

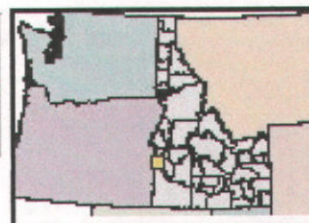
Locate Yourself

The lat/long you provided was 43° 39' 39.800" N; 116° 48' 43.200" W

Here are the results:

NW quarter of the **NW** quarter of Section **27**, Township **04N**, Range **04W**

IDTM NAD83 coordinates: Easting=2273267; Northing=1388295



Choose the map-display background:



Wells



Water Rights



Water Right Permits

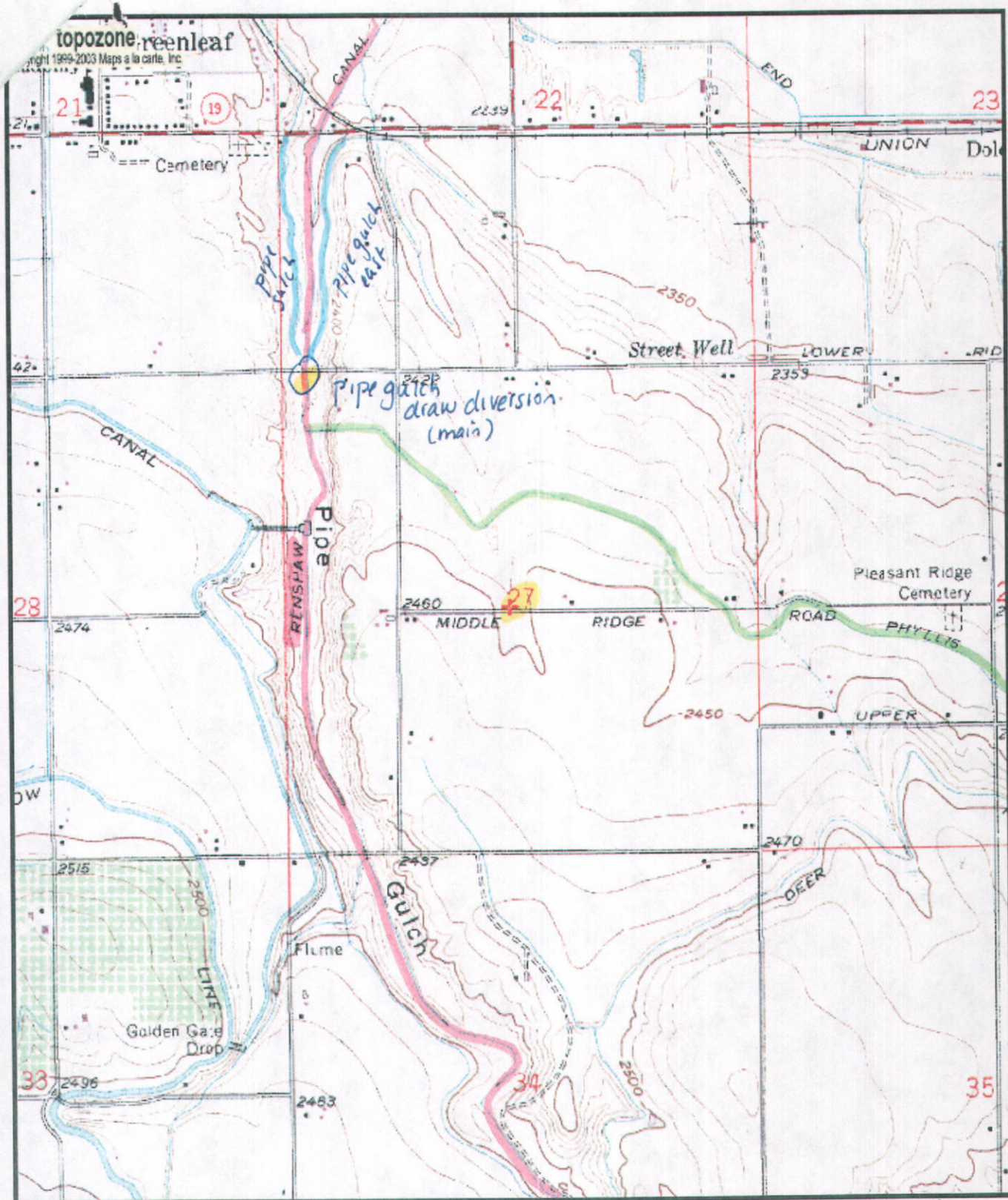


Adjudication Claims



Adjudication Recommendations

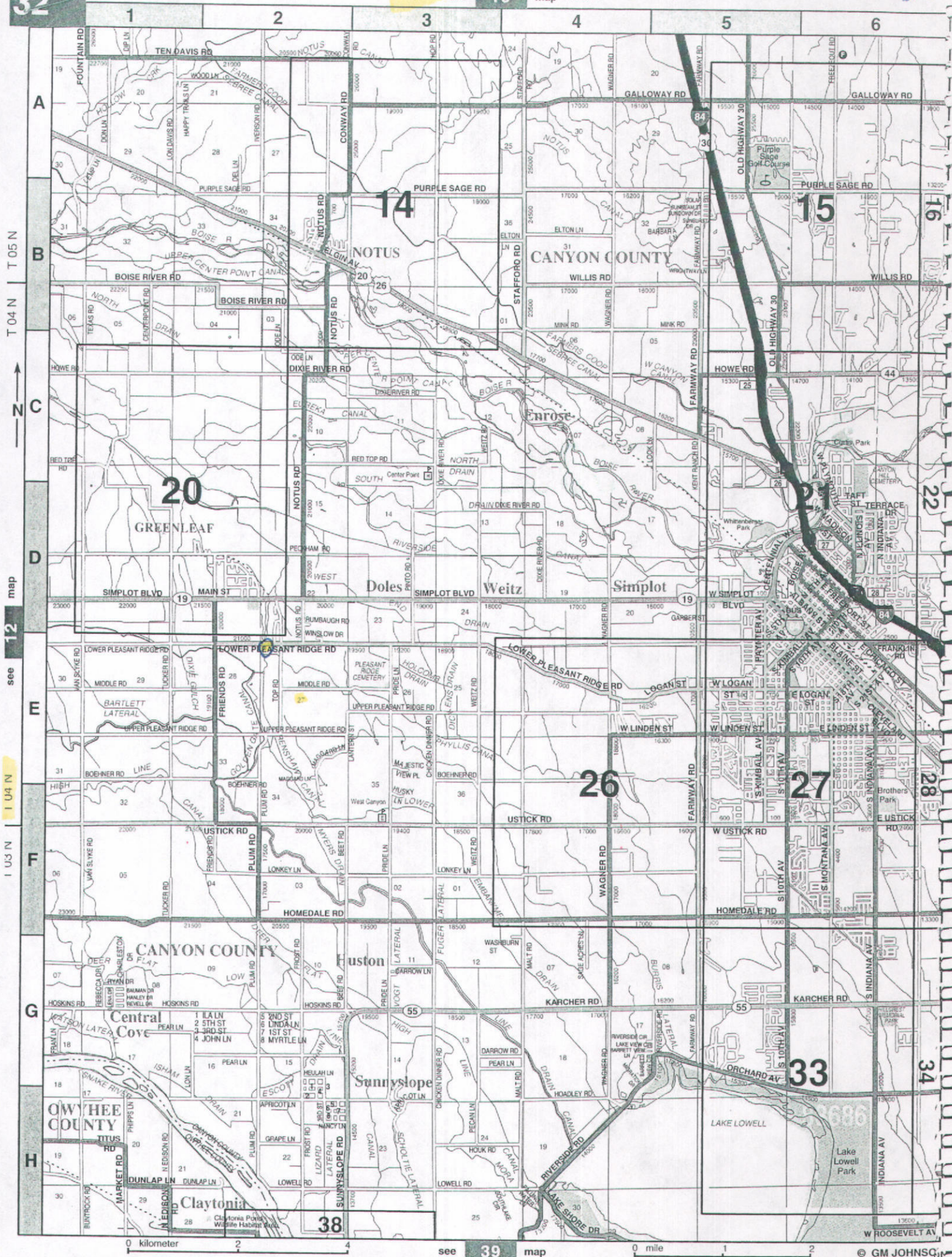
* Positions of wells/headgates may be based upon the center of a quarter-quarter section; those obtained by GPS or survey are accurate.



0 0.3 0.6 0.9 1.2 1.5 km
0 0.2 0.4 0.6 0.8 1 mi

Map center is UTM 11 515886E 4833563N (WGS84/NAD83)
Notus quadrangle - Elevation 0.0 ft / 0.0 m (USGS NED)
Projection is UTM Zone 11 NAD83 Datum

* M
G
M=15.619
G=0.136





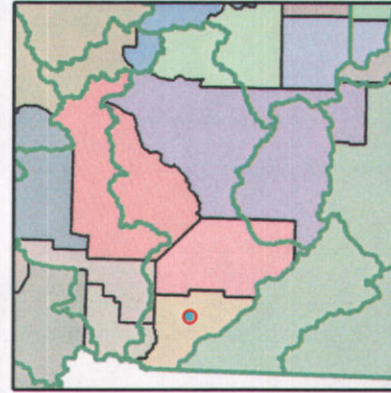
Idaho Department of Water Resources

Adjudication Claim:

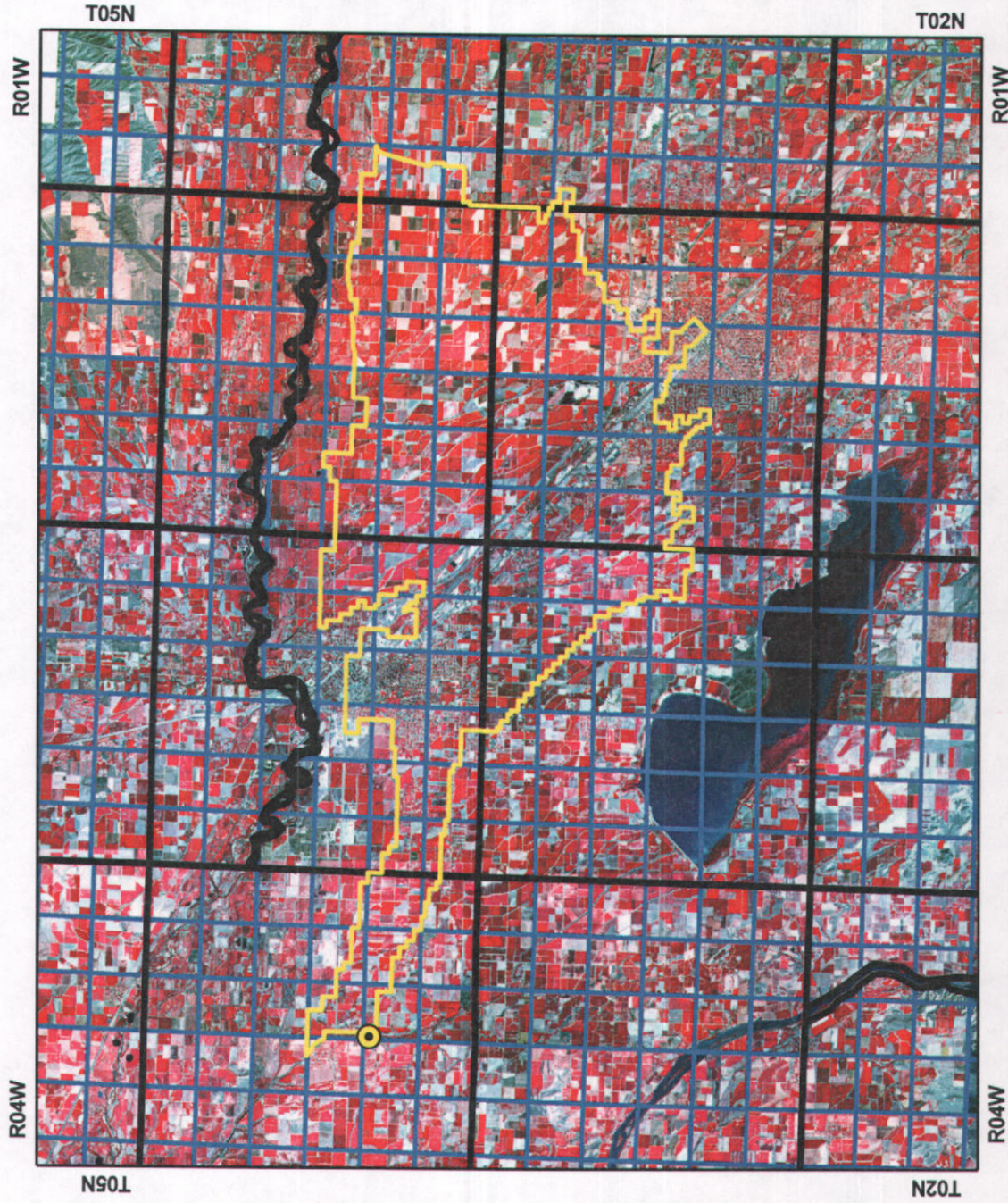
63-21713

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections



Canyon County
IDWR Basin 63



0 7 14 Miles

Prepared by A. Warntjes
On Tuesday, February 14, 2006
1987/88 Aerial Photography

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: A63-21713
Date Received: 3/20/1990
Receipt No: C014726
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PIONEER IRRIGATION DISTRICT 208-459-3617
Address: P.O. BOX 426
CALDWELL, ID 83605

2. Date of Priority: JUN 01, 1904 *Apr 1, 1913*

3. Source: PIPE GULCH DRAW Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	27	NW	NW			CANYON

5. Description of diverting works:
CONCRETE CONTROL STRUCTURE TO EARTHEN DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.400		

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

8. Total consumptive use is 770.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	21	NE	NE		IRR	36.5
			NE	NW		IRR	36.5
Section Acres							73.0

A63-21713

Page 1

Date: 03/20/90

NOT RECORDED

SEP 04 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	22	SW	NE		IRR	36.5
			NE	NW		IRR	36.5
			SW	NW		IRR	36.5
			SE	NW		IRR	36.5
						Section Acres	146.0
						Total Acres	219.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 463-21713

Date Received 3/15/90

Receipt Number C 014726

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Pioneer Irrigation District Phone (208) 459-3617

Mailing Address P.O. Box 426, Caldwell, Idaho Zip 83605

2. Date of Priority (Only one (1) per claim) June 1, 1904

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

4. a. Location of existing point of diversion is: Township 4 N. Range 4 W. Section 27,
1/4 of N.W. 1/4 of N.W. 1/4, Govt. Lot, B.M., County of Canyon

Additional 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 of _____

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

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

MICROFILMED

SEP 04 1992

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 15.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 15.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 765.9 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: See Exhibit "A"

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated 218.83

11. In which county (ies) are lands listed above as place of use located? 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. _____ or None (X)

14. Remarks:

The lands are located outside of the Pioneer Irrigation District, but
the water delivery has been provided by the District to those lands.

MICROFILMED

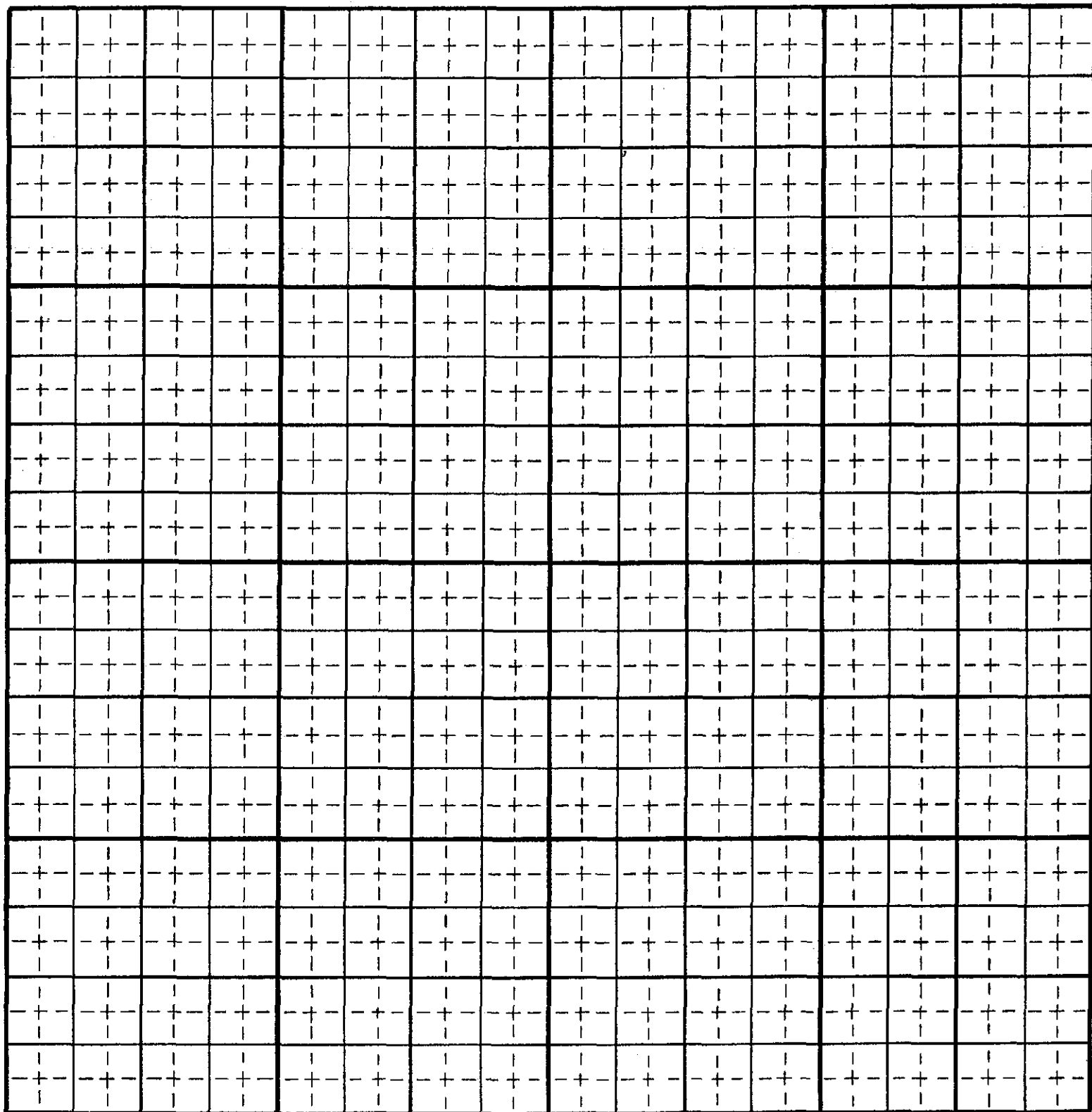
Last Name Pioneer Ident No. _____

SEP 04 1992
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 Exhibits A, A(1), A(2), and A(3) to Claim No. A63-0224



Last Name Pioneer Ident No. _____

MICROFILMED
Copies: White-State, Yellow-Claimant
SEP 04 1992

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

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 2-1

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

Title

of Pioneer Irrigation District _____, that I have signed the foregoing

Organization

document in the space below as President of Pioneer Irrigation District

Title

Organization

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

Signature of Authorized Agent Kenneth Brush

Title and Organization President, Pioneer Irrigation District Date 3/14/90

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14th day of March 19 90

SEAL

Notary Public Carol D. Ford

Residing at Boise, Idaho

My Commission Expires 6/27/93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, Scott L. Campbell 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 Scott L. Campbell

Address P.O. Box 1539, Boise, ID 83701-1539

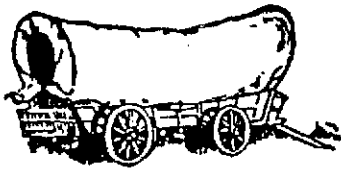
Date 3/14/90

MICROFILMED

SEP 04 1992

Last Name Pioneer Ident. Number _____

Copies White-State, Yellow-Claimant



Pioneer Irrigation District

LONNIE J. FREEMAN
Superintendent

NAIDA E. KELLEHER
Secretary/Treasurer

P. O. Box 426 — CALDWELL, IDAHO 83605
(208) 459-3617

12-20-89

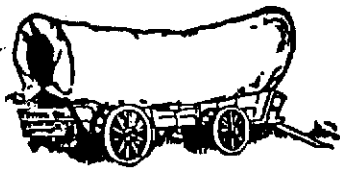
END OF PHYLLIS SPILL

PIPE GULCH EAST SIDE

<u>Account Number</u>		<u>Legal Description</u>
2098	Sec. 22 T4 R4	All of E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ lying S & E of Gov. waterway and N of RR
2096	Sec. 22 T4 R4	NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying E of drain and SE $\frac{1}{4}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ of NE $\frac{1}{4}$ lying N of West End Drain
2099	Sec. 22 T4 R4	Comm. 280' N of SW cor. SW $\frac{1}{4}$ NE $\frac{1}{4}$; Thence E 409.25'; Thence N 84.21'; Thence E 598'; thence N 514' to W End Drain; Thence NW along Drain R/W to W line of SW $\frac{1}{4}$ NE $\frac{1}{4}$; Thence S to pt. of beg.
2100	Sec. 22 T4 R4	Comm. @ SW cor. of SW $\frac{1}{4}$ NE $\frac{1}{4}$; Thence E 409.25'; Thence N 280'; Thence W 409.25'; Thence S 280' to pt. of beg.
2101	Sec. 22 T4 R4	Comm. @ pt. on S bdry. line of SW $\frac{1}{4}$ NE $\frac{1}{4}$ of sec.; Thence 671.55' W from SE cor.; Thence W 239.20' Thence N 364.21'; Thence E 239.20'; Thence S 364.21' to pt. of beg.
2102	Sec. 22 T4 R4	Comm. 312.75' W from SE cor of SW $\frac{1}{4}$ NE $\frac{1}{4}$; Thence W 358.8'; Thence N 364.21'; Thence E 358.8'; Thence S 364.21' to pt. of beg.
2103	Sec. 22 T4 R4	Comm. @ SE cor. SW $\frac{1}{4}$ NE $\frac{1}{4}$; Thence N 924'; Thence W 312.75'; Thence S 924'; Thence E 312.75' to pt. of beg.
2104	Sec. 22 T4 R4	N 412.5' of E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ W of County road. Also: that part of SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ lying S of OSLRR R/W, which contains .28 acres.
2097	Sec. 22 T4 R4	Comm. @ SW cor. of E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$; Thence N to RR R/W; Thence SE along said R/W to Pipe Gulch drain; Thence S along said drain to S line of NW $\frac{1}{4}$; Thence W to pt. of beg.

THE ABOVE LEGAL DESCRIPTIONS CONTAIN A TOTAL OF 94.63 acres

MICROFILMED



Pioneer Irrigation District

LONNIE J. FREEMAN
Superintendent

NAIDA E. KELLEHER
Secretary/Treasurer

P. O. Box 426 — CALDWELL, IDAHO 83605
(208) 459-3617

12-20-89

END OF PHYLLIS SPILL

PIPE GULCH WEST SIDE

<u>Account Number</u>		<u>Legal Description</u>
2094	Sec. 21 T4 R4	N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, & SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ E of RR, Except 1.75 acres in NW corner.
2095	Sec. 22 T4 R4	That part of NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying W of drain
2096	Sec. 22 T4 R4	NE $\frac{1}{4}$ NW $\frac{1}{4}$ lying E of drain & SE $\frac{1}{4}$ NW $\frac{1}{4}$ & SW $\frac{1}{4}$ of NE $\frac{1}{4}$ lying N of West End Drain
2093	Sec. 21 T4 R4	Beg. NW cor. NE $\frac{1}{4}$ NE $\frac{1}{4}$; Thence E along the N bdry. 190'; Thence S 421.79' to a pt. on the NErly bdry. of the R/W of the UPRR; Thence NWerly 223.69'; Thence N 315.59' to pt. of beg.

THE ABOVE LEGAL DESCRIPTIONS CONTAIN A TOTAL OF 124.20 ACRES

RECEIVED

SEP 04 1982

RECEIVED
JUN 20 2007
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 63-21713
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Pioneer Irrigation District
Address: PO Box 426
Caldwell Idaho 83606
Daytime Phone: (208) 459-3617

Name & Address of Attorney, if any:

Scott L. Campbell
Moffatt Thomas Barrett Rock & Fields
PO Box 829, Boise, Idaho 83701

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

Name: Pioneer Irrigation District
Address: PO Box 426
Caldwell Idaho 83606

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

1. ☒ **Name and Address** Zip code should be 83606
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: 15.0 cfs _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☒ **Purpose(s) of Use** Quantity should be 15.0 cfs
Should be: _____
8. ☒ **Period of Year** Quantity should be 15.0 cfs
Should be: _____
9. ☐ **Place of Use**
Should be: _____

11. **I object because:**

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

E. REASONS SUPPORTING OBJECTION(S):

Please see Attachment 1 hereto.



VERIFICATION (Must be Completed)

State of Idaho)
County of Ada) ss.

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

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

(Signature of person filing objection)

Scott L. Campbell
(Attorney signing in representative capacity)

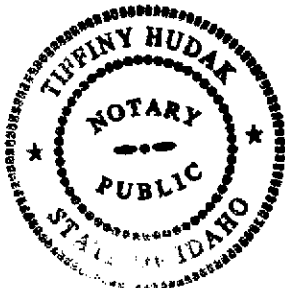
Subscribed and sworn to before me on:

June 19, 2007

Tiffany Hudak
Notary Public for Idaho

Residing at: Boise

My Commission Expires: 9/16/09



INSTRUCTIONS FOR MAILING

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

C

CERTIFICATE OF MAILING

I certify that on June 19, 2007, 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
PO Box 2707
Twin Falls, ID 83303-2707

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

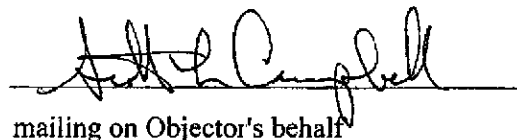
Name: Pioneer Irrigation District
Address: PO Box 426
Caldwell, Idaho 83606

3. Copies to:

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

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

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


mailing on Objector's behalf

**ATTACHMENT 1 TO
STANDARD FORM 1 – OBJECTION
SUBCASE 63-21713**

Reasons Supporting Objection(s)

Name and Address:

The Director's Report incorrectly identifies the zip code as 83605. The correct zip code is 83606.

Quantity:

The claimed quantity of 15.0 cfs should be recommended in full, based upon historic diversion, delivery, and use by the Pioneer Irrigation District through its system of canals and laterals.

Purpose of Use and Period of Year:

The claimed quantity of 15.0 cfs should be recommended in full, based upon historic diversion, delivery, and use by the Pioneer Irrigation District through its system of canals and laterals.

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

In Re SRBA)

A. Subcase 63-21713
(Insert water right number)

Case No. 39576)
_____)

STANDARD FORM 1
OBJECTION

RECEIVED
JUN 19 2007
DEPARTMENT OF
WATER RESOURCES

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Wilder Irrigation District
Address: 709 Cleveland Blvd
Caldwell, ID 83605
Daytime Phone: 208-459-3421

Name & Address of Attorney, if any:

Albert P. Barker
Barker Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102, Boise ID 83702

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

Name: Pioneer Irrigation District
Address: P.O. Box 426
Caldwell, ID 83605

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: Pipe Gulch waste way. Should be waste waters.

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point of Diversion**

Should be: No Point of Diversion exists.

6. ☐ **Instream Flow Beginning and Ending Point**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

10. ☐ **I object because:**

☒ This water right Should not exist.

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

E. REASONS SUPPORTING OBJECTIONS(S): No lawful appropriation. No diversion of this right. No way to get water to asserted place of use. Water in Pipe Gulch includes wastewater from Wilder Irrigation District, subject to recapture by Wilder Irrigation District.

F. VERIFICATION (must be completed)

State of Idaho)
County of Ada)ss.

Albert P. Barker, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

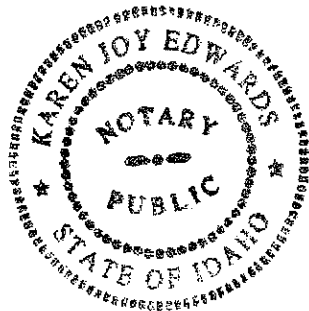
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

[Signature]

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 6/18/07



Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 8/2/2012

Karen Joy Edwards

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 JUN 18 2007, 200 , 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
PO Box 2707
Twin Falls, ID 83303-2707

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

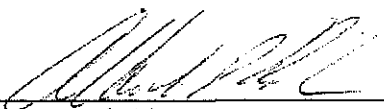
Name: Pioneer Irrigation District
Address: P.O. Box 426
Caldwell, ID 83605

3. Copies to:

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

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

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



Signature of objector or attorney
mailing on Objector's behalf

12/13/2006

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

RIGHT NUMBER: 63-21713
NAME AND ADDRESS: PIONEER IRRIGATION DISTRICT
PO BOX 426
CALDWELL ID 83605
SOURCE: PIPE GULCH DRAW CREEK TRIBUTARY: BOISE RIVER
QUANTITY: 11.200 CFS
PRIORITY DATE: 04/01/1913
POINT OF DIVERSION:

T04N R04W S27 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	11.200 CFS

PLACE OF USE:

34204.61 ACRES TOTAL

This right is limited to the irrigation of 34,204.61 acres within the boundary of the Pioneer Irrigation District.

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

12/05/2006

NOTICE OF ERROR

REPLY

RECEIVED

DEC 08 2006

DEPARTMENT OF
WATER RESOURCES

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: December 8, 2006.

Water right number: 63-21713

PIONEER IRRIGATION DISTRICT
PO BOX 426
CALDWELL ID 83606
Telephone Number: (208) 459-3617

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

Quantity; Purpose and Period of Use; Place of Use

- **Describe the changes you wish to make in the proposed recommendation:**

Quantity: Increase the quantity to 15.0 cfs.

Purpose and Period of Use: Increase the quantity to 15.0 cfs.

Place of Use: Increase the number of irrigated acres to 34,204.61.

Place of Use: Remove the following remark: "The right is limited to the irrigation of 24,556 acres within the boundary of the Pioneer Irrigation District."

- **Give a brief explanation as to why you disagree with these portions:**

Quantity: There is no basis for reduction of the quantity of 15.0 cfs

Purpose and Period of Use: There is no basis for reduction of the quantity of 15.0 cfs.

Place of Use: This water right is used within the service boundaries of the Pioneer Irrigation District, which total an amount of 34,204.61 irrigated acres, and should not be limited to the irrigation of 24,556 acres.

Place of Use: There is no legal basis for inclusion of remark.

SCANNED

DEC 11 2006

BOI_MT2:634899.1

11/22/2006

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

RIGHT NUMBER: 63-21713

NAME AND ADDRESS: PIONEER IRRIGATION DISTRICT
PO BOX 426
CALDWELL ID 83605

SOURCE: PIPE GULCH DRAW CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 4.400 CFS

→ 11.2 cfs per ~~measured~~ submitted information
(15.0 claimed
11.2 measured)

PRIORITY DATE: 04/01/1913

POINT OF DIVERSION:

T04N R04W S27 NWNW Within CANYON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

4.400 CFS

PLACE OF USE:

24556 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 24,556 acres within the boundary of the Pioneer Irrigation District.

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 - Beneficial Use

11/07/2006

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

RIGHT NUMBER: 63-21713

NAME AND ADDRESS: PIONEER IRRIGATION DISTRICT
PO BOX 426
CALDWELL ID 83605

SOURCE: PIPE GULCH DRAW CREEK TRIBUTARY: BOISE RIVER

QUANTITY: 4.400 CFS

PRIORITY DATE: 04/01/1913

POINT OF DIVERSION:

T04N R04W S27 NWNW within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	4.400 CFS

PLACE OF USE:

24556 ACRES TOTAL

This right is limited to the irrigation of 24,556 acres within the boundary of the Pioneer Irrigation District.

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

RECEIVED

OCT 23 2006

DEPARTMENT OF
WATER RESOURCES

October 20, 2006

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

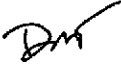
Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
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Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns

Michael E. Thomas
Patricia M. Olsson
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
Michael W. McGreaham
David P. Gardner
Julian E. Gabiola
Angela Schaefer Kaufmann
Kimberly D. Evans Ross
Paul D. McFarlane
Jon A. Stenquist
Tyler J. Henderson

Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Tyler J. Anderson
Dylan B. Lawrence
Russell G. Metcalf
Benjamin C. Ritchie
Rebecca A. Rainey

Robert E. Bakes, *of counsel*
Morgan W. Richards, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

David Tuthill 
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

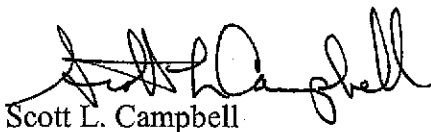
Re: Pioneer Irrigation District
Water Right Nos. 63-5200, 63-5237, 63-21713, and 63-5219
MTBR&F File No. 18946.6

Dear Dave:

Pursuant to your request at our meeting on August 4, 2006, Pioneer has consulted with ERO Resources to have certain water measurements taken relative to water right nos. 63-5200, 63-5237, 63-21713, and 63-5219. Enclosed you will find an original of the report titled "Discharge Measurement for Pioneer Irrigation District," dated October 17, 2006. This report identifies measurements for each of the respective diversions under water rights 63-5200, 63-5237, 63-21713, and 63-5219.

Thank you for your assistance in this matter. If you have any questions, please do not hesitate to contact me. In the event I am unavailable, please contact my paralegal, Tiffany Hudak, at 385-5435.

Very truly yours,


Scott L. Campbell

SLC/tmh
Enclosure
cc: Board of Directors (w/encl.)

**DISCHARGE MEASUREMENTS
FOR
PIONEER IRRIGATION DISTRICT**

Prepared for –

Scott Campbell
Moffatt Thomas Rock & Fields, Chtd.
101 S. Capitol Blvd., 10th Floor
Boise, Idaho 83701

Prepared by –

ERO Resources Corporation
3314 Grace St.
Boise, Idaho 83703
(208) 373-7983

October 17, 2006

DISCHARGE MEASUREMENTS FOR PIONEER IRRIGATION DISTRICT

OCTOBER 17, 2006

At the request of Mr. Scott Campbell of Moffatt Thomas Barrett Rock & Fields, Chtd, representatives of ERO Resources Corp. measured the discharge of five diversions operated by Pioneer Irrigation District.

1. **Johnson Well** (Reference Water Right No. 63-5200) located in the NE1/4NE1/4SE1/4 Section 34, T4N R2W). **Discharge = 3.51 cfs.** (Note that the legal description differs from the claimed location. The GPS plotted location is very close to the boundary line between the NE and SE quarters of this section. The GPS receiver used for this measurement is not survey grade and is accurate to a few 10's of feet. However, unless a legal survey plat, deeds or easements or other information is available to indicate that the location as claimed is correct, the GPS location or both locations should be listed on the claim.)
2. **Brandt Well** (Reference Water Right No. 63-5200) located in the SW1/4NW1/4 Section 1, T3N R2W. **Discharge = 4.05 cfs.**
3. **Indian Creek Diversion** (Reference Water Right No. 63-5237 located in the NW1/4NE1/4SW1/4 Section 26, T4N R3W. **Discharge = 21.9 cfs.** (Note that the GPS reading taken at the site matches that listed on the claim, but the location is very near the corner common to four 40-acre parcels. Without a survey, the location is not certain, but the available information indicates that the description listed on the claim is correct.)
4. **Pipe Gulch Draw Diversion** (Reference Water Right No. 63-21713) located in the NW1/4NW1/4 Section 27, T4N R4W. **Discharge = 11.2 cfs.**
5. **Indian Creek Pump Diversion** (Reference Water Right No. 63-5219) located in the SE1/4SW1/4NE1/4 Section 22, T3N R2W. **Discharge = 18.4 cfs**

The discharge from the Johnson Well was measured on October 13, 2006, using an ultrasonic meter (Polysonics Model DCT 7088, serial no. 33508) attached to the pipe leading from the pump to open discharge into a concrete stilling basin. The location of the measurement and the installation of the transducers are shown in Photograph No.1 (Attachment 1). The unobstructed length of the 10-inch diameter pipe was less than

needed to fully comply with the recommendations for use of the polysonic meter. The discharge pipe flowed full when the pump was initially started, but the flow had to be impeded at the discharge to create pipe-full discharge after the pump had been operating for about 15 minutes. The meter showed a discharge of 1790 to 1850 gpm (about 4 cfs). However, the meter reading was not stable and the signal strength was less than recommended. For these reasons, the well discharge was then measured using a current meter at a point in the Miller Lateral just downstream from the stilling basin. The discharge from the well was the only flow in the lateral. This measurement indicated the pump was discharging 3.51 cfs. Because of the variability of the readings of the Polysonic meter, the current meter measurement is the more reliable estimate of the discharge. The discharge measurement notes and current meter record are included in Attachment No. 1.

The discharge into Graves Branch Lateral from the Brandt Well was measured on October 13, 2006, using a Badger Meter (No. M0646708 installed in an 8-inch diameter PVC pipe) was attached to the discharge pipe from the well using a canvas bag (See the photograph included in Attachment No. 2). The discharge was monitored until the well discharge stabilized. The meter indicated that the well was discharging 1000 gallons in 33 seconds (1818 gpm) or 4.05 cfs.

The discharge of the diversion from Indian Creek was measured on October 13, 2006, using a current meter in a section of the diversion channel leading from Indian Creek to the concrete check structure at the head end of the buried pipeline. Photographs included in Attachment No. 3 show the diversion and the current meter measurement sites. This measurement indicated the flow being diverted was 21.9 cfs. The discharge measurement notes and current meter records are included in Attachment No. 3.

The discharge of the diversion from Pipe Gulch Creek was measured on October 13, 2006, at a location in the diversion ditch about 30 feet downstream from the head gate controlling flow into the ditch. This measurement indicated the flow being diverted was 11.2 cfs. The discharge measurement notes and current meter records are included in Attachment No. 4.

The discharge of the Indian Creek Pump was measured on September 19, 2006, on the 22-inch diameter steel discharge pipe outside of the pump house. The discharge

was measured with a Polysonics Model DCT 7088 transit time sonic meter, serial no. 33508. The location of the measurement and the installation of the transducers are shown in the photograph included in Attachment No. 5. The meter showed a discharge of 8,250 gpm or 18.4 cfs.

ATTACHMENT 4:
PIPE GULCH DRAIN

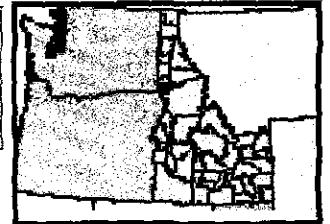
Locate Yourself

The lat/long you provided was 43° 39' 39.800" N; 116° 48' 43.200" W

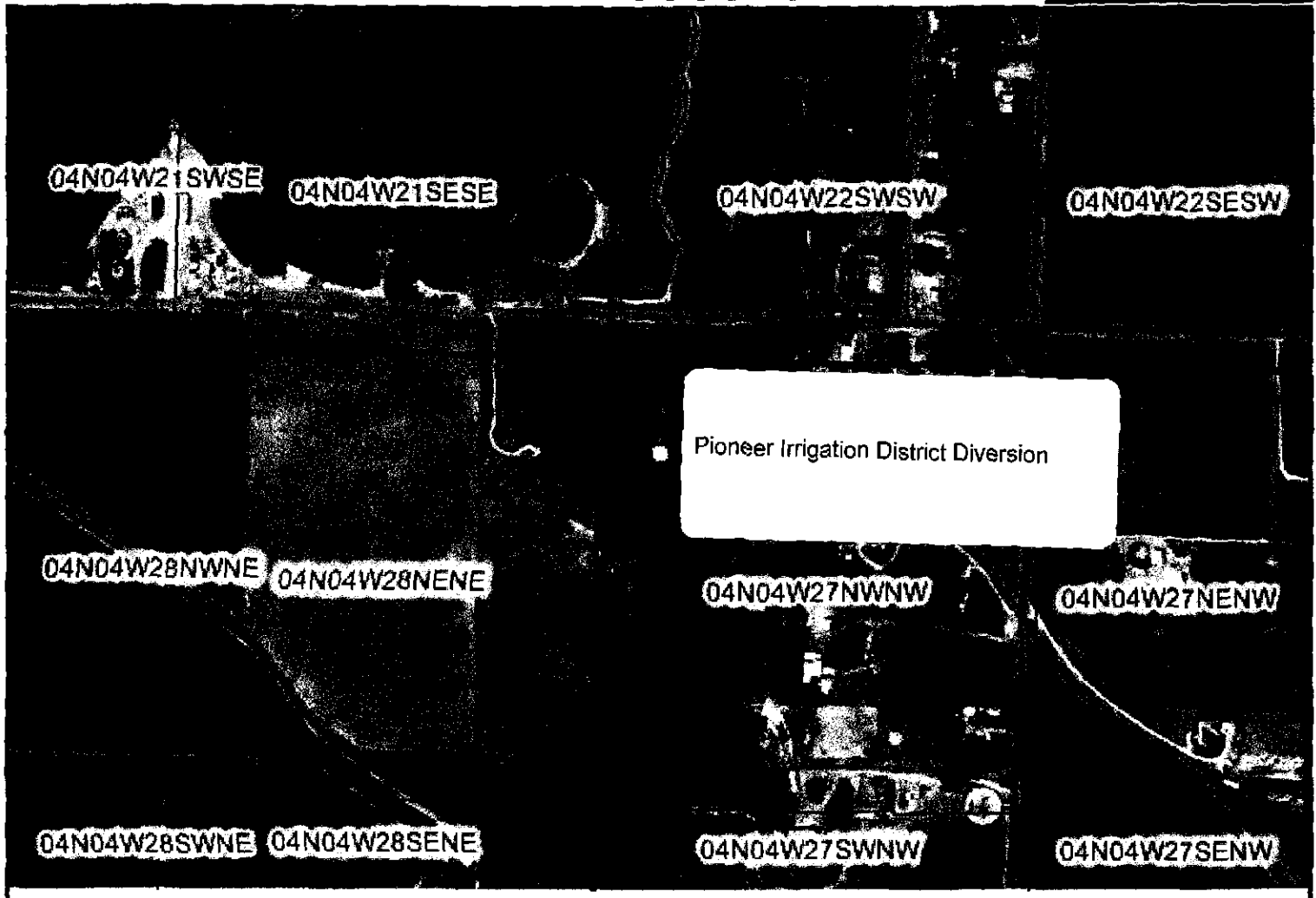
Here are the results:

NW quarter of the NW quarter of Section 27, Township 04N, Range 04W

IDTM NAD83 coordinates: Easting=2273267; Northing=1388295



Choose the map-display background: ☒ Photo ☐ Topo



Add Layer



Wells



Water Rights



Water Right Permits

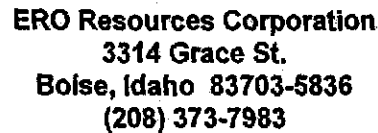


Adjudication Claims



Adjudication Recommendations

* Positions of wells/headgates may be based upon the center of a quarter-quarter section; those obtained by GPS or survey are accurate.



Site Number 005 Site Name Pipe Gulch diversion
Time _____ Date 10-13-06
By WATKINS Duplicate of Site Number _____
Width 7.50 Area 6.33 Velocity 1.77 G.H. _____ Discharge 11.2
Method _____ No. Secs 19 G.H. change _____ in _____ hr. Susp. red
Method coef. 1.0 Hor. Angle coef. 1.0 Susp. Coef. 1.0 Meter No. _____
Type of meter pyrometer Date rated 2/27 Spin before measurement _____, after ✓
Meter _____ ft. above bottom of weight. Tag checked _____ Levels obtained _____

GAGE READINGS				
Time	Inside			Outside
Weighted M.G.H.				
G.H. correction				
Correct M.G.H.				

Wading cable, ice, boat, upstream,
downstream, side bridge 20 feet mile,
above, below gage. *culvert*

Aquacalc No. WAA 007

Measurement rated excellent (2%), good (5%), fair (8%), poor (over 8%), estimated, none;
based on the following conditions:

Flow Barry Cooper

Cross section Sand, glass

Control _____

Weather _____ Air _____ • C @ _____ Water _____ • C @ _____

pH _____ Cond _____ μ S TDS _____ Mg/L

DO _____ Mg/L _____ % Meter ID _____

Number of Sections Sampled: _____ EWI _____ EDI _____

Remarks _____

1000

AquaCalc 5000 (tm) by JBS Instruments
 Firmware Version AQCUSH7a (c)1995 1996 1997 1998 1999

GAGE ID# 005
 NAME Pipe Gulch Diversion

 DATE 10/13/2006
 TRANSECT 05
 USER ID# WAH
 SH BEGIN 0.00
 SH END 0.00
 GH BEGIN 0.00
 GH END 0.00
 EST. DISCHARGE 0.00
 EST. Q (ADJ) 11.20
 METER ID# 000000
 AQUACALC ID# 1
 SOUNDING WT. 0
 START MEAS. AT LEW
 METER TYPE Pygmy ST2
 METER CONST. C1 0.9604
 METER CONST. C2 0.0312
 METER CONST. C3 0.9604
 METER CONST. C4 0.0312
 METER CONST. C5 0.0
 MEASUREMENT TIME 40
 MEAS. SYSTEM SAE
 PERCENT SLOPE 0.00
 TOTAL VERTICALS 20
 TOTAL STATIONS 20
 TOTAL WIDTH 7.50
 TOTAL AREA 6.33
 TOTAL DISCHARGE 11.200
 PCT DIFFERENCE 0.0
 MEAN VELOCITY 1.77
 WETTED PERIMETER 8.12
 HYDRAULIC RADIUS 0.78
 MANNING FACTOR 0.00

OB	DIST	DEPTH	ICE	REVS	TIME	COS:VF	LOC	COEF	CLOCK	VEL	AREA	FLOW(Q)	FLAGS
1	0.00	0.00	0.00	0	0.0	1.00	6	1.00	0:00	0.000	0.000	0.000	
2	0.30	0.00	0.00	0	0.0	1.00	6	1.00	0:00	0.000	0.000	0.000	
3	1.00	0.70	0.00	4	24.6	1.00	6	1.00	16:05	0.187	0.350	0.065	4
4	1.30	0.90	0.00	14	41.4	1.00	6	1.00	16:04	0.356	0.270	0.096	
5	1.60	0.95	0.00	41	40.7	1.00	6	1.00	16:03	0.999	0.285	0.285	
6	1.90	1.08	0.00	73	40.2	1.00	6	1.00	16:02	1.775	0.324	0.575	1
7	2.20	1.15	0.00	114	40.2	1.00	6	1.00	16:07	2.755	0.345	0.950	1
8	2.50	1.05	0.00	131	40.1	1.00	6	1.00	16:08	3.169	0.315	0.998	1 4
9	2.80	1.05	0.00	129	40.3	1.00	6	1.00	16:08	3.105	0.315	0.978	1 4
10	3.10	1.05	0.00	125	40.0	1.00	6	1.00	16:09	3.032	0.315	0.955	1 4
11	3.40	1.10	0.00	120	40.3	1.00	6	1.00	16:10	2.891	0.330	0.954	1
12	3.70	1.15	0.00	120	40.0	1.00	6	1.00	16:11	2.912	0.345	1.005	1
13	4.00	1.25	0.00	122	40.0	1.00	6	1.00	16:12	2.960	0.375	1.110	1
14	4.30	1.25	0.00	122	40.3	1.00	6	1.00	16:13	2.939	0.375	1.102	1
15	4.60	1.30	0.00	116	40.0	1.00	6	1.00	16:14	2.816	0.390	1.098	1
16	4.90	1.22	0.00	62	40.3	1.00	6	1.00	16:15	1.509	0.366	0.552	
17	5.20	1.10	0.00	51	40.2	1.00	6	1.00	16:16	1.250	0.330	0.413	
18	5.50	0.95	0.00	0	0.0	1.00	6	1.00	16:18	0.300	0.285	0.086	
7													
19	5.80	0.88	0.00	0	40.0	1.00	6	1.00	16:20	0.000	1.010	0.000	4
20	7.80	0.00	0.00	0	0.0	1.00	6	1.00	0:00	0.000	0.000	0.000	

1. USER EXCEEDED SINGLE SUBSECTION 05% EST. Q.
2. THE PRODUCT OF VELOCITY AND DEPTH EXCEEDED THE
SELECTED SOUNDING WEIGHT.
3. INCORRECT METER USED FOR DEPTH OF STREAM.
4. INCORRECT METER USED FOR VELOCITY OF STREAM.
5. ABNORMAL VELOCITY PROFILE CALCULATED.
6. DEPTH ESTIMATED BY USER.
7. VELOCITY ESTIMATED BY USER.

□

Orig

08/04/2006

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

RIGHT NUMBER: 63-21713
NAME AND ADDRESS: PIONEER IRRIGATION DISTRICT
PO BOX 426
CALDWELL ID 83605
SOURCE: PIPE GULCH DRAW CREEK TRIBUTARY: BOISE RIVER
QUANTITY: 4.400 CFS ✓ OK per measurement
PRIORITY DATE: 04/01/1913
POINT OF DIVERSION:

T04N R04W S27 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	4.400 CFS

PLACE OF USE:

35351 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.

Pioneer ID

~~This right when combined with Right Nos. 63-161BU, 63-166A, 63-167A, 63-179A, 63-224, 63-225, 63-294, 63-295, 63-371, 63-2114, 63-2275, 63-2276, 63-2294, 63-2529, 63-2891, 63-5199, 63-5200, 63-5219, 63-5237, 63-5255, 63-9109, 63-21706, 63-21713, 63-21714, 63-21731 and 63-21739 can be used to irrigate up to 35,351 acres within the boundary of the Pioneer Irrigation District.~~

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 - Beneficial Use

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
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Robert E. Bakes, *of counsel*
Morgan W. Richards, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

RECEIVED

APR 18 2006

DEPARTMENT OF
WATER RESOURCES

April 14, 2006

Boise
Idaho Falls
Pocatello
Twin Falls

US Bank Plaza Building
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David Tuthill 
Idaho Department of Water Resources
Idaho Water Center
322 E. Front St., 6th Floor
P.O. Box 83720
Boise, ID 83720-0098

Re: Pioneer Irrigation District / Water Right Nos. 63-5219 and 63-21714
MTBR&F File No. 18-946.6

Dear Dave:

In response to your correspondence dated February 21, 2006, wherein you request additional information regarding the priority date and historic use of several of Pioneer Irrigation District's water rights, I am enclosing documentation sufficient to establish the priority dates of water right nos. 63-5219 and 63-21714, as follows:

63-5219

Pioneer asserts a priority date of May 1, 1961 for this water right. Enclosed is an electric service agreement between Pioneer and Idaho Power, dated August 1, 1961, for Pioneer's pump in Indian Creek. The agreement identifies a "point of delivery of power . . . where the Company's wires or apparatus are connected with those of the Customer" which matches the existing point of diversion (township, range & section) as claimed.

63-21714

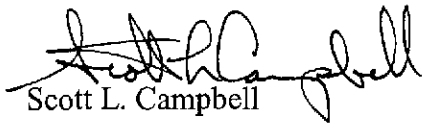
Pioneer asserts a priority date of October 3, 1963 for this water right. Enclosed please find a well driller's log showing a well completion date of March 29, 1963. Also enclosed is a copy of a letter from Pioneer's Secretary/Treasurer, Naida Kelleher, wherein Ms. Kelleher indicates that she has paid the power bill on an annual basis continuously since 1987.

Please note that as previously indicated, we are in the process of reviewing Pioneer's historical documentation and will respond to your request for proof establishing the priority dates of

David Tuthill
April 14, 2006
Page 2

water right nos. 63-5200, 63-5237, 63-5255, 63-21706, 63-21713, 63-21731, and 63-21739 in the near future. Thank you for your attention to these matters. If you have any questions, please do not hesitate to contact me. In the event I am unavailable, please feel free to contact my paralegal, Tiffiny Hudak. She can be reached at 385-5435.

Very truly yours,


Scott L. Campbell

SLC/tmh
Enclosures
cc: Board of Directors (w/encls.)

Indian Creek Pump

IDAHO POWER COMPANY
ELECTRIC SERVICE AGREEMENT

DISTRICT Nampa RATE SCHEDULE No. 24 ACCT. No. _____

Connected Load

40 H.P. 480 Volts 3 Phase 4 Wire
H.P. Volts Phase Wire
K.W. Volts Phase Wire

Pioneer Irrigation District
(Name)

716 Arthur St. Caldwell, Idaho
(Mailing Address)

herein called Customer, agrees to receive and pay for, and IDAHO POWER COMPANY, herein called Company, agrees to supply electric service to the amount of 40 HP, in the form of Three phase alternating current at approximately 60 cycles per second and 480 volts, for Customer's Irrigation Pumping operations, at or near Nampa, in Canyon County, State of Idaho for a term of Ten (10) year(s) from and after August 1, 19 61, in accordance with and subject to the Company's rules and regulations and Schedule No. 24, as now or hereafter in effect at the time of delivery of service. The point of delivery of power shall be where the Company's wires or apparatus are connected with those of the Customer at or near _____ of Section 22 T. 3N R. 2W M. PM

All payments shall be made at Company's office at Nampa, Idaho. The Customer agrees to pay, regardless of the amount of power actually consumed, the minimum charges as provided in the rate schedule, rules and regulations applicable to service hereunder. A copy of the rate schedule and the rules and regulations as now in effect are attached hereto as part of this agreement.

In consideration of the special investment to be made by the Company in extending its lines and facilities to supply the Customer's pumping power service requirements, Customer guarantees a minimum annual payment in the amount of \$ 380.00 to the Company during the term of this contract, such annual minimum to run with the land and pumping power service hereinabove referred to and to be payable by the Customer's successors or assigns as a condition of service during the term of this agreement.

New ✓

LIFT 15'

Dated August 1, 19 61
Attest } H. H. Moore, Sec
Witness

Attest } R. J. D'Conor
Witness

W.O. No. 51-4478

PIONEER IRRIGATION DISTRICT

Harold Whitely Pres
Customer.

IDAHO POWER COMPANY

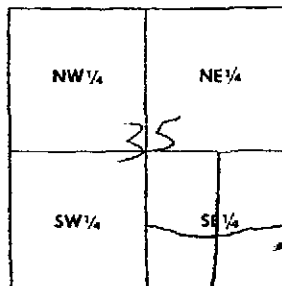
By E. H. [Signature]
Its Ass't Division Manager

RECEIVED

026361 WELL LOG AND REPORT OF THE
STATE RECLAMATION ENGINEER OF IDAHO Department of Reclamation

Permit No. _____ Well No. _____ County Canyon
Owner Pioneer Irrigation
Address Caldwell
Driller William E. Doty
Address Rt 5 Nampa
Well location SE 1/4 SE 1/4 Sec. 35 T. 4 N. R. 3 E/W
Size of drilled hole 6"

Locate well in section



Total depth of well 105

Give depth to standing water from the ground 15 Water temp. _____ °Fahr.

On "Pumping Test" delivery was 40 g.p.m. or _____ c.f.s. Drawdown was _____ feet.

Size of pump and motor used to make test air compressor

Length of time of test 3 hours 3 minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

(TYPE AND SIZE OF VALVE, ETC.)

Water will be used for Shed & House Weight of casing per lineal foot 20 #

Thickness of casing 4 Casing material Steel

(STEEL, CONCRETE, WOOD, ETC.)

Diameter, length and location of casing 6" - 105' - X 7" to 105'

(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER; CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
6"	+7"	105'	105'-7"	

Number and size of perforations None Located _____ feet to _____ feet from ground

Date of commencement of well 3-25-63 Date of completion of well 3-29-63

SESE 3.35 4N 3W

WLL

026362

WELL LOG

[illegible]

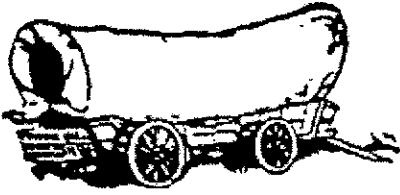
WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is true and correct to the best of my knowledge and belief.

Signed Jesse J. Doty
By William L. Doty 159

License No. 30

Dated June 26, 1963



Pioneer Irrigation District

JEFF SCOTT
Superintendent

P.O. BOX 426 • CALDWELL, IDAHO 83606
(208) 459-3617

MARK ZIRSCHKY
Asst. Superintendent

NAIDA KELLEHER
Secretary-Treasurer

March 14, 2006

RE: Well Use as Office and Shop of Pioneer Irrigation District
Located at 3700 Lake Avenue, Caldwell, Idaho

I hereby affirm that I have been employed by Pioneer Irrigation District, in the office located at 3700 Lake Avenue in Caldwell, Idaho, since March 16, 1987, as the Secretary-Treasurer of the District. Every month since I was hired, an invoice has been paid to Idaho Power for the use of the well which services the office and shop at this location.

I am attaching herewith a copy of the statement paid on May 7, 1979. If further research is needed to locate a billing from previous years, I will be happy to do so.

Signed: *Naida E. Kelleher*
Naida E. Kelleher, Secretary-Treasurer

Attest: *Dawn C. Fowler*
Dawn C. Fowler, Asst. Secretary-Treasurer

63-21713

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delivered at Nampa, Idaho, payment to be made by bonds of the District at par.

No other business appearing the Board adjourned sine die.

J. O. Baum

President.

ATTEST:

Fred L. Evans
Secretary.

Caldwell, Idaho. February 7, 1922.

The Board of Directors met in regular session; present, J. O. Baum, President, L. A. Whittle and P. T. McGlenahan, Directors, and Fred L. Evans, Secretary.

CLAIMS were allowed to the amount of \$1343.00 of which \$58.62 had been paid with cash vouchers, and the remainder \$1284.38 was paid by the issuance of Maintenance Fund Warrants Nos 377 to 446 inclusive, as recorded in the warrant register which is hereby made a part of these minutes.

A communication was received from Ralph E. Antrim, relative to a proposed installation of an electric plant where the Pipe Gulch waste ditch flows into the West End Drain Ditch, and requesting permission of the Board to install such plant.

Upon motion duly passed the secretary was instructed to inform Mr Antrim that insofar as the District had rights in the matter full consent is given to the installation of such plant, the only stipulation being that the works be so constructed as in no manner to obstruct the flow of water in the drain ditch.

The matter of selling refunding bonds to provide funds with which to pay the bonds falling due this year coming on, the following resolution was unanimously adopted:

WHEREAS, The Board of Directors of the Pioneer Irrigation District at a special election duly called, and held on the 26th day of August, 1916, duly submitted to the qualified electors of the District the question of whether refunding bonds of said District in the amount of \$189,200.00 should be issued, due and sufficient notice of said election having been given, posted and published in all things as required by law, and at said election said question was duly carried and the result duly declared as in all things required by law; and

WHEREAS, The Board of Directors did immediately adopt and make a part of the records of said District a resolution providing for the issuance of said refunding bonds in accordance with the provisions of the Act of the Legislature entitled "An Act to Enable Irrigation Districts to Refund Their Bonded Indebtedness", approved March 15, 1915, Session laws of 1915, pages 299, et seq., in which resolution it is provided that the refunding bonds so authorized shall be issued in one series, namely the fourth series, and designated the denominations thereof, fixed the date of said refunding bonds, the rate of interest, the place within and without the State of Idaho for the payment of the principal and interest, and described the form of said refunding bonds; and

WHEREAS, The Board of Directors did, as required by law, apportion the benefits of said refunding bonds upon the lands within the District, after giving the proper notice and hearings with reference thereto; and

Relating to Electric Plant
Refunding Bonds of Dist

Caldwell, Idaho
April 6th, 1954

63-21713

The Board of Directors met in regular session, all members, Secretary, Supt. and Petr Boyd Attorney present. Minutes of the meeting held March 2nd were approved. The Treasurers report for the month of March was examined and approved. Claims in the amount of \$25,254.88 were examined and ordered paid by the issuance of warrants # 331 thru #418 inclusive as shown by the warrant register, which by reference thereto becomes a part of these minutes.

A quitclaim deed was issued to Zella L. Adams for Lots 7 and 8 Block 8 Dormans addition to Caldwell, Idaho for the purpose of clearing title to said lots.

The following resolution passed unanimously: Whereas the District id owner by reason of Treasurers Tax Deed of Lot 15 and parts of Lot 18 and 18-A Block 11 Nampa City Acres, Nampa, Idaho, and Whereas, Martha Moad has offered to purchase said lots for the sum of \$30.00, and Whereas said lots are not now necessary for the use of the District The President and Secretary are hereby authorized to issue a quitclaim Deed to said Martha Moad upon the receipt of the \$30.00.

Mr. W. J. Winslow from Greenleaf met with the Board regarding a spillway for waste water that runs across his place. The Board agreed to help install an inlet structure for said wasteway. However it was agreed that this would not in any way affect the present point of diversion which the District now maintains. The District is not assuming any responsibility beyond the present point of diversion.

No further business appearing the Board adjourned.

ATTEST

W.W. Moore
W.W. MOORE SECRETARY

Wayne Naugle
WAYNE NAUGLE PRESIDENT

Caldwell, Idaho
May 4th, 1954

The Board met in regular session, all members, Secretary, Superintendent and Peter Boyd Attorney present. Minutes of the meeting held April 6th were approved as read. The Treasurers report for the month of April was approved. Claims in the amount of \$9457.66 were examined and ordered paid by the issuance of warrants # 419 thru 490 as shown by the warrant register which by reference thereto becomes a part of these minutes.

A Mothion by Turner seconded by Smeed passed unanimously to start paying .25¢ per gopher caught in our District.

No further business the Board adjourned.

ATTEST

W.W. Moore
W.W. MOORE SECRETARY

Wayne Naugle
WAYNE NAUGLE PRESIDENT

Whereas, it appears that one of the proposed drains of said Pioneer Irrigation District, known as the West End Drain, is so located that it is most practical and feasible that a portion of said drain shall follow the same channel and flow through the same ditch used by the United States as the Pipe Gulch Wasteway of the Boise Project, and

West End
Drain &
Pipe Gulch

Whereas, the estimated cost of the section of the ditch required for said joint use is Five Thousand Four Hundred (\$5400) Dollars,

Now Therefore, in order to avoid the construction of parallel ditches and the unnecessary expense and damage to lands which would result from such parallel ditches, it is requested that that portion of the proposed West End Drain from the following described point:

The intersection of the Pipe Gulch Wasteway with the north line of Sec. 22 T. 4 N. R. 4 W. B.M. to the following described points, to-wit:

A point approximately 300 feet above the Wasteway in the Riverside Canal in the SE $\frac{1}{4}$ 20 E. Sec. 16 T. 4 N. R. 4 W. B.M. be constructed of sufficient capacity and depth to carry both the drainage water from said West End Drain and the waste and drainage water which may from time to time come down through the said Pipe Gulch Wasteway of the Boise Project, and that the cost of the said ditch between the above described points, which is to be applied to the above described joint use, shall be divided between the Pioneer Irrigation District and the Boise Project in the following proportion:

That four-sevenths ($\frac{4}{7}$ ths) of the cost thereof be charged to the drainage fund of the Pioneer Irrigation District; and three-sevenths ($\frac{3}{7}$ ths) thereof to the Boise

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Project, and we hereby agree and consent on behalf of the Pioneer Irrigation District that the cost of said joint construction be so charged and divided and that the Pioneer Irrigation District will repay the said four-sevenths ($\frac{4}{7}$ ths) of such cost on the terms and conditions provided in the said above named contracts between the United States and the Pioneer Irrigation District.

It appearing to the Board of Directors of the Pioneer Irrigation District that Madden Spur Drain divides the lands hereinafter described so that the owner thereof is entitled to a bridge across said drain, under the general Resolution of this Board, passed July 7, 1914,

Be It Therefore

Resolved That the Reclamation Service of the United States be authorized and directed to construct a bridge in accordance with the plans and specifications for land-locked lands on file in its office, in Boise, Idaho, across Madden Spur Drain, in the following described lands:

East Half ($\frac{E}{2}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-nine (29), Township Four (4), North of Range Two (2), West of Boise Meridian; now belonging to the Western National Bank, and that the expense of such construction be paid out of the \$350,000 drainage fund now in the hands of the Reclamation Service of the United States.

It appearing to the Board of Directors of the Pioneer Irrigation District that Madden Spur Drain divides the lands hereinafter described so that the owner thereof is entitled to a bridge across said Drain, under the general Resolution of this Board, passed July 7, 1914,

Be It Therefore

Resolved That the Reclamation Service

63-21713

Caldwell, Idaho, February 4, 1913.

The Board of Directors of the Pioneer Irrigation District met in regular session, present, L. G. Brown, let, Jos. Dickens, and A. J. Street, Directors, and J. J. Taylor, Jr., Secretary, when the following proceedings were had:

Claims amounting to \$1650.50 were allowed, for \$9.25 of which time checks had been issued and for the balance, \$1642.25, Maintenance warrants numbered 335 to 388 were drawn.

C. H. Turner and Attorney Haydon appeared before the Board asking for the cancellation of Tax Sale Certificate #78 of 1910 sale as erroneous. The facts were given to the District's attorney and the matter was referred to them.

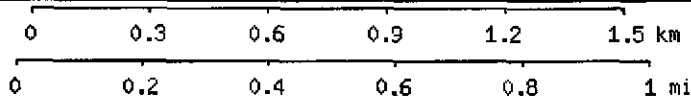
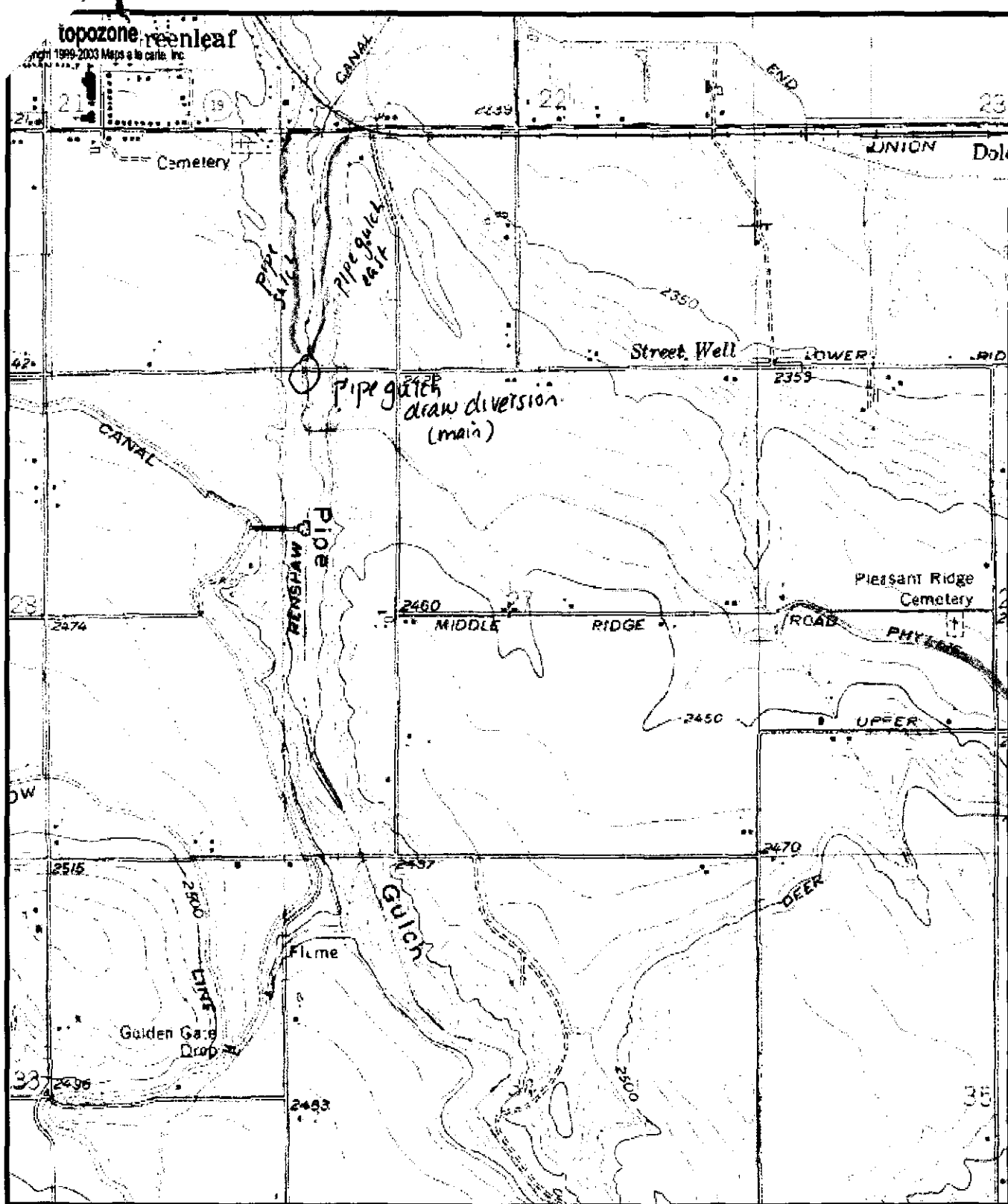
W. S. Brown appeared before the Board asking permission to make some changes in the Phyllis canal at Pipe Gulch in Section 27-4-24 so that he could water some high land and also to prevent damage to his land from washing.

The matter was referred to Supt. Brown with authority to make such changes as he thinks best.

In regard to F. L. Sheldon's furnishing the flow readings on the Eureka #1 Canal, to the U. S. R. S., the Board instructed the secretary to inform W. G. Stewart that the Directors do not feel that they have the authority to give out such readings without the consent of the Directors of the Eureka Company.

Some applications having been made to the treasurer of the District to purchase some of the Tax Sale Certificates sold to the District in September, 1912, the Board passed the following resolution:-

Resolved, that, in all cases, where land has been sold to the District for taxes and assessments for the year 1911-12, and certificate of sale therefor issued to the District, and upon the application to the treasurer of any person to purchase said certificate, the treasurer is hereby directed to ascertain the amount of such sale and the interest thereon from the date of such sale to the date of purchase, and any person, upon the presentation of a receipt from the treasurer, to the secretary showing payment



Map center is UTM 11 515886E 4833563N (WGS84/NAD83)
Notus quadrangle - Elevation 0.0 ft / 0.0 m (USGS NED)
 Projection is UTM Zone 11 NAD83 Datum

* M
 G
 M=15.619
 G=0.136

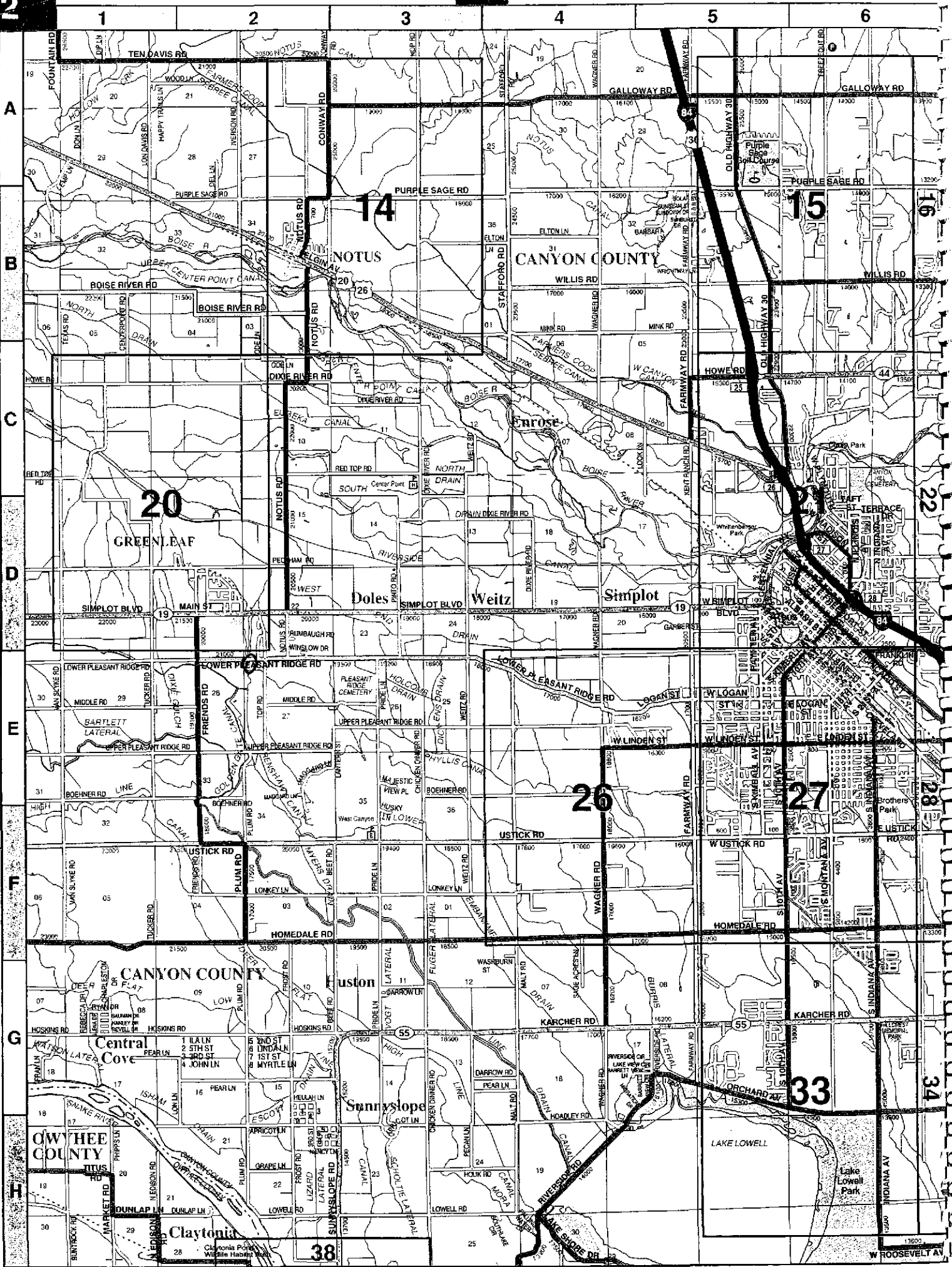
T 04 N | T 05 N

↑ N

map see 12

I 04 N

I 03 N





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, PO Box 83720 Boise, Idaho 83720-0098

Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 21, 2006

63-5200, 63-5219, 63-5237
63-5255, 63-21706, 63-21713
63-21714, 6321731 & 63-21839
Pioneer Irrigation District
PO Box 426
Caldwell, ID 83605

Re: Evidence of Priority Date

Dear Claimants:

RESPONSE DEADLINE
MARCH 21, 2006

The Notices of Claim to a Water Right (claim) identified with the numbers shown above your name have been filed in the Snake River Basin Adjudication (SRBA). The claims indicate your water usage is based on "Beneficial Use." Water rights of this type are established by the historic use of water, dating back to when water was first used for the purpose claimed, and are termed beneficial use rights. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. Since the priority date and historic use of a beneficial use right cannot be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed and the historic use of the water.

Enclosed you will find a computer printout of the irrigation district's claims and the pamphlet entitled "Evidence of Priority." The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

PLEASE NOTE: IDWR will recommend the SRBA Court decree the claim disallowed if no evidence of the priority date and of the historic use is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement should be in the form of a notarized affidavit.

Please submit the required evidence supporting the priority date and the historic use by the date shown above, referencing all documents with the corresponding claim number. If you have questions not covered by this letter or the enclosed pamphlet, please contact this office. Our toll free number is 1-800-451-4129.

Sincerely,

David R. Tuthill, Jr.
Administrator
Water Management Division

Enclosures

cc: Scott L Campbell

Moffatt Thomas Barrett Rock & Fields

Draft

02/14/2006

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

RIGHT NUMBER: 63-21713

NAME AND ADDRESS: PIONEER IRRIGATION DISTRICT
PO BOX 426
CALDWELL ID 83605

SOURCE: PIPE GULCH DRAW CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 4.400 CFS

PRIORITY DATE: 06/01/1904

Apr. 1, 1913 per minutes

POINT OF DIVERSION:

T04N R04W S27 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/01 11/15

QUANTITY
4.400 CFS

PLACE OF USE:

219 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 when combined with Right Nos. 63-161BU, 63-166A, 63-167A, 63-179A, 63-224, 63-225, 63-294, 63-295, 63-371, 63-2114, 63-2275, 63-2276, 63-2294, 63-2529, 63-2891, 63-5199, 63-5200, 63-5219, 63-5237, 63-5255, 63-9109, 63-21706, 63-21713, 63-21714, 63-21731 and 63-21739 can be used to irrigate up to 24,555.8 acres within the boundary of the Pioneer Irrigation District.

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 - Beneficial Use

Draft

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21713 V1

WATER RIGHT NUMBER: 63-21713 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PIONEER IRRIGATION DISTRICT PO BOX 426 CALDWELL, ID 83605 (208)459-3617
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208) 345-2000

Priority Date: 06/01/1904

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
PIPE GULCH DRAW CREEK	BOISE 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	4.400 CFS	
	<u>Total Diversion:</u>	4.400 CFS	

Location of Point(s) of Diversion

PIPE GULCH DRAW CREEK	NW1/4NW1/4	Sec. 27, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

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.
2. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
3. This right when combined with Right Nos. 63-161BU, 63-166A, 63-167A, 63-179A, 63-224, 63-225, 63-294, 63-295, 63-371, 63-2114, 63-2275, 63-2276, 63-2294, 63-2529, 63-2891, 63-5199, 63-5200, 63-5219, 63-5237, 63- 5255, 63-9109, 63-21706, 63-21713, 63-21714, 63-21731 and 63-21739 can be used to irrigate up to 24,555.8 acres within the boundary of the Pioneer Irrigation District.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21713 V1

Comments: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:
 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	2/14/2006 1:17:50 PM	awarntje			Active
Priority Date	2/14/2006 1:18:48 PM	awarntje			Active
POD	2/14/2006 1:24:32 PM	awarntje			Active
Source	2/14/2006 1:24:50 PM	awarntje			Active
POU	2/14/2006 1:30:02 PM	awarntje			Active
Use	2/14/2006 1:30:25 PM	awarntje			Active
Season	2/14/2006 1:31:10 PM	awarntje			Active
Quantity	2/14/2006 1:31:32 PM	awarntje			Active
Summary			02/14/2006	awarntje	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Use	2/14/2006 1:30:25 PM	awarntje	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21713 V1

Season	2/14/2006 1:31:10 PM	awarntje	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	2/14/2006 1:31:32 PM	awarntje	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	2/14/2006 1:32:27 PM	awarntje	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 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?
Contacts	2/14/2006 1:17:50 PM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-21713 V1

POD	2/14/2006 1:24:32 PM	awarntje	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (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? (No) 10. Is a POD remark and/or condition required?
POU	2/14/2006 1:30:03 PM	awarntje	(No) 1. Is the basis of this claim a Decree or License? (No) 2b. Is the POU required? (Yes) 14. Is a POU remark and/or condition required?
General	2/14/2006 1:18:48 PM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (No) 12. Does the claim file contain sufficient evidence of Priority Date?
Source	2/14/2006 1:24:50 PM	awarntje	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required?
POD	2/14/2006 1:24:04 PM	awarntje	Updated shape

Water Supply Bank:

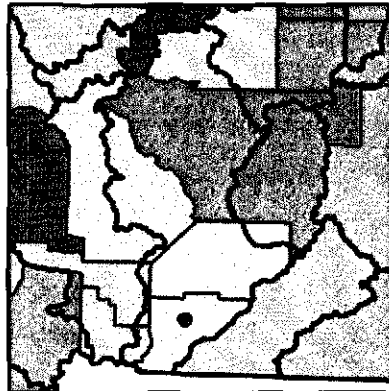


Idaho Department of Water Resources

Adjudication Claim:
63-21713

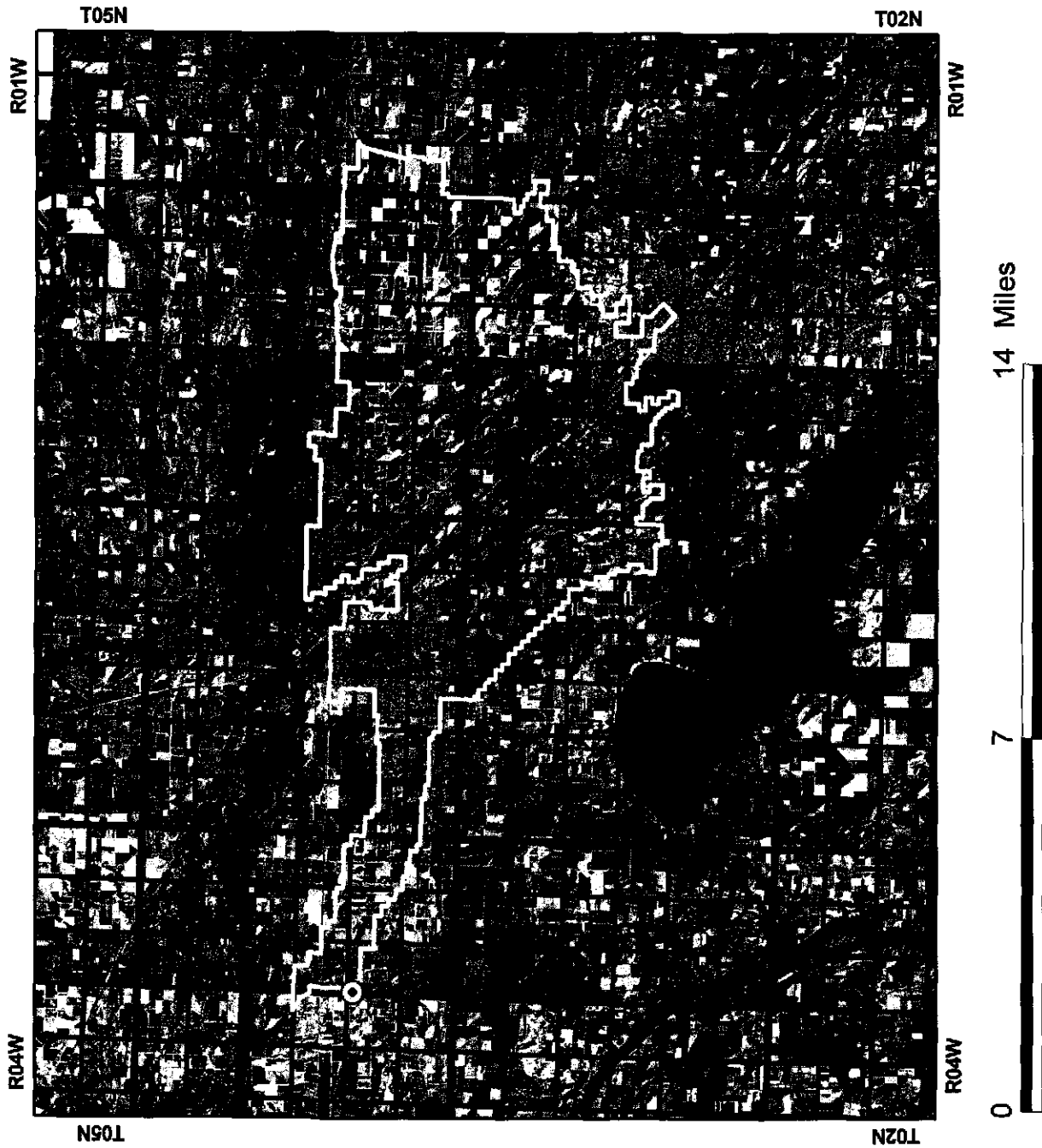
Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections



Canyon County
IDWR Basin 63

Prepared by A. Warntjes
On Tuesday, February 14, 2006
1987/88 Aerial Photography



Receipt Details for ID C014726

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/15/1990 10:52:23 AM	2/15/1990	State	\$34,043.00	Check
Payer		PIONEER IRR. DIST.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
5232			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$34,043.00	ADJUDICATION FEE	410162	9337	00		6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	224		\$33,818.00	Claim
63	10169		\$50.00	Claim
63	21706		\$50.00	Claim
63	21713		\$50.00	Claim
63	21714		\$50.00	Claim
63	21716		\$25.00	Claim

Print Report

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
	PIONEER IRRIGATION DISTRICT						
		C	A63-05255	05/01/1915	INDIAN CREE	2.170	01 IRR
		C	A63-09109	05/01/1957	GROUNDWATER	5.040	01 IRR
		C	A63-10169	08/11/1983	GROUNDWATER	0.040	43 DOMEST
		C	A63-21706	05/01/1958	BOISE RIVER	0.120	01 IRR
		C	A63-21713	06/01/1904	PIPE GULCH	4.400	01 IRR
		C	A63-21714	10/03/1963	GROUNDWATER	0.040	10 COMMER
		C	A63-21739	05/01/1957	ELIJAH DRAI	10.000	01 IRR
		C	A63-00166A	07/03/1866	BOISE RIVER	15.400	01 IRR
		C	A63-02529	12/31/1936	GROUNDWATER	87.100	01 IRR
		C	A63-21731	06/01/1918	FIVE MILE C	100.000	01 IRR
		C	A63-05199	10/15/1950	GROUNDWATER	3.800	01 IRR
		C	A63-02275	09/08/1915	WILSON SLOU	60.000	01 IRR
		C	A63-21716	03/07/1939	GROUNDWATER	0.040	43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

AUG 28 1994

-2 Last Name: PIONEER IRR

STATE

First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
PIONEER IRRIGATION DISTRICT						
	C	A63-05219	05/01/1961	INDIAN CREE	18.000	01 IRR
	C	A63-02891	01/23/1952	WILSON SLOU	13.000	01 IRR
	C	A63-02891A	01/23/1952	WILSON SLOU	15.000	01 IRR
	C	A63-00167A	10/29/1880	BOISE RIVER	27.600	01 IRR
	C	A63-00179A	06/01/1869	BOISE RIVER	37.200	01 IRR
	C	A63-00224	09/01/1890	BOISE RIVER	200.000	01 IRR
	C	A63-00225	04/01/1904	BOISE RIVER	56.340	01 IRR
	C	A63-00294	04/01/1905	BOISE RIVER	306.560	01 IRR
	C	A63-00295	04/01/1908	BOISE RIVER	54.500	01 IRR
	C	A63-00371	06/01/1884	BOISE RIVER	53.100	01 IRR
	C	A63-02114	10/15/1909	INDIAN CREE	8.640	01 IRR
	C	A63-02276	09/08/1915	MASON CREEK	120.000	01 IRR
	C	A63-02294	04/03/1916	FIVE MILE C	150.000	01 IRR
	C	A63-05200	03/01/1958	GROUNDWATER	8.000	01 IRR
	C	A63-05237	04/01/1910	INDIAN CREE	16.000	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

AUG 28 1994

2 Last Name: SETTLERS

STATE

W.O.

First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
---------------	-------------	--------------------	------------------	--------	--------------------	------------------

SETTLERS IRRIGATION DISTRICT

C A63-00230F	10/17/1884	BOISE RIVER	99.060	01	IRR
C A63-00231	05/06/1891	BOISE RIVER	73.440	01	IRR
C A63-03060	08/03/1955	BOISE RIVER	1.870	01	IRR
C A63-00230	10/17/1884	BOISE RIVER	99.060	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

N.O.A.

MICROFILMED

AUG 28 1984

Scott L. Campbell
DAVIS WRIGHT TREMAINE
702 West Idaho Street, Suite 700
Boise, ID 83702
(208) 338-8200

RECEIVED
JAN 16 1992

Department of Water Resources

Attorneys for
Pioneer Irrigation District
Settlers Irrigation District

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)

Case No. 39576

The State of Idaho, ex rel.)
R. Keith Higginson, in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

NOTICE OF
SUBSTITUTION OF COUNSEL

Petitioner,)

vs.)

The United States; the State of)
Idaho; and all claimants to the)
use of water from the Snake River)
Basin Water System,)

Defendants.)

DESCRIPTIVE SUMMARY

This document contains the Notice of Substitution of Counsel
of Scott L. Campbell on behalf of Pioneer Irrigation District and
Settlers Irrigation District.

MICROFILMED

AUG 22 1994

NOTICE OF SUBSTITUTION OF COUNSEL

Scott L. Campbell, of the firm of Davis Wright Tremaine, hereby provides Notice of Substitution of Counsel for Pioneer Irrigation District and Settlers Irrigation District, hereinafter "Districts." Scott L. Campbell will continue to appear on behalf of the Districts, but will be affiliated with the law firm of Davis Wright Tremaine, instead of the law firm of Elam, Burke and Boyd. Any future pleadings or correspondence should be addressed to:

Scott L. Campbell, Esq.
Davis Wright Tremaine
702 West Idaho St., Suite 700
Boise, ID 83702

DATED this 14th day of January, 1992.

DAVIS WRIGHT TREMAINE

By: Scott L. Campbell
Scott L. Campbell
Attorneys for
Pioneer Irrigation District
Settlers Irrigation District

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of January, 1992, a true and correct copy of the foregoing NOTICE OF SUBSTITUTION OF COUNSEL was mailed, postage prepared, to:

See Attachment A.

Scott L. Campbell
Scott L. Campbell

ATTACHMENT A -- CERTIFICATE OF MAILING

Roger D. Ling
Ling Nielsen & Robinson
P.O. Box 396
Rupert, ID 83350

Craig R. Zaiss, Esq.
P.O. Box 628
Parma, ID 83660-0628

Albert P. Barker
Don A. Olowinski
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Jeffrey C. Fereday
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Huntley
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Boise, ID 83701

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Tucker, Chartered
P.O. Box 2139
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David Hammerquist
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Peter G. Monson
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Environment & Natural Resources
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Jeanette Wolfley
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MICROFILMED

AUG 25 1994

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Jones, Chartered
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Boise, ID 83724

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Park Costello & Burkett
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Native American Rights Fund
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Seattle, WA 98115

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Lewiston, ID 83501

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Office of the Idaho
Attorney General
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Veterans Administration
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Washington, DC 20420

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General Litigation Section
U.S. Department of Justice
P.O. Drawer 3607
Denver, CO 80294

Division of Renewable Resources
Bureau of Land Management
Idaho State Office
3380 Americana Terrace
Boise, ID 83706

Brian H. Collins
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Spokane, WA 99205

Richard Moen
Assistant Regional counsel
General Services Administration
GSA Center
Auburn, WA 98001

ATTACHMENT A -- CERTIFICATE OF MAILING

MICROFILMED

AUG 18 1994

Rebecca Ranson
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U.S. Army Corps of Engineers
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Ralph W. Tarr
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18th and "C" Streets, N.W.
Washington DC 20420

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Portland, OR 97232

Stuart Shelton
Department of Agriculture
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14th and Independence Ave., N.W.
Washington, DC 20250

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Vic Conrad
Water Specialist
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Boise, ID 83707

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Hogue Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

Carolyn Seneca Steele
Underwood & Steele, Ctd.
P.O. Box 387
Boise, ID 83701

Ed Thomas
Bureau of Reclamation
550 West Fort Street
Boise, ID 83724

The Honorable Darla Williamson
Judge, Magistrate Division
Valley County Courthouse
Cascade, ID 83611

U.S. Department of Justice
Environment and Natural
Resources Division
550 W. Fort Street, Box 33
Boise, ID 83724



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

FEB 04 1994

February 4, 1994

WATER RESOURCES
WESTERN REGION

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Scott Campbell
Elam & Burke
P.O. Box 1539
Boise, ID 83701

A63-21713

RE: Snake River Basin Adjudication (SRBA)
Change in Notice of Appearance of Counsel on the Snake River
Basin Adjudication Claims for Owen Ranches, Pioneer
Irrigation District and Settlers' Irrigation District

Dear Scott:

Following your letter request to David Shaw of December 10, 1993, attached is an adjudication report denoting the claims filed by your clients referenced above that have been changed. We have also updated water right 57-00040 for Pioneer Irrigation as you requested.

Please note water rights claims showing Richard L. Owen as claimant were not changed in our database. You may wish to file another Notice to the court if you are representing Richard L. Owen as well as Owen Ranches, each of whom have filed claims as if they were unrelated parties.

Call me if you have questions.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:sf:regions
Enclosures:
Adjudication Report

MICROFILMED

AUG 28 1994

AJ5514NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION ATTORNEY NAME ADD/UPDATE

DATE: 02/02/94
TIME: 23:49:41.6
PAGE: 1

INPUT: AJ_SELECTION:SHAFF-CAMPBELL-CAM.SEL

TYPE OF ACTION: MODIFY

MODIFY ALL FIELDS FLAG: N LAST NAME:

ADDRESS LINE 1: ELAM & BURKE

ADDRESS LINE 3: PO BOX 1539

CITY: BOISE

FIRST NAME:

ADDRESS LINE 2: 702 W IDAHO FL 10

STATE: ID ZIP: 837011539 PHONE NUMBER: (208) 343-5454

A51-00012	SUCCESSFULLY CHANGED ON HOST
A51-00013	SUCCESSFULLY CHANGED ON HOST
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MICROFILMED

AUG 28 1994

AJ5514NP

INPUT: AJ_SELECTION: SHAFF-CAMPBELL-CAN.SEL

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION ATTORNEY NAME ADD/UPDATE

DATE: 02/02/94
TIME: 23:49:53.7
PAGE: 2

TYPE OF ACTION: MODIFY

MODIFY ALL FIELDS FLAG: N

LAST NAME:

ADDRESS LINE 1: ELAM & BURKE

ADDRESS LINE 3: PO BOX 1539

CITY: BOISE

FIRST NAME:

ADDRESS LINE 2: 702 W IDAHO FL 10

PHONE NUMBER: (208) 343-5454

STATE: ID ZIP: 837011539

A51-10171 SUCCESSFULLY CHANGED ON HOST
A51-10210 SUCCESSFULLY CHANGED ON HOST
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A51-10279 WATER RIGHT HAS NO ATTORNEY OWNER CODE - NOT UPDATED
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A55-10147 SUCCESSFULLY CHANGED ON HOST
A55-10221 SUCCESSFULLY CHANGED ON HOST

Previously conveyed to Idaho Fish & Game

MICROFILMED

AUG 28 1994

AJ5514NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION ATTORNEY NAME ADD/UPDATE

DATE: 02/02/94
TIME: 23:50:04.4
PAGE: 3

INPUT: AJ_SELECTION:SHAFF-CAMPBELL-CAN.SEL

TYPE OF ACTION: MODIFY

MODIFY ALL FIELDS FLAG: N

LAST NAME:

ADDRESS LINE 1: ELAM & BURKE

ADDRESS LINE 3: PO BOX 1539

CITY: BOISE

FIRST NAME:

ADDRESS LINE 2: 702 W IDAHO FL 10

PHONE NUMBER: (208) 343-5454

STATE: ID ZIP: 837011539

A55-10222 SUCCESSFULLY CHANGED ON HOST
A55-10223 SUCCESSFULLY CHANGED ON HOST
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A63-00225 SUCCESSFULLY CHANGED ON HOST
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R51-04105 SUCCESSFULLY CHANGED ON HOST
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R55-10139 SUCCESSFULLY CHANGED ON HOST

Record will be corrected to Idaho Fish & Game

MICROFILMED

AUG 28 1994

AJ5514NP

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION ATTORNEY NAME ADD/UPDATE

DATE: 02/02/94
TIME: 23:50:17.4
PAGE: 4

INPUT: AJ_SELECTION:SHAFF-CAMPBELL-CAN.SEL

TYPE OF ACTION: MODIFY

MODIFY ALL FIELDS FLAG: N

LAST NAME:

ADDRESS LINE 1: ELAM & BURKE

ADDRESS LINE 3: PO BOX 1539

CITY: BOISE

FIRST NAME:

ADDRESS LINE 2:702 W IDAHO FL 10

PHONE NUMBER: (208) 343-5454

STATE: ID ZIP: 837011539

R55-10141 SUCCESSFULLY CHANGED ON HOST
R55-10142 SUCCESSFULLY CHANGED ON HOST
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R55-10145 SUCCESSFULLY CHANGED ON HOST
R55-10146 SUCCESSFULLY CHANGED ON HOST

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AUG 28 1994

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FEB 04 1994

WATER RESOURCES
WESTERN REGION

SCOTT L. CAMPBELL

ELAM & BURKE

A Professional Association
ATTORNEYS AND COUNSELORS AT LAW
Established in 1928

KEY FINANCIAL CENTER
702 WEST IDAHO
POST OFFICE BOX 1539
BOISE, IDAHO 83701

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DEC 14 1993

Department of Water Resources

TELEPHONE
208-343-5454

FACSIMILE
208-384-5844

December 10, 1993

Mr. David B. Shaw
Bureau Chief
Adjudications Bureau
State of Idaho
Department of Water Resources
1301 North Orchard
Boise, Idaho 83706

Re: Change in Notice of Appearance of Counsel on the Snake River Basin
Adjudication Claims for Owen Ranches, Pioneer Irrigation District and
Settlers' Irrigation District

Dear David:

This correspondence is to notify the Department of my change of address and affiliation. I am presently a shareholder with the law firm Elam & Burke at the following address:

Scott L. Campbell
Elam & Burke
P.O. Box 1539
702 West Idaho, Floor 10
Boise, Idaho 83701

Attached please find the computer records the Department of Water Resources provided me with as confirmation of the change in firm affiliation I made prior to this move. In addition to these, Pioneer Irrigation District has filed an

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AUG 28 1994

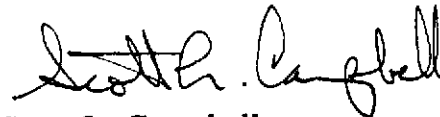
David B. Shaw, Esq.
December 10, 1993
Page 2

objection to Water Right No. 57-00040. This, too, will need to be updated with my new firm information.

I apologize for the inconvenience this will cause you. If there is anything I can do to expedite this process, please call.

Very truly yours,

ELAM & BURKE
A Professional Association

A handwritten signature in cursive script, reading "Scott L. Campbell".

Scott L. Campbell

SLC:ma
Enclosure

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FEB 04 1994

WATER RESOURCES
WESTERN REGION

Scott L. Campbell
ELAM & BURKE, A Professional Association
Key Financial Center
702 West Idaho Street
P.O. Box 1539
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DEC 09 1993

Department of Water Resources
Adjudication Bureau

Attorneys for Pioneer Irrigation District,
Settlers Irrigation District and Owen Ranches

**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)

Case No. 39576

R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)
Petitioner,)

NOTICE OF CHANGE OF FIRM AND
ADDRESS

vs.)

*changes made by
Don Shaff.*

The United States; the State)
of Idaho; and all Claimants)
to the use of Water from the)
Snake River Basin Water System)

Respondents.)

of 2-4-94

DESCRIPTIVE SUMMARY

This document is a Notice of Change of Address and Firm for Scott L. Campbell, Counsel
for Settlers' Irrigation District, Pioneer Irrigation District, and Owen Ranches.

1 - NOTICE OF CHANGE OF FIRM AND ADDRESS
C:\WPDATA\SLC00001.PLD

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AUG 28 1994

Please be notified that effective immediately, the firm and address for Scott L. Campbell, Counsel for Settlers' Irrigation District, Pioneer Irrigation District, and Owen Ranches has been changed to:

Scott L. Campbell
ELAM & BURKE,
A Professional Association
Key Financial Center
702 West Idaho Street
P.O. Box 1539
Boise, ID 83701
(208) 343-5454

This Notice is applicable to Case No. 39576; Basin-Wide Issue No. 1, Case No. 91-00001; Basin-Wide Issue No. 2, Case No. 91-00002; and Objection to Water Right 57-00040, Reporting Area 57.

DATED this 6th Day of December, 1993.

ELAM & BURKE

By 
Scott L. Campbell

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 6th day of December, 1993, I served a true and correct copy of the foregoing NOTICE OF CHANGE OF FIRM AND ADDRESS by depositing a copy thereof in the United States mail, postage prepaid, to the following:

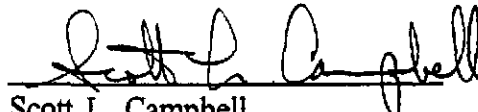
All Parties of Record

Case No. 39576

Basin-Wide Issue No. 1

Basin-Wide Issue No. 2

Water Right 57-00040



Scott L. Campbell

CERTIFICATE OF MAILING

*Roger D. Ling, Esq.
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Attorney General
Attn: Clive Strong
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Statehouse Mail, Room 210
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AUG 28 1994

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Carl F. Bianchi
Administrative Director
Administrator of the Courts
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AUG 28 1994

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Attorney, Indian Resource Section
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Conflict Management Services
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Twin Falls, ID 83303-0389

Clerk of the District Court
Snake River Basin Adjudication
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Kent Fletcher, Esq.
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Regional Solicitor's Office
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U.S. Department of Justice
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Moore, Idaho 83255

Kirby A. Jensen
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AUG 28 1994

Don Aikele
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Moore, ID 83255

Sunset Trust Organization
c/o Arthur W. Quist, Mgr.
Rt. 1, Box 203
Arco, ID 83213

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AUG 28 1994

MEMORANDUM

To: A63-00231 A63-00230
 A63-03060 A63-02276
 A63-02294 A63-02891
 A63-02891A A63-05199
 A63-05219 A65-02275
 A63-05237 A63-05255
 A63-00224 A63-21731
 A63-21739 A63-02114
 A63-09109 A63-10169
 A63-21706 A63-21713
 A63-21714 A63-02529
 A63-05200 A63-00225
 A63-00294 A63-00295
 A63-00166A A63-00167A
 A63-00179A A63-00371

From: Roxanne McCarthy

Re: Substitution of Counsel

Date: February 26, 1992

=====

A Notice of Substitution of Counsel, identifying Scott Campbell as the attorney for the above claims, is filed in A63-00166A. The data-entry of this information was completed this date.

FILED
SEP 3 4 1992

RECEIVED
JAN 16 1992

L. Campbell
WRIGHT TREMAINE
102 West Idaho Street, Suite 700
Boise, ID 83702
(208) 338-8200

Department of Water Resources

Attorneys for
Pioneer Irrigation District
Settlers Irrigation District

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

Case No. 39576

The State of Idaho, ex rel.
R. Keith Higginson, in his
official capacity as Director
of the Idaho Department of
Water Resources,

NOTICE OF
SUBSTITUTION OF COUNSEL

Petitioner,

vs.

The United States; the State of
Idaho; and all claimants to the
use of water from the Snake River
Basin Water System,

Defendants.

DESCRIPTIVE SUMMARY

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This document contains the Notice of Substitution of Counsel

of Scott L. Campbell on behalf of Pioneer Irrigation District and
Settlers Irrigation District.

A63-00231

A63-00230

A63-03060

NOTICE OF SUBSTITUTION OF COUNSEL - PAGE 1

A63-02276 A63-05237 A63-21714
A63-02294 A63-05255 A63-02529
A63-02891 A63-00224 A63-05200
A63-02891A A63-21731 A63-00225
A63-21739 A63-00274
A63-05199 A63-02114 A63-00295
A63-05219 A63-09109 A63-00166A
A63-02275 A63-10169 A63-00167A
A63-21706 A63-00179A
A63-21713 A63-00371

NOTICE OF SUBSTITUTION OF COUNSEL

Scott L. Campbell, of the firm of Davis Wright Tremaine, hereby provides Notice of Substitution of Counsel for Pioneer Irrigation District and Settlers Irrigation District, hereinafter "Districts." Scott L. Campbell will continue to appear on behalf of the Districts, but will be affiliated with the law firm of Davis Wright Tremaine, instead of the law firm of Elam, Burke and Boyd. Any future pleadings or correspondence should be addressed to:

Scott L. Campbell, Esq.
Davis Wright Tremaine
702 West Idaho St., Suite 700
Boise, ID 83702

DATED this 14th day of January, 1992.

DAVIS WRIGHT TREMAINE

By: Scott L. Campbell
Scott L. Campbell
Attorneys for
Pioneer Irrigation District
Settlers Irrigation District

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of January, 1992, a true and correct copy of the foregoing NOTICE OF SUBSTITUTION OF COUNSEL was mailed, postage prepared, to:

See Attachment A.

Scott L. Campbell
Scott L. Campbell