificate of Transfer of water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said application having been granted, the right to the use of 30 inches of the waters of the Boise River, upon the lands above described, is HEREBY ABANDONED and the lands to be irrigated under such right and to which the water right hereby confirmed shall become appurtenant, by this Certificate, for irrigation and domestic purposes, are described as follows:

15 inches on the Southeast quarter of the Northeast
Quarter of Section 36, Township 4 North, Range 1 West,
Boise meridian,
15 inches on the East half of the Southeast Quarter
of Section 45, Township 3 North, Range 2 West, Boise
Meridian.

situate, lying and being in the counties of Ada and Canyon respectively, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

30 inches of the waters of Boise River, with a date of
priority of June 1, 1864

THAT THE WATER RIGHTS, hereby transferred, have been diverted from the said Boise River at a point in the

Southwest Quarter of Section 13, Township 3 North,
Range 2 East, Boise Meridian,

and conducted to the lands first described herein through the Jacobs Canal, and will hereafter be conducted through the Settlers Irrigation District's Ditch and the Nampa Meridian Irrigation District's Canals.

THAT THE RIGHT To the use of the water aforesaid, hereby confirmed, is restricted to the lands or places of use specifically set forth in this transfer, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the Department of Reclamation of the State of Idaho, to be affixed at Boise, Idaho, this 27th day of September, 1938.

R. V. FARIS,
Commissioner of Reclamation

Paul H. Berg
By PAUL H. BERG
Deputy Commissioner